

RESOLUTION NO. 10-228

**A RESOLUTION APPROVING CHANGE ORDER IN THE AMOUNT OF \$7,894.61, AS IT PERTAINS TO RESOLUTION 09-008 A PROFESSIONAL SERVICES CONTRACT AWARDED TO ARCENEAUX & GATES CONSULTING ENGINEERS, INC. FOR CONSTRUCTION MATERIAL TESTING FOR THE PORT ARTHUR HIGHWAY 73 BUSINESS PARK UTILITY AND STREET IMPROVEMENTS**

**WHEREAS**, the City of Port Arthur Section 4A Economic Development Corporation (the "PAEDC") entered into a contract with Arceneaux & Gates Consulting Engineers, Inc. on January 22, 2010, in the amount of \$48,400 for the design and construction of roadways, utilities and drainage for the Highway 73 Business Park; and

**WHEREAS**, Arceneaux & Gates Consulting Engineers, Inc. has requested and has submitted this Change Order requesting the amount of \$7,894.61 for costs of the construction material testing for the roadway constructed in the Highway 73 Business Park; and

**WHEREAS**, the Change Order was approved unanimously by the Board of Directors of the PAEDC on May 17, 2010.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ARTHUR:**

**Section 1.** That the facts and opinions in the preamble are true and correct.

**Section 2.** That Change Order invoice in the amount of \$7,894.61 for testing of construction materials in the roadway in the Highway 73 Business Park is herein approved for payment as denoted in **Exhibit "A"**.

**Section 3.** That a copy of the caption of this Resolution be spread upon the Minutes of the City Council.

**READ, ADOPTED AND APPROVED** on this 15<sup>th</sup> day of June A.D., 2010, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following vote: AYES:  
Mayor Prince; Mayor Pro Tem Albright,  
Councilmembers Segler, Flood, Wise and  
Henderson.

NOES: None.

  
\_\_\_\_\_  
DELORIS "BOBBIE" PRINCE, MAYOR

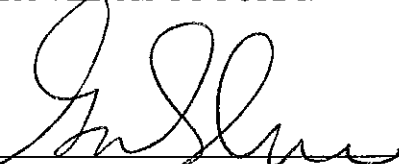
ATTEST

  
\_\_\_\_\_  
TERRI HANKS, CITY SECRETARY (on behalf of)

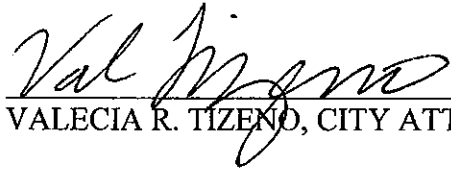
APPROVED:

  
\_\_\_\_\_  
FLOYD BATISTE, PAEDC CEO

APPROVED AS TO FORM:

  
\_\_\_\_\_  
GUY N. GOODSON, PAEDC ATTORNEY

APPROVED AS TO FORM:

A handwritten signature in cursive script, appearing to read "Val Tizeno", is written over a horizontal line.

VALECIA R. TIZENO, CITY ATTORNEY

# **EXHIBIT “A”**

**ARCENEUX & GATES  
CONSULTING ENGINEERS, INC.**

3501 TURTLE CREEK DRIVE  
SUITE 102  
PORT ARTHUR, TX 77642

**Invoice**

Date	Invoice #
4/28/2010	12804

<b>Bill To</b>
PORT ARTHUR EDC 4173 39TH STREET PORT ARTHUR, TX 77642

RECEIVED APR 30 2010

Description	Hours/Units	Job No.	Terms
		08-EDC-100	Net 30
		Rate	Amount
REQUESTED MATERIALS TESTING FOR DEVELOPMENT OF A 7.3 ACRE SITE ON HWY 73			
MATERIALS TESTING		2,044.00	2,044.00
MATERIALS TESTING		1,584.00	1,584.00
MATERIALS TESTING		2,227.50	2,227.50
MATERIALS TESTING		1,321.42	1,321.42
Total Reimbursable Expenses			7,176.92
Markup		10.00%	717.69
Total Reimbursable Expenses			7,894.61
		<b>Subtotal</b>	\$7,894.61
		<b>Sales Tax (8.25%)</b>	\$0.00
		<b>Total</b>	\$7,894.61

Phone #	Fax #
(409)724-7888	(409)724-1447

Tolunay-Wong  Engineers, Inc.

REMIT TO:

Tolunay-Wong Engineers, Inc.  
10710 S. Sam Houston Pkwy. W., #100  
Houston, Texas 77031

**INVOICE No. 09-11156**

CLIENT No.: 2868

DATE: 11/30/2009  
PROJECT No.: 09.23.203

Joe Wilson  
Arceneaux & Gates Consulting Engineers, Inc.  
3501 Turtle Creek Dr., Ste. 102  
Port Arthur TX 77642

PROJECT INFORMATION:  
Port Arthur Economic Development Corporation  
Highway 73 Business Park

EDC-100

FOR QUESTIONS CONCERNING  
INVOICE PH # (409) 840-4214

DATE OF SERVICES	REPORT OR REF. NO.	DESCRIPTION	UNITS	RATE	AMOUNT
11/03/09	25194	Lime Series (PI Method), ea.	1.00	\$ 275.00	\$ 275.00
11/09/09	25435	Technician, hr.	2.00	\$ 45.00	\$ 90.00
11/09/09	25435	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/09/09	25441	Standard Compaction (Proctor) Effort,	1.00	\$ 125.00	\$ 125.00
11/09/09	25441	Plastic & Liquid Limit, 3-Pt. Meth.,	1.00	\$ 60.00	\$ 60.00
11/10/09	25492	Technician, hr.	4.00	\$ 45.00	\$ 180.00
11/10/09	25492	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/19/09	25873	Technician, hr.	5.00	\$ 45.00	\$ 225.00
11/19/09	25873	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/19/09	25873	Comp. Strength of Concrete Cyls., ea.	6.00	\$ 15.00	\$ 90.00
11/19/09	25896	Flex. Strength of Concrete Beams, ea.	4.00	\$ 24.00	\$ 96.00
11/20/09	25954	Technician, hr.	2.00	\$ 45.00	\$ 90.00
11/20/09	25954	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/24/09	26041	Technician, hr.	4.00	\$ 45.00	\$ 180.00
11/24/09	26041	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/24/09	26041	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
11/24/09	26044	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
11/25/09	26101	Technician, hr.	2.00	\$ 45.00	\$ 90.00
11/25/09	26101	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
11/30/09		Project Manager, hr.	1.00	\$ 90.00	\$ 90.00
<b>TOTAL AMOUNT DUE</b>					<b>\$ 2,044.00</b>

TERMS: TOTAL INVOICE AMOUNT DUE UPON RECEIPT. ACCOUNTS NOT PAID WITHIN 30 DAYS AFTER INVOICE DATE ARE SUBJECT TO 1-1/2% LATE CHARGE PER MONTH.

Tolunay-Wong  Engineers, Inc.

REMIT TO:  
 Tolunay-Wong Engineers, Inc.  
 10710 S. Sam Houston Pkwy. W., #100  
 Houston, Texas 77031

INVOICE No. 09-12183

CLIENT No.: 2868

DATE: 12/31/2009  
 PROJECT No.: 09.23.203

Joe Wilson  
 Arceneaux & Gates Consulting Engineers, Inc.  
 3501 Turtle Creek Dr., Ste. 102  
 Port Arthur TX 77642

PROJECT INFORMATION:  
 Port Arthur Economic **EDC 100**  
 Development Corporation  
 Highway 73 Business Park

FOR QUESTIONS CONCERNING  
 INVOICE PH # (409) 840-4214

DATE OF SERVICES	REPORT OR REF.	DESCRIPTION	UNITS	RATE	AMOUNT
12/03/09	26285	Technician, hr.			
12/03/09	26285	Vehicle Charge, trip	5.00	\$ 45.00	\$ 225.00
12/03/09	26285	Comp. Strength of Concrete Cyls., ea.	1.00	\$ 60.00	\$ 60.00
12/03/09	26286	Flex. Strength of Concrete Beams, ea.	3.00	\$ 15.00	\$ 45.00
12/04/09	26308	Technician, hr.	2.00	\$ 24.00	\$ 48.00
12/04/09	26308	Vehicle Charge, trip	2.00	\$ 45.00	\$ 90.00
12/17/09	26780	Technician, hr.	1.00	\$ 60.00	\$ 60.00
12/17/09	26780	Vehicle Charge, trip	2.00	\$ 45.00	\$ 90.00
12/21/09	26896	Technician, hr.	1.00	\$ 60.00	\$ 60.00
12/21/09	26896	Comp. Strength of Concrete Cyls., ea.	4.00	\$ 45.00	\$ 180.00
12/21/09	26896	Vehicle Charge, trip	3.00	\$ 15.00	\$ 45.00
12/22/09	26897	Flex. Strength of Concrete Beams, ea.	1.00	\$ 60.00	\$ 60.00
12/22/09	26990	Technician, hr.	2.00	\$ 24.00	\$ 48.00
12/22/09	26990	Comp. Strength of Concrete Cyls., ea.	4.00	\$ 45.00	\$ 180.00
12/22/09	26990	Flex. Strength of Concrete Beams, ea.	3.00	\$ 15.00	\$ 45.00
12/22/09	26990	Vehicle Charge, trip	2.00	\$ 24.00	\$ 48.00
12/23/09	27005	Technician, hr.	1.00	\$ 60.00	\$ 60.00
12/23/09	27005	Vehicle Charge, trip	2.00	\$ 45.00	\$ 90.00
12/23/09	27005	Project Manager, hr.	1.00	\$ 60.00	\$ 60.00
<b>TOTAL AMOUNT DUE</b>			1.00	\$ 90.00	\$ 90.00

\$ 1,584.00

TERMS: TOTAL INVOICE AMOUNT DUE UPON RECEIPT. ACCOUNTS NOT PAID WITHIN 30 DAYS AFTER INVOICE  
 DATE ARE SUBJECT TO 1-1/2% LATE CHARGE PER MONTH.



REMIT TO:

Tolunay-Wong Engineers, Inc.  
10710 S. Sam Houston Pkwy. W., #100  
Houston, Texas 77031

INVOICE No. 10-1168

CLIENT No.: 2868

DATE: 01/31/2010  
PROJECT No.: 09.23.203

EDC 100

Joe Wilson  
Arceneaux & Gates Consulting Engineers, Inc.  
3501 Turtle Creek Dr., Ste. 102  
Port Arthur TX 77642

PROJECT INFORMATION:  
Port Arthur Economic  
Development Corporation  
Highway 73 Business Park

FOR QUESTIONS CONCERNING  
INVOICE PH # (409) 840-4214

DATE OF SERVICES	REPORT OR REF.	DESCRIPTION	UNITS	RATE	AMOUNT
01/05/10	27272	Technician, hr.	4.00	\$ 45.00	\$ 180.00
01/05/10	27272	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/05/10	27272	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
01/05/10	27273	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
01/06/10	27349	Technician, hr.	4.00	\$ 45.00	\$ 180.00
01/06/10	27349	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/06/10	27349	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
01/06/10	27350	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
01/07/10	27356	Technician, hr.	2.00	\$ 45.00	\$ 90.00
01/07/10	27356	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/13/10	27561	Technician, hr.	4.00	\$ 45.00	\$ 180.00
01/13/10	27561	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/13/10	27561	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
01/13/10	27562	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
01/14/10	27613	Technician, hr.	4.00	\$ 45.00	\$ 180.00
01/14/10	27613	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/14/10	27613	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
01/14/10	27614	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
01/15/10	27644	Technician, hr.	2.00	\$ 45.00	\$ 90.00
01/15/10	27644	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/28/10	28097	Technician, hr.	4.00	\$ 45.00	\$ 180.00
01/28/10	28097	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/28/10	28097	Comp. Strength of Concrete Cyls., ea.	3.00	\$ 15.00	\$ 45.00
01/28/10	28098	Flex. Strength of Concrete Beams, ea.	2.00	\$ 24.00	\$ 48.00
01/29/10	28174	Technician, hr.	2.00	\$ 45.00	\$ 90.00
01/29/10	28174	Vehicle Charge, trip	1.00	\$ 60.00	\$ 60.00
01/31/10	MONTH	Project Manager, hr.	1.25	\$ 90.00	\$ 112.50
<b>TOTAL AMOUNT DUE</b>					<b>\$ 2,227.50</b>

TERMS: TOTAL INVOICE AMOUNT DUE UPON RECEIPT. ACCOUNTS NOT PAID WITHIN 30 DAYS AFTER INVOICE DATE ARE SUBJECT TO 1-1/2% LATE CHARGE PER MONTH.





EOC-100

REMIT TO:  
Tolunay-Wong Engineers, Inc.  
10710 S. Sam Houston Pkwy. W., #100  
Houston, Texas 77031

### INVOICE No. 10-3193

CLIENT No.: 2868

DATE: 03/31/2010  
PROJECT No.: 09.23.203

Joe Wilson  
Arceneaux & Gates Consulting Engineers, Inc.  
3501 Turtle Creek Dr., Ste. 102  
Port Arthur TK 77642

PROJECT INFORMATION:  
Port Arthur Economic  
Development Corporation  
Highway 73 Business Park

FOR QUESTIONS CONCERNING  
INVOICE PH # (409) 840-4214

DATE OF SERVICES	REPORT OR REF.NO	DESCRIPTION	UNITS	RATE	AMOUNT
03/12/10		Concrete Coring Services			
		(2) 3" x 3" Deep Core Drill - Cost +15%	1.00	\$ 435.71	\$ 435.71
03/12/10	29418	Technician, hr.			
03/12/10	29418	Vehicle Charge, trip	1.00	\$ 45.00	\$ 45.00
03/16/10		Concrete Coring Services			
		(3) 5" x 7" Deep Core Drill - Cost +15%	1.00	\$ 60.00	\$ 60.00
03/16/10	29578	Technician, hr.			
03/16/10	29578	Vehicle Charge, trip	3.00	\$ 45.00	\$ 135.00
03/19/10	29651	Technician, hr.	1.00	\$ 60.00	\$ 60.00
03/19/10	29651	Vehicle Charge, trip	2.00	\$ 45.00	\$ 90.00
<b>TOTAL AMOUNT DUE</b>					<b>\$ 1,321.42</b>

TERMS: TOTAL INVOICE AMOUNT DUE UPON RECEIPT. ACCOUNTS NOT PAID WITHIN 30 DAYS AFTER INVOICE DATE ARE SUBJECT TO 1-1/2% LATE CHARGE PER MONTH.