

RESOLUTION NO. 14-130

**A RESOLUTION APPROVING CHANGE ORDER NO. 1  
TO THE AGREEMENT BETWEEN THE CITY OF PORT  
ARTHUR SECTION 4A ECONOMIC DEVELOPMENT  
CORPORATION AND ARCENEAX & GATES, A  
BURROW GLOBAL COMPANY, TO DEVELOP  
PRELIMINARY PAVING PLANS AND UTILIZE THAT  
INFORMATION TO DEVELOP A GRADING PLAN TO  
ELIMINATE WATER PONDING IN THE SPUR 93  
BUSINESS PARK**

**WHEREAS**, on May 14, 2013, per Resolution 13-214, the City Council of the City of Port Arthur approved an agreement between the City of Port Arthur Section 4A Economic Development Corporation (the "PAEDC") and Arceneaux & Gates, a Burrow Global Company ("Arceneaux & Gates") to develop preliminary paving plans and utilize that information to develop a grading plan to eliminate the water ponding in the Spur 93 Business Park; and

**WHEREAS**, on March 3, 2014, the PAEDC Board of Directors approved extending the contract for an additional two hundred thirty-two days (232) from May 13, 2014 to December 30, 2014, as denoted in **Exhibit "A"** so that the contract would not expire before the completion of the work.

**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 the City Council approved Change Order No. 1 to extend Arceneaux & Gates contract an additional two hundred thirty-two days (232) from May 13, 2014 to December 30, 2014.

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 18<sup>th</sup> day of March A.D., 2014, at a Meeting of the City Council of the City of Port Arthur, Texas, by the following vote:

AYES:

Mayor Prince; Mayor Pro Tem Williamson

Councilmembers Scott, Albright, Lewis, Freeman  
and Thomas.

NOES: None.

Deloris Prince  
Deloris "Bobbie" Prince, Mayor

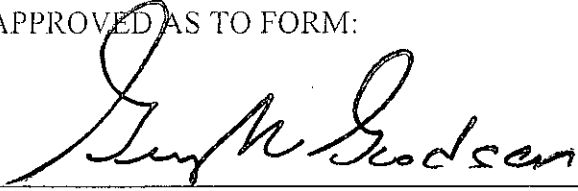
ATTEST:

Sherri Bellard  
Sherri Bellard, City Secretary

APPROVED:

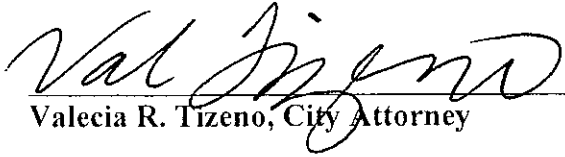
Floyd Batiste  
Floyd Batiste, PAEDC CEO

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Guy N. Goodson", written over a horizontal line.

Guy N. Goodson, PAEDC Attorney

APPROVED AS TO FORM:

A handwritten signature in black ink, appearing to read "Valecia R. Tizeno", written over a horizontal line.

Valecia R. Tizeno, City Attorney

# Exhibit "A"

CHANGE ORDER NO. 1

ORIGINAL AGREEMENT DATE: May 14, 2013 (Per Resolution No. 13-214)

PROJECT DESCRIPTION: Preliminary paving plans and utilize that information to develop a grading plan to eliminate the water ponding in the Spur 93 Business Park

CHANGE IN SCOPE: To extend the contract by two hundred thirty-two (232) days due to unforeseen circumstances

CHANGE TO CONTRACT:

CURRENT CONTRACT END DATE: May 13, 2014

NEW CONTRACT END DATE: December 30, 2014

SIGNED AND AGREED TO on the \_\_\_ day of \_\_\_\_\_, 2014.

Arceneaux & Gates

Print Name: \_\_\_\_\_

Title: \_\_\_\_\_

SIGNED AND AGREED TO on the 19<sup>th</sup> day of March, 2014.

PORT ARTHUR ECONOMIC DEVELOPMENT CORP.

BY:

Floyd Batiste

FLOYD BATISTE,  
CEO