

**Ordinance authorizing a second amendment to the Wastewater Lift Station Construction and Reimbursement Agreement with Peterson Properties, Ltd. to construct the Wastewater Lift Station for the Greenwood Service Area 5 and according to the Wastewater Master Plan approved on July 6, 2020 and located at the intersection of Westpoint Rd. and S. Padre Island Drive (Highway 358 FWY); and appropriating \$33,921.16 from the Wastewater Trunk System Trust Fund to reimburse developer.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** The City Manager or designee is authorized to execute an amendment to the Wastewater Lift Station Construction and Reimbursement Agreement ("Amendment") attached hereto, with Peterson Properties, Ltd., to increase reimbursement amount to reflect actual bid cost.

**SECTION 2.** Funding in the amount of \$33,921.16 is appropriated from the No. 4220-21800-777 Wastewater Trunk System Trust Fund to reimburse the Developer.

That the foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_ 2021, by the following vote;

Paulette M. Guajardo	_____	John Martinez	_____
Roland Barrera	_____	Ben Molina	_____
Gil Hernandez	_____	Mike Pusley	_____
Michael Hunter	_____	Greg Smith	_____
Billy Lerma	_____		

That the foregoing ordinance was read for the second time and passed finally on this the \_\_\_\_\_ day of \_\_\_\_\_ 2021, by the following vote:

Paulette M. Guajardo	_____	John Martinez	_____
Roland Barrera	_____	Ben Molina	_____
Gil Hernandez	_____	Mike Pusley	_____
Michael Hunter	_____	Greg Smith	_____
Billy Lerma	_____		

PASSED AND APPROVED on the \_\_\_\_\_ day of \_\_\_\_\_ 2021:

ATTEST:

CITY OF CORPUS CHRISTI

\_\_\_\_\_  
Rebecca Huerta City Secretary  
City Secretary

(date)

\_\_\_\_\_  
Paulette M. Guajardo  
Mayor

## AMENDMENT OF WASTEWATER LIFT STATION CONSTRUCTION AND REIMBURSEMENT AGREEMENT

This is an amendment to the Wastewater Lift Station Construction and Reimbursement Agreement, attached hereto as Exhibit A and made a part hereof, document number 2020052434, originally dated November 17, 2020 by and between: Peterson Properties, Ltd., and the City of Corpus Christi.

NOW, THEREFORE, in consideration of the mutual covenants herein, the Parties agree to the Wastewater Lift Station Construction and Reimbursement Agreement, with the following amendment as follows:

Section 16. (a) is amended as

follows: Section 16.

Reimbursement

- a. The cost for the Wastewater Lift Station less \$10,337.18 lot/acreage fee credit is \$790,390.98. Subject to the conditions for reimbursement from the Wastewater Lift Station System Trust Fund and the appropriation of funds, the City will reimburse the developer, the reasonable actual cost of the Wastewater Lift Station up to an amount not to exceed \$790,390.98 as shown in the attached Exhibit 4C, the contents of such exhibit being incorporated by reference into this Agreement.

Exhibit 2. Update to the request for reimbursement attached, added, and incorporated.

Exhibit 4C. Reimbursement Estimate/Actual Bid Contract, is attached, added, and incorporated.

All other terms and conditions of the original agreement remain effective and in full force.

EXECUTED IN ONE ORIGINAL and made effective this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

## CITY OF CORPUS CHRISTI


Al Raymond III, CBO, AIA  
Director of Development Services

**APPROVED AS TO FORM:**

Buck Brice  
Assistant City Attorney

Date

PETERSON PROPERTIES LTD.

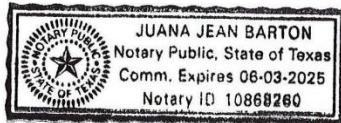
  
Patricia Peterson Nuss, General Partner

STATE OF TEXAS §

§

County of §

This instrument was acknowledged before me on the 31 day of August, 2021, by Patricia Peterson Nuss, General Partner, on behalf of Peterson Texas Limited Partnership, on behalf of said corporation.



  
Notary Public's Signature

PETERSON PROPERTIES LTD.

\_\_\_\_\_  
Scott Douglas Peterson, General Partner

STATE OF TEXAS §

§

County of §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2021, by Scott Douglass Peterson, General Partner, on behalf of Peterson Texas Limited Partnership, on behalf of said corporation.

\_\_\_\_\_  
Notary Public's Signature

**PETERSON PROPERTIES LTD.**

\_\_\_\_\_  
Patricia Peterson Nuss, General Partner

STATE OF TEXAS       §

§

County of               §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2021, by Patricia Peterson Nuss, General Partner, on behalf of Peterson Texas Limited Partnership, on behalf of said corporation.

\_\_\_\_\_  
Notary Public's Signature

**PETERSON PROPERTIES LTD.**

Scott Douglas Peterson  
\_\_\_\_\_  
Scott Douglas Peterson, General Partner

STATE OF North Carolina       §

§

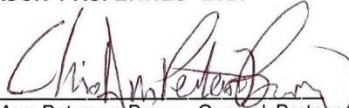
County of Buncombe       §

This instrument was acknowledged before me on the 18<sup>th</sup> day of August, 2021, by Scott Douglass Peterson, General Partner, on behalf of Peterson Texas Limited Partnership, on behalf of said corporation.

CONNIE S. BOLDING  
NOTARY PUBLIC  
Buncombe County  
North Carolina  
My Commission Expires 6-26-2024

Connie S. Bolding  
\_\_\_\_\_  
Notary Public's Signature

PETERSON PROPERTIES LTD.

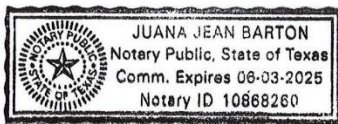
  
Chris Ann Peterson Brown, General Partner

STATE OF TEXAS §

§

County of §


This instrument was acknowledged before me on the 31 day of August, 2021, by Chris Ann Peterson Brown, General Partner, on behalf of Peterson Texas Limited Partnership, on behalf of said corporation.

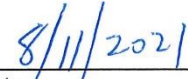


  
Notary Public's Signature

**APPLICATION FOR WASTE WATER CREDIT**

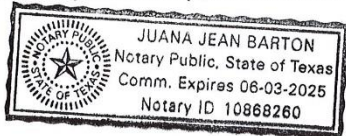
We, Peterson Properties Ltd, a Texas limited partnership, owners and developers of proposed Westpoint Crossing Unit 2, Block 2, Lot 1, whose address is P. O. Box 8229, Corpus Christi, Texas 78468, hereby apply for \$10,337.18 credit towards the waste water acreage fee for the wastewater lift station in conjunction with said subdivision as provided for by City Ordinance No. 17396. \$800,728.16 is the construction cost, including 12% Engineering and Surveying, as shown by the cost supporting documents attached herewith.

  
Patricia Peterson Nuss, General Partner  
Peterson Properties, Ltd.

  
Date

THE STATE OF Texas §  
COUNTY OF Mexes §

This instrument was acknowledged before me on Aug 11, 2021,  
by Patricia Peterson Nuss, General Partner, of Peterson Properties, Ltd., a Texas  
limited partnership, on behalf of the said partnership.



  
Notary Public in and for the State of Texas

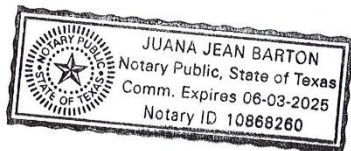
**APPLICATION FOR WASTEWATER REIMBURSEMENT**

We, Peterson Properties Ltd, a Texas limited partnership, owners and developers of proposed Westpoint Crossing Unit 2, Block 2, Lot 1, whose address is P. O. Box 8229, Corpus Christi, Texas 78468, hereby request reimbursement of \$790,390.98 for the installation of the wastewater liftstation in conjunction with said lot, as provided for by City Ordinance No. 17396. \$800,728.16 is the construction cost, including 12% Engineering and Surveying, as shown by the cost supporting documents attached herewith.

  
Patricia Peterson Nuss, General Partner  
Peterson Properties, Ltd. Date 8/11/2021

THE STATE OF Texas §  
COUNTY OF Nueces §

This instrument was acknowledged before me on Aug. 11, 2021,  
by Patricia Peterson Nuss, General Partner, of Peterson Properties, Ltd., a Texas  
limited partnership, on behalf of the said partnership.



  
Notary Public in and for the State of Texas

**CERTIFICATION**

The information submitted with this application for reimbursement has been reviewed.  
Reimbursement is subject to:

- (a) Sufficiency of funds in the Sanitary Sewer Trunk System Trust, and
- (b) Appropriation and approval by the City Council.

  
Development Services

August 16, 2021  
Date

**Exhibit 2**



**APPLICATION FOR WASTE WATER CREDIT**

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Scott Douglas Peterson  
8/11/21

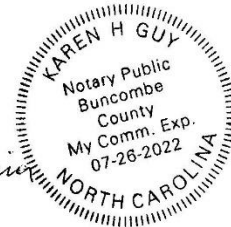
Partner      Scott      Douglas      Peterson,      General  
Date  
Peterson Properties, Ltd.

With Attached  
THE STATE OF ~~TEXAS~~ §  
COUNTY OF ~~NUECES~~ §  
Buncombe

This instrument was acknowledged before me on August 11, 2021,  
by Scott Douglas Peterson, General Partner of Peterson Properties, Ltd., a Texas  
limited partnership, on behalf of the said partnership.

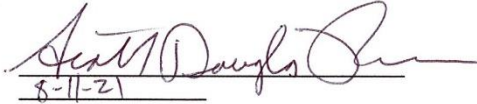
Karen H Guy

Notary Public in and for the State of ~~Texas~~ North Carolina



**APPLICATION FOR WASTE WATER REIMBURSEMENT**


We, Peterson Properties, Ltd, a Texas limited partnership, owners and developers of proposed Westpoint Crossing Unit 2, Block 2, Lot 1, whose address is P.O. Box 8229, Corpus Christi, Texas 78468, hereby request reimbursement of \$790,390.98 (total reimbursement request, less lot acreage fee credit) for the installation of the waste water Lift Station in conjunction with said lot, as provided for by City Ordinance No. 17396. \$800,728.16 is the construction cost, including 12% Engineering and Surveying, as shown by the cost supporting documents attached herewith.

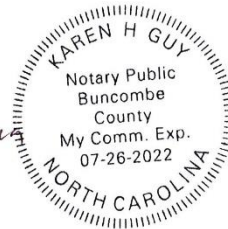
  
8-11-21

Partner      Date  
Scott      Douglas      Peterson,      General  
Peterson Properties, Ltd.

~~THE STATE OF TEXAS~~ §  
~~COUNTY OF NUECES~~ §  
*North Carolina*  
*Buncombe*

This instrument was acknowledged before me on 11<sup>th</sup> day August, 2021, by Scott Douglas Peterson, General Partner of Peterson Properties, Ltd., a Texas limited partnership, on behalf of the said partnership.

  
Notary Public in and for the State of ~~Texas~~ *North Carolina*



**CERTIFICATION**

The information submitted with this application for reimbursement has been reviewed. Reimbursement is subject to:

- (a) Sufficiency of funds in the Collection Line Trust Fund, and
- (b) Appropriation and approval by the City Council.

  
Development Services

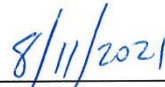
August 14, 2021  
(Date)

**APPLICATION FOR WASTE WATER CREDIT**

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Chris Ann Peterson Brown, General Partner  
Peterson Properties, Ltd.




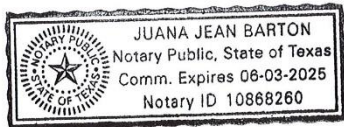
Date

THE STATE OF Texas §

COUNTY OF Aransas §

This instrument was acknowledged before me on Aug 11, 2021,  
by Chris Ann Peterson Brown, General Partner, of Peterson Properties, Ltd., a Texas  
limited partnership, on behalf of the said partnership.

  
Notary Public in and for the State of Texas



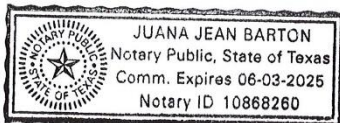
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Chris Ann Peterson Brown 8/11/2021  
Chris Ann Peterson Brown, General Partner Date  
Peterson Properties, Ltd.

THE STATE OF Texas §  
COUNTY OF Aransas §

This instrument was acknowledged before me on Aug 11, 2021,  
by Chris Ann Peterson Brown, General Partner, of Peterson Properties, Ltd., a Texas  
limited partnership, on behalf of the said partnership.



Juana Jean Barton  
Notary Public in and for the State of Texas

**CERTIFICATION**

The information submitted with this application for reimbursement has been reviewed.  
Reimbursement is subject to:

- (a) Sufficiency of funds in the Sanitary Sewer Trunk System Trust, and
- (b) Appropriation and approval by the City Council.

Nia N. [Signature]  
Development Services

August 16, 2021  
Date

**Exhibit 2**

## Exhibit 4C

## REIMBURSEMENT ESTIMATE / ACTUAL BID CONTRACT

## West Point Phase II Lift Station

No.	Description	REIMBURSEMENT ESTIMATE				ACTUAL BID CONTRACT				REIMBURSEMENT	
		Quantity	Unit	Unit Price	Total Amount	Quantity	Unit	Unit Price	Total Price	Completed to date	Total Cost
1	Bonds, Insurance	1	LS	\$ 13,400.00	\$ 13,400.00	1	LS	\$ 12,000.00	\$ 12,000.00		
Bid	Bonds, Insurance -Sanitary Sewer Miscellaneous										
2	Mobilization	1	LS	\$ 26,800.00	\$ 26,800.00	1	LS	\$ 21,500.00	\$ 21,500.00		
Bid	Mobilization - Sanitary Sewer										
3	10' Diam. L. S. Structure (Bottom Slab, Top Slab, Wet Well)	1	LS	\$ 125,000.00	\$ 125,000.00	1	LS	\$ 195,000.00	\$ 195,000.00		
Bid	10' Diam. Lift Station Structure										
4	Well Pointing for Lift Station	1	LS	\$ 15,000.00	\$ 15,000.00	1	LS	\$ 24,500.00	\$ 24,500.00		
Bid	Well Pointing for Lift Station										
5	Ductile Iron Piping, Fittings, Valves	1	LS	\$ 80,000.00	\$ 80,000.00	1	LS	\$ 61,000.00	\$ 61,000.00		
Bid	Ductile Iron Pipe, Fittings and Valves										
6	Pumps, Bases, Guide Rails, and Control Panel	1	LS	\$ 120,000.00	\$ 120,000.00	1	LS	\$ 152,000.00	\$ 152,000.00		
Bid	Pumps, Bases, Guide Rails, and Control Panel										
7	Lift Station Electrical	1	LS	\$ 35,000.00	\$ 35,000.00	1	LS	\$ 60,000.00	\$ 60,000.00		
Bid	Lift Station Electrical										
8	Ultrasonic Flowmeter and 4' Fiberglass Chamber	1	LS	\$ 14,000.00	\$ 14,000.00	1	LS	\$ 12,000.00	\$ 12,000.00		
Bid	Ultrasonic Flowmeter and 4' Fiberglass Vault										
9	8" PVC Green C-900 Force Main DR25	75	LF	\$ 50.00	\$ 3,750.00	65	LF	\$ 85.00	\$ 5,525.00		
Bid	10" Green PVC C-900 DR25 Force Main										
10	Tie New 8" Force Main to Existing 6" Force Main	1	LS	\$ 4,000.00	\$ 4,000.00	1	LS	\$ 6,500.00	\$ 6,500.00		
Bid	Tie New 10" Force Main to Existing 6" Force Main										
11	Tie Existing 6" Force Main to New Lift Station Manhole	1	LS	\$ 3,000.00	\$ 3,000.00	1	LS	\$ 6,250.00	\$ 6,250.00		
Bid	Tie Existing 6" Force Main to New Lift Station Manhole and 6" Green PVC C-900DR25 Force Main										
12	7" Thick Concrete Driveway	900	SF	\$ 15.00	\$ 13,500.00	1375	SF	\$ 6.00	\$ 8,250.00		
Bid	7" Thick Concrete Driveway										
13	2" HDPE Waterline by Open Cut	85	LF	\$ 30.00	\$ 2,550.00	86	LF	\$ 12.00	\$ 1,032.00		
Bid	1" HDPE Waterline by Open Cut										
14	Water Meter	1	EA	\$ 3,000.00	\$ 3,000.00	1	EA	\$ 500.00	\$ 500.00		
Bid	Water Meter										
15	Tie Proposed 2" HDPE Waterline to Existing Waterline	1	LS	\$ 3,000.00	\$ 3,000.00	1	LS	\$ 1,200.00	\$ 1,200.00		
Bid	Tie Proposed 1" HDPE Waterline to Existing Waterline										
16	7' Tall PVC Coated Chainlink Fence with Barbed Wire	1	LS	\$ 18,000.00	\$ 18,000.00	1	LS	\$ 17,500.00	\$ 17,500.00		
Bid	7' Tall PVC Coated Chainlink Fence with Barbed Wire										
17	Twin 30" RCP w/S.E.T.	1	LS	\$ 13,000.00	\$ 13,000.00						
18	5' Diam. FRP Manhole (14'-16' Deep)	1	EA	\$ 25,000.00	\$ 25,000.00	2	EA	\$ 11,000.00	\$ 22,000.00		
Bid	5' Diam. FRP Manhole (16'-18' Deep)										
19	10" PVC Gravity Line (14'-16' Deep)	110	LF	\$ 160.00	\$ 17,600.00	42	LF	\$ 100.00	\$ 4,200.00		
Bid	10" PVC Gravity Line (14'-16' Deep)										
20	12" PVC Gravity Line (16'-18' Deep)					87	LF	\$ 120.00	\$ 10,440.00		
Bid	12" PVC Gravity Line (16'-18' Deep)										
21	Pollution Prevention Plan	1	LS	\$ 8,000.00	\$ 8,000.00	1	LS	\$ 3,000.00	\$ 3,000.00		
Bid	Pollution Prevention Plan - Sanitary Sewer Miscellaneous										
22	OSHA Trench Protection	110	LF	\$ 5.00	\$ 550.00	129	LF	\$ 40.00	\$ 5,160.00		
Bid	OSHA Trench Protection										
23	Wastewater Flow Control at Upstream Lift Station	1	LS	\$ 5,000.00	\$ 5,000.00	1	LS	\$ 4,500.00	\$ 4,500.00		
Bid	Wastewater Flow Control at Upstream Lift Station										
24	AEP Allowance for Electrical Service to Lift Station Site	1	LS	\$ 25,200.00	\$ 25,200.00	1	LS	\$ 25,200.00	\$ 25,200.00		
Bid	AEP Allowance for Electrical Service to Lift Station Site										
25	Trench Drain					1	EA	\$ 12,000.00	\$ 12,000.00		
Bid	Trench Drain										
				Engineer's Estimate	\$ 574,350.00					Bid Schedule	\$ 671,257.00
										Complete to Date	\$0.00

Exhibit 4C

REIMBURSEMENT ESTIMATE / ACTUAL BID CONTRACT

REIMBURSEMENT ESTIMATE				ACTUAL B/D CONTRACT		REIMBURSEMENT	
Contingency (10%)				57,500.00			
Total \$				631,850.00		\$ 671,257.00	
Engineering, Surveying, Staking, Testing (12%)				75,900.00		\$ 80,550.00	
Geotechnical				15,000.00		\$ 15,000.00	
Grand Total				722,750.00		\$ 766,807.00	
Changes to Reimbursable Amount -				ADD		\$ 44,057.00	
						This amount was added via amendment #1	
<b>CHANGE ORDER No: 1</b>							
A23	10" DI P.L.G. 45 Bend Offset in Wet Well			4	EA	\$1,550.00	\$ 6,200.00
A24	225 Amp Main Disconnect, Wiring and Conduits			1	LS	\$7,066.00	\$ 7,066.00
<b>CHANGE ORDER No: 2</b>							
A25	SCADA Improvements			1	LS	\$17,020.00	\$ 17,020.00
				CHANGE ORDER TOTAL:		\$ 30,286.00	

				REVISED CONTRACT TOTAL:		\$ 701,543.00	
Engineering, Surveying, Staking, Testing (12%)						\$ 84,185.16	
Geotechnical						\$ 15,000.00	
Grand Total						\$ 800,728.16	
Changes to Reimbursable Amount -				ADD		\$ 33,921.16	
						This amount will be added via amendment #2	