



From: Mikes Corner Shoe Store <mikeslusser@ymail.com>
Sent: Thursday, July 11, 2024 11:16 AM
To: Paige Yohn <paige@gfapartners.com>
Subject: Fw: 300 N Washington

Paula Ainsworth
Mikes Corner Shoe Store
300 N. Washington
Marshall, Texas 75670
(903) 938-8642
(903) 938-8644 fax
mikeslusser@ymail.com

----- Forwarded Message -----

From: Eric Powell <powell.eric@marshalltexas.net>
To: Mikes Corner Shoe Store <mikeslusser@ymail.com>
Cc: Terrell Smith <smith.terrell@marshalltexas.net>
Sent: Wednesday, July 10, 2024 at 03:52:24 PM CDT
Subject: RE: 300 N Washington

Mike,

I will be sending the engineering drawings for the project in two separate emails as it is a large PDF, sorry for the delay.

As far as the remaining items in your email I will address them as much as I can.

If you recall a judge ordered the contractor not to set foot on any part of the ground directly in front of your building down to 304 N Washington until the issues with damages and insurance claims were satisfied. Unfortunately the contractor is not permitted to enter onto those areas to perform any kind of work which would include flood prevention or sand bagging in the areas you highlighted below. Also the "unsafe" condition you mentioned is also a result of that restraining order as once it was put in place the area was left as is. I agree this is not a perfect situation but until that order is lifted there is nothing the City or the Contractor can do.

As far as the clay tile storm pipe running along the south side of your building that was not the section of stormwater we ran our camera through. We ran our camera through the section of stormwater pipe that ran down the 300 block of N Washington from the inlet box located mid-block to the intersection of Rusk street and determined the pipe along the gutter line was intake and flowing properly. I do not have an assessment of condition of the pipe running east along Rusk St along your building and there is no current timetable for any drainage work in the downtown area (side streets).

Eric G. Powell, PE

Director of Public Works & Utilities

City Engineer

903-935-4489

City of Marshall

PO Box 698

Marshall, TX 75671

From: Mikes Corner Shoe Store [<mailto:mikeslusser@ymail.com>]

Sent: Wednesday, July 10, 2024 2:38 PM

To: Eric Powell <Powell.Eric@marshalltexas.net>

Cc: Terrell Smith <Smith.Terrell@marshalltexas.net>

Subject: 300 N Washington

Eric,

Per our discussion a couple of months ago, please forward me the engineering plans for our block specifically, and any changes implemented after construction discoveries. I will be happy to pay any fees necessary to obtain these plans. Although my daughter did say you agreed to send a copy, we haven't received them. If you are unable to provide the plans, please let me know and I will move forward with an open records request.

As you are aware, the front foundation of my building is slowly failing. The rain has created holes in the front (under the cracked cement from construction) and they continue to get larger as we get more rain. The water is flowing thru these holes when it rains, and it is not unusual to see over 3ft of standing water in my basement, which obviously effects my foundation. Continued negligence and lack of preventative flooding measures by the contractor is causing severe deterioration of my building. I am sure you are aware, but this building is one of the oldest buildings in Marshall, and the First Mortuary in the State of Texas.

Any help you can give us to mitigate future flooding damages would really be appreciated. Simply sand bagging the area would help the problem.

Furthermore, a few months ago we discussed the large clay drain line that runs down the side of my building (not related to the current construction). During this time, you were able to use the camera to check the status of the drain. It is my understanding the drain is not collapsed, however, there are roots that have grown thru the drain line in places. Please confirm your findings by replying that you agree this is what the camera found (for my records), or your interpretation of the drain line condition. If the City has a plan on when they expect to fix this side drain line, that information would also be appreciated.

Lastly, I would like to address safety concerns. The entire area in front of my building is unsafe and filled with hazardous debris. There is a large deep hole (drain line access) that is not safe and there have been times when nothing is even covering it. This area over the drain line is a hazard and a major safety concern that should be at the minimum taped off with "caution tape." I really worry that one of my elderly customers will be a victim of these unsafe conditions. Any help you can give us would be appreciated. If you are unable to help, please let me know, so I can move forward accordingly.

Thank you for your help and I look forward to your response.

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