

RESOLUTION NO. {{item.sequential_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT WITH D&S FIELD SERVICES OF CORSICANA, TEXAS FOR THE CONSTRUCTION OF 14TH AND WILLIAMSON CREEK SEWER REPAIR IN THE ESTIMATED AMOUNT OF \$99,742; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, this emergency construction contract with D&S Field Services of Corsicana, Texas allows for the construction of 14th and Williamson Creek Sewer Repair;

Whereas, a sewer main and sewer aerial crossing were found to have failed and City Staff approached D&S Field Services to complete the work due to its history of responsiveness and price - the work includes replacement of a failed manhole, sewer main, aerial pillars, shoring, and bank reinforcement;

Whereas, this construction contract is exempt from competitive bidding per Section 252.022 of the Texas Local Government Code due to its emergency nature - construction of this project is expected to have been completed by August 31, 2024

Whereas, Staff recommends Council ratify an emergency construction contract with D&S Field Services for the construction of 14th and Williamson Creek Sewer Repair in the estimated amount of \$99,742;

Whereas, funding for the construction contract with D&S Field Services for the construction of 14th and Williamson Creek Sewer Repair in the amount of \$99,742 is available in Account No. 520-5400-535-6361, Project No. 103257; and

Whereas, the City Council has considered the matter and deems it in the public interest to authorize this action.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, THAT:

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.

Part 2: The City Council ratifies an emergency construction contract with D&S Field Services of Corsicana, Texas for the construction of 14th and Williamson Creek Sewer Repair in the estimated amount of \$99,742, and authorizes the City Manager, or her designee, after approval as to form by the City Attorney's Office, to execute any necessary documents.

Part 3: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the **5th** day of **September, 2024.**

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney