

RESOLUTION NO. {{item.sequential\_number}}

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A SERVICES AGREEMENT WITH BTE BODY COMPANY, INC. FOR THE REPAIR OF A SOLID WASTE ROLL-OFF TRUCK IN THE ESTIMATED AMOUNT OF \$77,057.57; AND PROVIDING AN OPEN MEETINGS CLAUSE.

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**Whereas**, this item will allow for a services agreement with BTE Body Company, Inc. for repairs needed for the Solid Waste Division's Asset No. 15012, a 2019 Western Star roll-off truck with a Galfab OR 60174 body, which was involved in an accident in April 2024;

**Whereas**, the complexity of this equipment and the depth of repair needed is above and beyond the capabilities of local body shops or truck repair centers - the best course of action has been determined to have the original equipment manufacturer, BTE Body Company, Inc., repair and replace the damaged body parts;

**Whereas**, on October 20, 2022, Council approved BTE Body Company, Inc. to be included in a pool of vendors to provide automotive equipment and repair services, procured through Bid No. 38-01-23, and vendors can remain in the pool for up to five years, ending September 30, 2027 - Staff will submit recommendations for Council's approval for purchases that exceed \$50,000 per project;

**Whereas**, Staff recommends Council authorize a services agreement with BTE Body Company, Inc. for the repair of a solid waste roll-off truck in the estimated amount of \$77,057.57;

**Whereas**, a budget adjustment is being presented to Council for approval to appropriate insurance proceeds in the amount of \$52,881 to cover a portion of the repair costs of Asset No. 15012 - after approval of the budget adjustment, funding for a services agreement with BTE Body Company, Inc. for the repair of this solid waste roll-off truck in the estimated amount of \$77,057.57 will be available in Account No. 110-2370-540-6222, Project No. 103393; 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 authorizes a services agreement with BTE Body Company, Inc. for the repair of a solid waste roll-off truck in the estimated amount of \$77,057.57, 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:** The City Council authorizes an adjustment to the Fiscal Year 2024 Budget, substantially in the form of the copy attached hereto as Exhibit A.

**Part 4:** 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 19<sup>th</sup> day of **September, 2024.**

THE CITY OF TEMPLE, TEXAS

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TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

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Jana Lewellen  
City Secretary

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Kathryn H. Davis  
City Attorney