

RESOLUTION NO. 014-18

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HIGHLAND PARK, TEXAS FINDING AND DECLARING AN EMERGENCY TO PERFORM THE NECESSARY REPAIR AND CONSTRUCTION WORK ON THE THIRTY-INCH TURTLE CREEK SANITARY SEWER INTERCEPTOR; AUTHORIZING EXPENDITURES FOR THE PERFORMANCE OF SAID WORK; AUTHORIZING TOWN STAFF'S AWARDED OF CONTRACT FOR SAID WORK; AND DECLARING AN EFFECTIVE DATE

WHEREAS, the thirty-inch (30") Turtle Creek sanitary sewer interceptor has suffered a catastrophic failure; and

WHEREAS, the failure of the thirty-inch (30") Turtle Creek sanitary sewer interceptor threatens the health, safety, and welfare of the public; and

WHEREAS, the thirty-inch (30") Turtle Creek sanitary sewer interceptor must be promptly repaired to avoid sanitary sewer overflows or discharges; and

WHEREAS, the current failure of the thirty-inch (30") Turtle Creek sanitary sewer interceptor reveals that there may be additional failures in this facility; and

WHEREAS, in order to accurately assess the full condition and necessary repairs to the thirty-inch (30") Turtle Creek sanitary sewer interceptor, the full length of the line must be inspected; and

WHEREAS, the Town Council finds and concludes that an emergency exists that requires the immediate appropriation of funds to preserve the property of the Town, to protect the public health and safety of the Town's residents, and to preserve the safety of the Town and its citizens; and

WHEREAS, this emergency obligates the Town to complete the repair work in the most efficient manner possible; and

WHEREAS, the Town Council finds and concludes that the citizens are best served by the Town completing the repair work without the necessity of seeking sealed competitive bids pursuant to Chapter 252, Texas Local Government Code; and

WHEREAS, all prerequisites for the approval of this resolution have been met, including but not limited to the Open Meetings Act and Chapter 252 of the Local Government Code; and

WHEREAS, the Town Council deems the approval of this resolution to be in the best interests of the health, safety, and welfare of the public;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Highland Park, Texas:

SECTION 1. That, all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

SECTION 2. That, the Town Council declares that an emergency exists that requires the inspection and repair of the thirty-inch (30") Turtle Creek sanitary sewer interceptor.

SECTION 3. That, the Town Administrator, or his designee, is authorized and directed to enter into an agreement or agreements for the inspection and repair of the thirty-inch (30") Turtle Creek sanitary sewer interceptor without the necessity of seeking sealed competitive bids pursuant to Chapter 252, Texas Local Government Code, and to take all other necessary action utilizing available budgeted funds.

SECTION 4. That, this Resolution shall take effect from and after its approval.

PASSED AND APPROVED by the Town Council of the Town of Highland Park on this 10th day of September, 2018.

APPROVED AS TO FORM:



Matthew C.G. Boyle  
Town Attorney

APPROVED:



Margo Goodwin  
Mayor

ATTEST:



Gayle Kirby  
Town Secretary