

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, RATIFYING THE EXPENDITURE OF \$227,511.40 WITHOUT COMPETITIVE BIDDING FOR EMERGENCY REPAIRS FOR REPAIRING THE 30-INCH-DIAMETER SANITARY SEWER AERIAL CROSSING LOCATED ON A TRIBUTARY OF SOUTH MESQUITE CREEK, SOUTH OF LAWSON ROAD; AND AUTHORIZING PAYMENT TO MOSS CONSTRUCTION COMPANY, INC., FOR SUCH REPAIRS.

WHEREAS, on July 3, 2007, the City Water Utilities Division was alerted by North Texas Municipal Water District (NTMWD) personnel that one of the large sanitary sewer trunk mains that flows to the NTMWD waste water treatment plant was damaged and in danger of failure; and

WHEREAS, this 30-inch-diameter sanitary sewer aerial crossing is located on a tributary of South Mesquite Creek (near the Texas Engineering Extension Service building at IH-20 and Lumley Road) that serves areas south of IH-20; and

WHEREAS, due to the size of the sanitary sewer main and its critical function of conveying sanitary sewage to the waste water treatment plant and the imminent danger to the environment should the aerial crossing completely collapse, it was necessary to hire a contractor to conduct an emergency repair of the leak; and

WHEREAS, such unforeseen damage requires an immediate expenditure of funds without having competitively bid the repairs in order to protect and preserve the public health and safety of the residents of the City; and

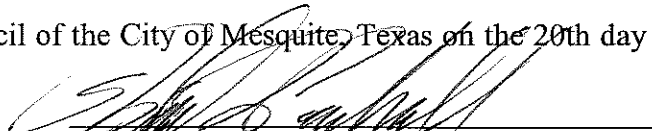
WHEREAS, such procurement is authorized without competitive bidding by Texas Local Government Code §252.022.

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


SECTION 1. That the expenditure of \$227,511.40 without competitive bidding for emergency repairs for repairing the 30-inch-diameter sanitary sewer aerial crossing located on a tributary of South Mesquite Creek, south of Lawson Road and payment of funds to Moss Construction Company, Inc., for such repairs is hereby ratified and authorized.

SECTION 2. That the City Manager is authorized in taking those steps reasonable and necessary to comply with the intent of this resolution.

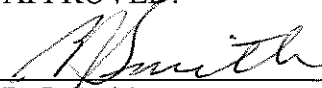
DULY RESOLVED by the City Council of the City of Mesquite, Texas on the 20th day of August, 2007.

  
\_\_\_\_\_  
David Paschall  
Mayor Pro Tem

ATTEST:

  
\_\_\_\_\_  
Judy Womack  
City Secretary

APPROVED:

  
\_\_\_\_\_  
B. J. Smith  
City Attorney