

STATE OF TEXAS

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH A1 HYDROSEEDING IN THE AMOUNT OF \$ 158,620.00 FOR REPAIR OF TWO SEWER LINES AND REBUILDING THE FAILING ROCK WALL IN WALNUT SPRINGS PARK**

**WHEREAS**, the rock wall in Walnut Springs Park, designed by Jacobs Engineering and constructed by Westar, is failing due to an insufficient foundation under the water line; and

**WHEREAS**, recent rains beginning in May began eroding the wall causing the wall to lean in and become in jeopardy of falling; and

**WHEREAS**, there is a very good likelihood that if not repaired the wall will suddenly fall causing erosion of the embankment and further destruction of public property; and

**WHEREAS**, the City has obtained engineered drawings that were presented and approved by the U.S. Corps of Engineers; and

**WHEREAS**, unforeseen damage to public infrastructure is foreseeable if the City follows the normal bidding procedures to hire another contractor to perform the work in the above referenced area; and

**WHEREAS**, A1 Hydroseeding is a subcontractor building rock walls for the present Corps project along Walnut Branch; and

**WHEREAS**, A1 Hydroseeding has agreed to rebuild the rock wall as outlined in the attached exhibits, and rework two short stretches of sanitary sewer in the area for the amount of \$158,620.00; and

**WHEREAS**, the cost proposal is in line with the costs expended on the current Corps project which was subject to competitive bidding.

**NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Seguin, Texas:**

**SECTION 1.** The above recitals are adopted as a formal part of this resolution as if fully set forth herein.

**SECTION 2.** The above recitals set forth sufficient basis to declare this contract an emergency contract accepted from the public bidding requirement by Section 252.022 of the Texas Local Government Code.

**SECTION 3.** The City Manager, Douglas G. Faseler, is authorized to execute an agreement with A1 Hydroseeding in the amount of \$158,620.00.

**SECTION 4.** This Resolution shall be in full force and effect immediately from and after its passage.

**PASSED AND APPROVED this 3<sup>rd</sup> day of November 2015.**

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**DON KEIL, MAYOR**

**ATTEST:**  
  
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Thalia Stautzenberger, City Secretary