

CITY OF SEGUIN

RESOLUTION NO. _____

STATE OF TEXAS

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS
DECLARING AN EMERGENCY AND AUTHORIZING THE CITY MANAGER TO
EXECUTE AN AGREEMENT WITH CONSTRUCTION RESOLUTION GROUP IN THE
AMOUNT OF \$23,574.00 FOR CONSTRUCTION OF UNDERPINNING AND EROSION
CONTROL FOR THE STABILIZATION OF THE HUGMANN CONCRETE STAIRWELL
ON THE EAST SIDE OF WALNUT BRANCH**

WHEREAS, the historic Convent Street Hugmann mortared rock stairwell is in disrepair and was originally included in the limits of the United States Corps of Engineers Walnut Branch Ecosystem Restoration and Reforestation Project ("Corps Project"); and

WHEREAS, Jacobs Engineering, the design firm for the Corps Project, failed to provide a design for the stabilization of the stairs; and

WHEREAS, due to the delay in design the Corps removed that section from the Corps Project and the City has not been successful in getting the Corps to place that area back into the scope of the Corps Project; and

WHEREAS, the heavy rains experienced during the last year have further eroded the stairwell such that the lower section is in jeopardy of collapsing; and

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

WHEREAS, the City has worked with Construction Resolution Group ("CRG"), the contractor for the Hike and Bike Trail, to formulate a method to underpin and stabilize the stairwell and to extend the upstream erosion control measures to ensure continuity with the ongoing Convent Street bank stabilization that is part of the Hike and Bike Trail Project; and

WHEREAS, unforeseen damage to historic 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, continuity with the ongoing projects is essential in the overall design; and

WHEREAS, CRG is mobilized on the site as part of the Hike and Bike Trail Project and the proposed cost of \$23,574.00 is reasonable and 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 exempted 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 Construction Resolution Group in the amount of \$23,574.00.

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

PASSED AND APPROVED this 1st day of March 2016.

**DON KEIL
MAYOR**

ATTEST:

**Thalia Stautzenberger
City Secretary**