

STATE OF TEXAS

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SEGUIN, TEXAS DECLARING AN EMERGENCY AND APPROVING A CONTRACT IN THE AMOUNT OF \$105,480.00 TO M&C FONSECA CONSTRUCTION FOR THE REPLACEMENT OF A TWELVE-INCH SANITARY SEWER LINE CROSSING WALNUT BRANCH; AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, on April 29, 2019, a 12-inch sanitary sewer main crossing Walnut Branch filed, leaking approximately 720 gallons of wastewater; and

**WHEREAS**, less than one month after making repairs the line developed another leak; and

**WHEREAS**, because the line has developed two leaks in close succession and the line crosses Walnut Branch, near the Walnut Branch Wastewater Plant, city staff recommends immediate replacement; and

**WHEREAS**, avoiding another leak that could potentially have an adverse effect on Walnut Branch is of utmost environmental importance; and

**WHEREAS**, staff solicited quotes from three contractors who have worked with the City ranging from a low bid of \$105,480.00 from M&C Fonseca Construction to a high of \$265,160.00 from Fuquay, Inc.; and

**WHEREAS**, based on experience with similar projects and bid amount city staff recommends a contract with M&C Fonseca Construction.

**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 excepted 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 a contract with M&C Fonseca Construction in the amount of \$105,480.00 for the replacement of approximately 200 feet of sanitary sewer line crossing Walnut Branch.

**SECTION 4.** This resolution is effective on the date of its passing.

**PASSED AND APPROVED** this 18<sup>th</sup> day of June 2019.

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DON KEIL, MAYOR

ATTEST:

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Naomi Manski, City Secretary