

RESOLUTION NO. R-2019-0409

WHEREAS, the City of Round Rock (“City”) desires to rent pumps necessary for operations at the East Wastewater Treatment Plant; and

WHEREAS, said pumps are necessary for critical daily operations of the East Wastewater Treatment Plant; and

WHEREAS, the City has an obligation to protect the health, safety, and welfare of its citizenry by procuring equipment necessary to effectively operate the East Wastewater Treatment Plant; and

WHEREAS, the City is under no statutory obligation to advertise for bids for the rental of equipment needed for critical daily operations of the East Wastewater Treatment Plant, as such rental falls under the general exemption to competitive bidding requirements cited in the Texas Local Government Code Section 252.022(a)(2) regarding procurements necessary to preserve or protect the public health or safety of the City’s residents; and

WHEREAS, in addition, the City is under no statutory obligation to advertise for bids for the rental of equipment necessary because of unforeseen damage to public machinery, equipment, or other property, as such falls under the general exemption to competitive bidding requirements cited in the Texas Local Government Code Section 252.022(a)(3); and

WHEREAS, this procurement is made in accordance with Sections 252.022(a)(2) and (3) of the Texas Local Government as both a Public Health and Safety exemption and Unforeseen Damage to Public Machinery exemption; and

WHEREAS, Xylem Dewatering Solutions, Inc. has submitted its proposal to provide pumps at reasonable pricing; and

WHEREAS, the City Council wishes to issue a purchase order to Xylem Dewatering Solutions, Inc. for the rental of pumps for operations at the East Wastewater Treatment Plant, Now Therefore

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS,

That the City Council finds that the rental of pumps for the East Wastewater Treatment Plant is necessary to preserve or protect the public health or safety of the residents of the City and is the result of unforeseen damage to public machinery, equipment, or other property, and such purchase falls under the general exemptions to competitive bidding requirements in Section 252.022(a)(2) and (3).

That the City Manager is hereby authorized and directed to issue a purchase order to Xylem Dewatering Solutions, Inc. for the rental of pumps necessary for operations at the East Wastewater Treatment Plant.

The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

RESOLVED this 10th day of October, 2019.

CRAIG MORGAN, Mayor
City of Round Rock, Texas

ATTEST:

SARA L. WHITE, City Clerk