

**RESOLUTION NO. R-2021-242**

**WHEREAS**, the City of Round Rock (“City”) desires to purchase services related to backstop netting repairs for Field 1 and Field 2 at Old Settlers Park, and for related goods and services; and

**WHEREAS**, the necessary repair services are the result of unforeseen damage to City property; and

**WHEREAS**, Section 252.022(a)(3) of the Texas Local Government Code allows exemptions to competitive bidding requirements for procurements necessary because of unforeseen damage to public machinery, equipment or other property; and

**WHEREAS**, the purchase of backstop netting repair services is necessary because of unforeseen damage and is therefore exempt from competitive bidding requirements; and

**WHEREAS**, Ritter, Botkin Prime Construction Company, Inc. has submitted its proposal for the backstop netting repair services at Old Settlers Park at reasonable pricing, and

**WHEREAS**, the City Council wishes to contract with Ritter, Botkin Prime Construction Company, Inc., Now Therefore

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

That the City Council finds that the procurement of all goods and services related to the purchase of backstop netting repair services at Old Settlers Park are due to unforeseen damage, and as such, fall under the general exemptions to competitive bidding requirements cited in Texas Local Government Code Section 252.022(a)(3).

That the Mayor is hereby authorized and directed to execute on behalf of the City an Agreement for Backstop Netting Repair Services at Old Settlers Park with Prime Construction Company, Inc., a copy of said Agreement being attached hereto as Exhibit “A” and incorporated herein.

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 9th day of September, 2021.

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CRAIG MORGAN, Mayor  
City of Round Rock, Texas

ATTEST:

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SARA L. WHITE, City Clerk