

Mayor and Council Communication

DATE: 04/11/23

M&C FILE NUMBER: M&C 23-0248

LOG NAME: 60RATIFYM-545 EMERREPAIR-CIRCLEC

SUBJECT

(CD 7 / Future CD 7) Ratify Emergency Contract with William J. Schultz, Inc. dba Circle C Construction Company in the Amount of \$672,710.40 for M-545 Repair Project for Emergency Repair

RECOMMENDATION:

It is recommended that the City Council ratify the emergency contract with William J. Schultz, Inc. dba Circle C Construction Company (City Secretary No. 58066) in the final amount of \$672,710.40 for M-545 Emergency Repair project (City Project No. 104349).

DISCUSSION:

The emergency work provided was for the repair of a segment of Sanitary Main M-545 upstream of a siphon crossing the West Fork Trinity River which had completely disintegrated, resulting in a sink hole necessitating immediate emergency action to replace it to prevent sanitary sewer discharge into Trinity River.

Under an emergency authorization memorandum of August 30, 2022, William J. Schultz, Inc. dba Circle C Construction Company was engaged for replacement of the disintegrated pipe section in the amount up to \$1,000,000.00 (City Secretary Contract No. 58066).

On September 27, 2022, Mayor and Council Communication (M&C) 22-0751 the City Council adopted an appropriation ordinance increasing estimated receipts and appropriations in the Water and Sewer Capital Projects Fund in the amount of \$1,000,000.00, transferred from available funds within the Water and Sewer Fund, for the purpose of funding the M-545 Emergency Repair project.

The total construction cost for this contract is \$672,710.40, which is fair and reasonable for the work performed. Upon ratification of this contract, staff will close it out.

Section 252.022 of the Local Government Code exempts from normal bidding requirements that are necessary to preserve or protect public health or safety of the municipality's residents and procurements that are necessary because of unforeseen damage to public machinery, equipment or property.

This project is located in COUNCIL DISTRICT 7 / Future COUNCIL DISTRICT 7.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that approval of this recommendation will have no material effect on City funds.

Submitted for City Manager's Office by: Dana Burghdoff 8018

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