

**RESOLUTION NO. 19-R-133**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING ADDITIONAL EXPENDITURES WITH FORD ENGINEERING, INC., IN A TOTAL PROJECT AMOUNT NOT TO EXCEED \$147,724.00 FOR DESIGN, BID, AND CONSTRUCTION PHASE ENGINEERING SERVICES FOR THE EAST LIVE OAK PUMP ADDITIONS PROJECT AND OTHER MATTERS IN CONNECTION THEREWITH.**

WHEREAS, the City of Schertz (the "City") has entered into an agreement for design, bid, and construction phase engineering services for the East Live Oak Pump Additions project with Ford Engineering; and

WHEREAS, City have identified necessary change orders to the original project scope; and

WHEREAS, additional expenditures not to exceed \$147,724.00 have been identified to cover necessary change orders for engineering fees for design changes; and

WHEREAS, pursuant to Section 252.022(a)(4) of the Texas Local Government Code, the City is not required to seek bids or proposals with respect to a procurement for personal, professional, or planning purposes; and

WHEREAS, Ford Engineering is an approved On-Call Engineering Service for the City of Schertz ; and

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS THAT:

Section 1. The City Council hereby authorizes additional expenditures with Ford Engineering, Inc., in a total project amount not to exceed \$147,724.00 for design, bid, and construction phase engineering services for the East Live Oak Pump Additions project..

Section 2. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

Section 3. All resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4. This Resolution shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 5. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City

Council hereby declares that this Resolution would have been enacted without such invalid provision.

Section 6. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 7. This Resolution shall be in force and effect from and after its final passage, and it is so resolved.

PASSED AND ADOPTED, this 24<sup>th</sup> day of September, 2019.

CITY OF SCHERTZ, TEXAS

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Michael R. Carpenter, Mayor

ATTEST:

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Brenda Dennis, City Secretary

(CITY SEAL)