

**RESOLUTION NO. 24-R-151**

**A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF SCHERTZ, TEXAS AUTHORIZING AN INCREASE IN THE PREVIOUSLY APPROVED EXPENDITURE AMOUNT WITH HILL COUNTRY OUTDOOR POWER AS PART OF THE FY 24-25 VEHICLE/EQUIPMENT REPLACEMENT/ACQUISITION PROGRAM AND OTHER MATTERS IN CONNECTION THEREWITH.**

**WHEREAS**, the Schertz Fleet Department has a need to purchase equipment as part of the Vehicle/Equipment Replacement/Acquisition Program; and

**WHEREAS**, on October 15, 2024 City Council authorized the purchase of two mowers with Hill Country Outdoor for an amount not to exceed \$25,000.00; and

**WHEREAS**, City Staff subsequently realized that the approved \$25,000.00 maximum did not include some additional accessories that cost \$3,500.00; and

**WHEREAS**, purchases under the cooperative programs meet the requirements under Subchapter C, Chapter 791.025 of the Texas Government Code, which states that a local government that purchases goods and services under this section satisfies the requirement of the local government to seek competitive bids for the purchase of the goods and services; and

**WHEREAS**, the bids sought did include the accessories for the mowers; and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to authorize the City Manager to issue a Purchase Order for up to \$28,500.00 with Hill Country Outdoor Power.

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

Section 1. The City Council hereby authorizes expenditures of up to \$28,500.00 with Hill Country Outdoor Power.

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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 \_\_\_\_ day of \_\_\_\_\_, 2024.

CITY OF SCHERTZ, TEXAS

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Ralph Gutierrez, Mayor

ATTEST:

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Sheila Edmondson, City Secretary