

**RESOLUTION 2015- R**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS, APPROVING THE PROCUREMENT OF MULTIPLE GOODS AND SERVICES AS PROCUREMENTS EXEMPT FROM STATE COMPETITIVE BIDDING REQUIREMENTS IN THE TOTAL AMOUNT OF \$808,922.07 WHICH WERE NECESSARY DUE TO SUBSTANTIAL DAMAGE INCURRED BY THE CITY IN CONNECTION WITH THE 2015 MEMORIAL DAY WEEKEND FLOOD; RATIFYING THE CITY MANAGER'S OR HIS DESIGNEE'S EXECUTION OF APPROPRIATE PROCUREMENT DOCUMENTS WITH EACH VENDOR LISTED IN THE ATTACHED EXHIBIT A ON BEHALF OF THE CITY AND DECLARING AN EFFECTIVE DATE.**

**RECITALS:**

1. As a result of the flood events of Memorial Day weekend, 2015, multiple purchases of goods and services (itemized in the attached Exhibit A) were necessary.
2. The required purchases include temporary housing for firefighters stationed at Fire Station 5, cleanup, demolition and reconstruction at Fire Station #5, replacement cruisers for the Police Department and the removal of a damaged footbridge in Ramon Lucio Park.
3. The City considers the purchase of the goods and services itemized in the attached Exhibit A exempt from the State requirements of competitive bidding under Section 252.022 (a) of the Texas Local Government Code because they fall within the following exemptions: (1) a procurement necessary due to unforeseen damage to public machinery, equipment or other property, (2) a procurement necessary to preserve or protect the public health or safety of the municipality's residents and (3) a procurement made because of a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality's residents or to preserve the property of the municipality.

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**PART 1.** The exempt procurement of goods and services necessary due to substantial damage incurred by the City in connection with the 2015 Memorial Day weekend flood in the amount of \$808,922.07 is approved.

**PART 2.** The City Manager's or his designee's execution of the appropriate procurement documents with each vendor listed in Exhibit A is ratified.

**PART 3.** This Resolution will be in full force and effect immediately from and after its passage.

**ADOPTED** this the                      day of                      2015.

Daniel Guerrero  
Mayor

Attest:

Jamie Lee Pettijohn,  
City Clerk