City Council Agenda
12/10/2019

Notice is hereby given of an emergency meeting of the City Council of City of San Angelo to be held December 10, 2019 at 3:00 PM at City Hall – East Mezzanine, 72 W. College Avenue, San Angelo, Texas, for the purpose of considering the following agenda items.

Emergency Provision Notice: In accordance with Texas Government Code Section 551.045, this is an emergency meeting of the City Council, declaring an emergency/urgent public necessity, for the purpose of considering the following emergency agenda items:

1. **Call to Order**
2. **Public Comment**
3. **Emergency Agenda**
   a. First and Final Reading of an emergency ordinance allowing the award of no-bid contracts for the emergency repair of a 24-inch sewer line break located between Magdalen St. & Oakes St. under the Houston Harte Expy. and amending the budget to allocate funding for such contracts
4. **Adjournment**

CERTIFICATION

I hereby certify that the above notice of meeting was posted on the bulletin board at City Hall in the City of San Angelo, Texas, on the 10th day of December 2019, at 12:52 p.m.

_____
Julia Antilley, City Clerk

All agenda items are subject to action. The City Council reserves the right to consider business out of posted order and/or meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

In compliance with the Americans with Disabilities Act, the City of San Angelo will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 48 hours prior to the meetings. Please contact the City Clerk's Office at 325-657-4405.

Citizen requests to display materials on the city's monitors must submit the request 96 hours prior to the meeting by email to Julia.Antilley@cosatx.us. Time limits for discussion are as stated above and materials cannot exceed 10-pages. Citizens bringing materials for distribution to City Council members during the meeting must bring a minimum of 12 copies.

City Council regular meetings are broadcast on SATV Channel 17-Government Access at 10:30 a.m. and 7:00 p.m. every day, beginning the evening of the meeting until the evening of the next meeting.

Texas Government Code Section 551.045 requires Emergency Meetings be posted a minimum of one hour prior to the published Call to Order.

REPORT TO MAYOR & MEMBERS OF CITY COUNCIL

Requestor: Julia Antilley, City Clerk, City Clerk, 325-657-4405

Meeting Date: December 10, 2019

Item type: Regular Item

Caption:

First and Final Reading of an emergency ordinance allowing the award of no-bid contracts for the emergency repair of a 24-inch sewer line break located between Magdalen St. & Oakes St. under the Houston Harte Expy. and amending the budget to allocate funding for such contracts

Summary/History:

Section 17 of the City of San Angelo Charter provides that emergency ordinances can be approved by the City Council upon one reading when there are situations that involve the immediate preservation of the public peace, property, health or safety of the residents of the City. Approval of such ordinances must be unanimous.

On December 9, 2019 the Water Utilities Department identified a break in a 24-inch sewer line that was releasing sewage into a drainage way that flows into the Concho River. The extent of this break requires immediate action to protect the health and safety of the residents of the City of San Angelo.

Though it is expected that the expenditures related to this repair will exceeded $50,000 and require a bid process, the Texas Local Government Code §252.022(a)(2) provides an exception to the competitive bidding requirements for a procurement necessary to protect the public health or safety of the municipality's residents.

The attached emergency ordinance authorizes the use of the emergency purchasing process for contracts related to this repair that waives the bid requirements and amends the budget to provide for funding of the repairs.

Financial Impact:

See Exhibit A of the ordinance.

Other Information/Recommendation:

Attachments:

1.	Ordinance 12.10.19 Emergency Meeting	Ordinance 12.10.19 Emergency Meeting.docx
2.	Budget Amendment - Memo	Budget Amendment - Memo.pdf

Presentation:

Approvals/Reviews:

Julia Antilley	Created/Initiated
Theresa James	Approved

Tina Dierschke	Approved
Nolan Sosa	Approved
Theresa James	Approved
Julia Antilley	Final Approval

ORDINANCE 2019-152

AN ORDINANCE OF THE CITY OF SAN ANGELO AMENDING THE BUDGET FOR THE FISCAL YEAR BEGINNING OCTOBER 1, 2019, AND ENDING SEPTEMBER 30, 2020, FOR EMERGENCY SEWER LINE REPAIR SERVICES RELATED TO SEWER LINE BREAK LOCATED BETWEEN MAGDALEN STREET AND OAKES STREET UNDER THE HOUSTON HARTE EXPRESSWAY AND AUTHORIZING EMERGENCY NO-BID CONTRACTS PURSUANT TO TEXAS LOCAL GOVERNMENT CODE §252.022(A)(2)

WHEREAS the Section 17 of the City of San Angelo Charter provides that emergency ordinances can be approved by the City Council upon one reading; and

WHEREAS, Section 18 of the City of San Angelo Charter defines emergencies to include situations that involve the immediate preservation of the public peace, property, health or safety of the residents of the City; and

WHEREAS, December 9, 2019 the Water Utilities Department identified a break in a 24-inch sewer line that was releasing sewage into a drainage way that flows into the Concho River; and

WHEREAS, immediate actions must be taken to protect the health and safety of the residents of the City of San Angelo; and

WHEREAS, the Texas Local Government Code §252.022(a)(2) provides an exception to the competitive bidding requirements for a procurement necessary to protect the public health or safety of the municipality's residents; and,

WHEREAS, the City of San Angelo has determined that certain budgeted amounts should be amended to allow for the payment of contracts related to this unforeseen sewer line break, and

WHEREAS, the resources necessary for these changes are available;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF SAN ANGELO, TEXAS THAT:

Part 1. The City Manager is hereby authorized to award any no-bid emergency contracts necessary to repair the sewer line located between Magdalen Street & Oakes Street under the Houston Harte Expressway pursuant to Texas Local Government Code §252.022(a)(2) and to negotiate and execute all related documents.

Part 2. The City's budget for fiscal year 2019-2020 be amended by the amount of $500,000 as depicted on **Exhibit A** to allow for the payment of contracts necessary to repair the sewer line break located between Magdalen Street & Oakes Street under the Houston Harte Expressway.

Part 3. That any allocated funds remaining after the payment of contracts related to this sewer line repair will return to the fund balance.

APPROVED and ADOPTED as an emergency ordinance on this 10th day of December 2019.

ATTEST: **CITY OF SAN ANGELO, TEXAS:**

_____ _____

Julia Antilley, City Clerk Brenda Gunter, Mayor

APPROVED AS TO CONTENT: **APPROVED AS TO FORM:**

_____ _____

Tina Dierschke, Finance Director Theresa James, City Attorney

EXHIBIT A

City of San Angelo

Proposed Budget Amendment

Fund	Total Revenue Amendment	Total Expense Amendment	Net Benefit/(Cost)
Water Reclamation Capital Fund	0	500,000	(500,000)
	$0	**$500,000**	**$(500,000)**

Additional Information

Project/Need	Source of Funding	Revenue	Expense	Net Benefit/(Cost)
Sewer Main Repair	Water Reclamation Capital Fund Balance	0	500,000	(500,000)
		$0	**$500,000**	**$(500,000)**

City of San Angelo

Memo

To: Tina Dierschke, Finance Director

From: Allison Strube, Director of Water Utilities

Date: 12/10/19

Re: Budget Amendment Request

Purpose of Budget Amendment Request:

Emergency purchases for the sewer line break on December 9,2019.

Source of Funding:

Water Reclamation Capital Fund Balance

Funding previously approved? If so, by City Manager or City Council and when?

Project/Budget to be amended	Current Budget	Proposed Change	Proposed Revised Budget
Sewer Main Repair	0	500,000	500,000
			0
			0
			0
			0
			0

Additional Comments: