

CITY OF WILLOW PARK

RESOLUTION NO. 05-10

A RESOLUTION PROVIDING AUTHORIZATION FOR THE EXECUTION OF A CONTRACT BY AND BETWEEN THE CITY OF WILLOW PARK, TEXAS, AND WATTS DRILLING COMPANY, L.L.P. FOR THE ACQUISITION, DELIVERY, SITE PREPARATION, CONNECTION AND OTHER ANCILLARY WORK RELATED TO A GROUND STORAGE TANK FOR POTABLE WATER; AND, PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City of Willow Park, Texas (City) is a general law municipality located in Parker County, created in accordance with the Laws of the State of Texas; and

WHEREAS, it is intent of the City of Willow Park to protect the health, safety and welfare and well being of its citizens; and

WHEREAS, the municipal offices of the City perform certain functions related to the preservation of health, safety and general welfare of its citizens; and

WHEREAS, the City has the authority to enter into a contract with a person or the provision of authorized real or personal property pursuant to § 51.014, TEX. LOCAL GOV'T CODE; and

WHEREAS, the City has the authority to acquire property or the extension, improvement, or enlargement of its water system pursuant to § 273.001(c)(3), TEX. LOCAL GOV'T CODE; and

WHEREAS, the City has need for an additional ground storage tank to augment storage capacity, stabilize water pressure and provide for the public safety within its public water system for which a ground storage tank with a capacity of over 250,000 gallons would be effective and efficient; and

WHEREAS, Watts Drilling Company, L.L.P. ("Watts") responded to a City Request for Specification in June 2010 (Job No. WEI 20920) for the above described public water supply improvement and whose bid will be accepted by the City as the lowest responsible bid.

NOW THEREFORE BE IT RESOLVED, BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK THAT:

SECTION 1. AUTHORIZATION.

The Mayor, or the Mayor's designee, is hereby authorized and directed to implement the applicable provisions of this Resolution.

SECTION 2. CONTRACT.

The Mayor, or City Administrator, is hereby authorized to enter into or execute a Contract, with concurrence of counsel, with Watts for the provision of certain public water system improvements, to wit: a ground storage tank for potable water pursuant to a contract not materially different from the Contract attached hereto as Exhibit "A", and made a part hereof for all purposes.

SECTION 3. SEVERABILITY.

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Resolution shall be held invalid, it shall not affect any valid provisions of this or any other Resolution or Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 4. REPEALER.

To the extent any other ordinance or resolution is inconsistent with the provisions herein it is hereby repealed and superseded by the provisions herein.

SECTION 5. RECITALS.

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of this Resolution.

PASSED AND APPROVED this 21st day of June, 2010.

/s/ Kenneth W. Hawkins

Mayor

ATTEST:

/s/ _____
City Secretary/Clerk

SECTION 6. EFFECTIVE DATE.

This Resolution shall take effect from and after its adoption.

APPROVED AS TO FORM:

/s/ [Signature]

City Attorney

The Willow Park City Council in acting on Resolution No. 05-10, did on the 21st day of June, 2010 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Kenneth Hawkins, Mayor	_____	_____
Barry K. Tatum, Place 1	✓ _____	_____
Gene Martin, Place 2	✓ _____	_____
Barry Brown, Place 3	_____	_____
Mark Hickerson, Place 4	✓ _____	_____
Hale Alderman, Mayor Pro Tem, Place 5	✓ _____	_____