

# CITY OF HIGHLAND HAVEN

## RESOLUTION # 208

### **A RESOLUTION APPROVING AWARD OF A DRAINAGE ENGINEERING CONTRACT TO KC ENGINEERING CONTINGENT ON RECEIVING FUNDING FROM A FEMA FLOOD MITIGATION GRANT.**

**Whereas**, the City of Highland Haven has received preliminary approval of a FEMA drainage improvement grant for \$90,000 on a FEMA 75%, City of Highland Haven 25% basis.

**Whereas**, the city has received a contract proposal from KC Engineering for engineering services for a sum not to exceed \$25,000 to provide the necessary engineering to determine runoff patterns and flowrates and specific roadside ditch improvements, cross drainage culverts, outfall locations and standard construction specifications.

**Whereas**, the city Drainage Committee and a group of some 20 plus volunteers will conduct elevation and horizontal surveys that will support the engineering work to be performed by KC Engineering. This survey is desired to be completed prior to the actual award of FEMA grant funding expected by the end of spring (June 21, 2008).

**Whereas**, KC engineering will perform preliminary reviews of the survey data as it is gathered by the volunteer survey team to assure the data is correct provided that KC Engineering is assured that a contract will be awarded contingent on receiving actual FEMA grant funding.

**Whereas**, the Highland Haven City Drainage Committee has reviewed the KC Engineering proposal and find it acceptable in both engineering content and cost basis.

**Whereas**, the Texas Local Government Code section 252.021 does not require multiple bids for contracts of \$25,000 or less.

**Whereas**, Resolution 176 requires competitive bids for most expenditures of greater than \$2,500.

**Whereas**, time is of the essence to obtain on-going engineering review of survey data as it is gathered to assure it's validity and minimize rework.

**Whereas**, the "in-kind" cost of the volunteer survey labor would exceed the 25% city share of the project cost. This "in-kind" expense credit may be used to offset a portion or all of the 25% city share of the FEMA drainage project if actual costs are less than the maximum grant award.

**BE IT THEREFORE RESOLVED**, that the Board of Aldermen of the City of Highland Haven, Texas does hereby approve the award of the drain project engineering contract to KC Engineering contingent upon receiving actual funding from FEMA as an exception to the normal requirements of Resolution 176.

**PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF**

**HIGHLAND HAVEN, TEXAS ON THIS THE 15<sup>TH</sup> DAY OF April 2008.**

Attest:

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Jeanne Ormiston, City Secretary    Peter E. Freehill, Mayor