

Resolution authorizing execution of a one-year service agreement with Loftin Equipment Company, of Phoenix, Arizona, with an office in Dallas, to upgrade the switchgear controls at the Kinney Street pump station for Public Works in an amount not to exceed \$218,803.00 from the Storm Water Fund.

WHEREAS, the Kohler switchgear controls at the Kinney Street pump station require upgrading to meet minimum operational requirements;

WHEREAS, State law provides that such procurements, as outlined above, are subject to statutory procurement requirements, including competitive bids, unless an exception applies;

WHEREAS, there is a statutory exemption for this procurement in Local Government Code, Section 252.022(a)(2), as this purchase is necessary to provide to preserve or protect the public health or safety of the municipality's residents;

WHEREAS, there is also a statutory exemption for this procurement in Local Government Code, Section 252.022(a)(7)(A), as this purchase is a procurement of items available from only one source due to patents, copyrights, secret processes, or natural monopolies; and

WHEREAS, there is an additional statutory exemption for this procurement in Local Government Code, Section 252.022(a)(7)(D), as this purchase is available from only one source for captive replacement parts or components for equipment.

Be it resolved by the City Council of the City of Corpus Christi, Texas:

Section 1. The City Council specifically finds that the foregoing statements included in the preamble of this resolution are true and correct and adopts such findings for all intents and purposes related to the authorization of this procurement.

Section 2. The City Manager, or his designee, is authorized to execute all documents necessary to secure a one-year service agreement in an amount not to exceed \$218,803.00, payable from the Storm Water Fund, with Loftin Equipment Company to upgrade the switchgear controls.

PASSED and APPROVED on the _____ day of _____, 2023.

ATTEST:

Paulette Guajardo, Mayor

Rebecca Huerta, City Secretary