

STATE OF TEXAS }
COUNTY OF TRAVIS }

HEALTH AND SAFETY REMEDIATION PROJECT
PURCHASING AFFIDAVIT

BEFORE ME, the undersigned authority, personally appeared Greg Meszaros, who being by me first duly sworn, upon oath deposed and stated:

"My name is Greg Meszaros. I am the Director of the Austin Water Utility of the City of Austin, Texas. I am over eighteen (18) years of age and I have personal knowledge of the facts set forth below and am competent and authorized to make this affidavit.

The Austin Water Utility manages the City's Water and Wastewater Treatment Program, (the "Program"). The City, through the Program, is currently providing essential utility services for the citizens of the City of Austin. In doing so, the City is responsible for the health, safety and security of hundreds of thousands of citizens of the City.

The South Austin Regional Wastewater Treatment Plant is rated for an average daily flow of 75 Million Gallons per Day (MGD) and serves a large portion of the City with wastewater treatment services. Currently the treatment plant can only treat approximately 50 MGD due to mechanical failures impacting the treatment process. The current average daily flow at the plant is on the order of 42.5 MGD leaving very little tolerance for variation in flow that could occur due to rain events, or other unforeseen equipment failures. Failure of the treatment process could result in the release of large quantities of partially treated or raw wastewater into the Colorado River, constituting a danger to the public health and safety.

City engineers have reviewed this situation and determined that replacement of air piping in Treatment Train B, replacement of a clarifier drive in Treatment Train A and repair of a 30-inch valve in Lift Station #2 would be necessary to re-establish the integrity of the treatment process (the Project).

The City will hire a contractor to expeditiously perform the necessary work to abate the conditions at the Wastewater Treatment Plant in order to preserve and protect the public health and safety of the City's residents. Until the Project is completed, the City will be faced with a continuing probability of health and safety related concerns. The situation described above requires immediate action to complete the scope of work on the Project on a reasonable schedule and to relieve the health and safety necessity of the municipality. Austin Water Utility Engineers are satisfied that the quality of the completed work will adequately provide for the health and safety of the public. It is presently contemplated that the Project cannot be completed for an amount under the City

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BEFORE ME, the undersigned notary public, personally appeared Greg Meszaros, known to me personally or on the basis to legally sufficient identification to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purpose and consideration therein expressed, in the capacity therein stated, and that each and every statement therein is within his knowledge and is true and correct.

Given under my hand and seal of office on the 25th day of March, 2013.

Sherry Doneece Smith
NOTARY PUBLIC, STATE OF TEXAS

Sherry Doneece Smith
Printed Name of Notary

My Commission Expires: October 31, 2013

