




## MEMORANDUM

TO: Mayor & Council Members

FROM: Greg Meszaros, Director, Austin Water Utility 

DATE: March 20, 2014

SUBJECT: Ratification of Emergency Purchase—Peabody General Contractors for \$87,515

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An emergency purchase for the repairs of the Mabel Davis Leachate Lift Station was awarded to Peabody General Contractors for \$87,515. The emergency purchasing process was used to prevent a risk to public health and safety.

Damages to the Mabel Davis Leachate Lift Station occurred during the record rains and flooding on October 12, 2013. During this rain event, the concrete structures floated damaging three underground vaults and approximately 50 feet of pipe. Peabody General Contractors established by pass pumping to immediately relieve public exposure to the leachate while repairs were made. Repairs involved resetting two vaults, relaying the force main pipe and repairing the insertion points into the wet well and manhole. The total cost was \$87,515.

The Mabel Davis Leachate Lift Station is located at the Mabel Davis Park creating the exposure of the public to the leachate. This emergency purchase is important to protect the public health and environment.

xc: Marc Ott, City Manager  
Robert Goode, P.E., Assistant City Manager  
Jane Burazer, Assistant Director, Austin Water Utility

STATE OF TEXAS                    }  
   }  
COUNTY OF TRAVIS                }

EMERGENCY PURCHASE 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 over eighteen (18) years of age. I am the Director for the Austin Water Utility of the City of Austin, Texas. I have personal knowledge of the facts set forth below and am competent and authorized to make this affidavit.

Damages to the Mabel Davis Leachate Lift Station occurred during the record rains and flooding on October 12, 2013. During this rain event, the concrete structures floated damaging three underground vaults and approximately 50 feet of pipe. This site is within a public recreation area creating a risk to public health and safety and the environment. Immediate action was needed to prevent exposure of the public and environment to the leachate material.

"The situation described above is a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality. I am familiar with state and local laws relating to competition and bidding requirements and realize that willful violations of these laws can subject me to criminal sanctions. I understand further that the Charter of the City of Austin does not exempt emergency purchases from the requirement for competition. However, I believe that the time required to allow competition would place the municipality's residents or property in further danger and that my fiduciary responsibilities to the City of Austin requires that this action be taken immediately."

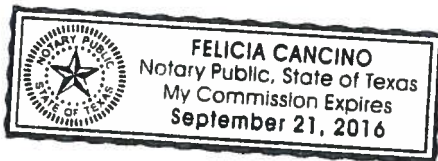
"Further Affiant sayeth not."


Affiant:   
Name: Greg Meszaros, Director, Austin Water Utility

STATE OF TEXAS                    }  
   }  
COUNTY OF TRAVIS                }

BEFORE ME, the undersigned notary public, personally appeared Greg Meszaros (the "claimant") known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that Claimant executed the same for the purpose and consideration therein expressed, in the capacity therein stated, and that each and every statement therein is within the Claimant's knowledge and is true and correct.

Given under my hand and seal of office on the 20 day of March, 2014.



  
NOTARY PUBLIC, STATE OF TEXAS

Felicia Cancino  
Printed Name of Notary  
My Commission Expires: Sept. 21, 2016