

STATE OF TEXAS        }  
                                  }  
COUNTY OF TRAVIS    }

EMERGENCY PURCHASE AFFIDAVIT

BEFORE ME, the undersigned authority, personally appeared Michael L. Personett who being by me first duly sworn, upon oath deposed and stated: "My name is Michael L. Personett, I am over eighteen (18) years of age. I am the Interim Director of the City of Austin Watershed Protection Department. I have personal knowledge of the facts set forth below and am competent and authorized to make this affidavit.

On May 4 and 5, a landslide occurred on a bluff adjacent to Shoal Creek between 24<sup>th</sup> Street and Shoal Creek Boulevard. The landslide affected both private property and City of Austin Park property known as the Shoal Creek Green Belt. The landslide destroyed a portion of a Hike and Bike Trail and a 30-inch diameter wastewater line. The landslide also created a blockage consisting on landslide debris in the Shoal Creek channel. The landslide poses an ongoing threat to public safety in three important ways: 1) the landslide material is unstable and additional soil movement or rockfall could occur in the Shoal Creek Greenbelt at any time, 2) landslide material in Shoal Creek is impeding the conveyance of flow creating an increased risk of flooding in the area and, 3) while the damaged wastewater line is out of service there is an increased risk of wastewater overflow into the creek. It is necessary to enter into agreements necessary to preserve property and protect the public safety. The situation requires the City engage contractors and consultants, including contractors specializing in the stabilization and repair of landslides. Therefore, in my opinion, contracting should proceed on an emergency basis under Chapter 252 of the Texas Local Government Code.

The situation described above is a threat to public health and safety that requires the immediate appropriation of money and procurement of specialized construction and engineering services. I believe that the landslide poses an imminent and ongoing danger to both public and private properties and necessitates emergency repair immediately. "Further Affiant sayeth not."

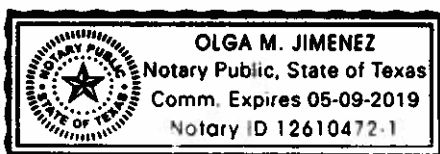
  
Signature


MICHAEL L. PERSONETT  
Print Name

STATE OF TEXAS        }  
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BEFORE ME, the undersigned notary public, personally appeared Michael L. Personett (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 Claimant's knowledge and is true and correct.

Given under my hand and seal of office on the 21st day of August 2018.



  
NOTARY PUBLIC, STATE OF TEXAS  
Olga M. Jimenez  
Printed Name of Notary