

RESOLUTION NO. 4341

A RESOLUTION OF THE CITY COUNCIL OF THE CITY KELLER, TEXAS, APPROVING AN AGREEMENT WITH FREESE AND NICHOLS, INC., OF FORT WORTH, TEXAS TO PROVIDE PROFESSIONAL SERVICES, RELATING TO THE AMERICAN WATER INFRASTRUCTURE ACT OF 2018 – EMERGENCY RESPONSE PLAN (WATER AND WASTEWATER SYSTEMS) PROJECT, IN THE AMOUNT OF \$74,000; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL CONTRACT DOCUMENTS RELATING THERETO ON BEHALF OF THE CITY OF KELLER, TEXAS.

WHEREAS, the American Water Infrastructure Act (AWIA) of 2018 became federal law on October 23, 2018 to update the United States Bioterrorism Act; and

WHEREAS, Section 2013 of the AWIA of 2018 requires all community water systems serving populations greater than 3,300 and less than 50,000 to revise their Emergency Response Plans and certify compliance to the Environmental Protection Agency by December 30, 2021; and

WHEREAS, City Staff recommends a professional engineering firm be used to perform the necessary services, relating to the Emergency Response Plan (Water and Wastewater Systems) Project; and

WHEREAS, the firm of Freese and Nichols, Inc., of Fort Worth, Texas is qualified and hereby recommended to provide said professional services in accordance with the terms and conditions set forth in the Agreement for Professional Services, attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the City Council of the City of Keller, Texas hereby approves an Agreement with Freese and Nichols, Inc., of Fort Worth, Texas to provide professional services, relating to the Emergency Response Plan (Water and Wastewater Systems) Project, in the amount of \$74,000, in accordance with the terms and conditions set forth in said Professional Services Agreement and further authorizes the City Manager to execute all contract documents relating thereto on behalf of the City of Keller, Texas.

Section 3: THAT, the cost of said Agreement shall be paid from the Water System Capital Improvement Fund with funding provided by the Water/Wastewater Fund.

Section 4: THAT, this resolution shall be effective upon its adoption.

AND IT IS SO RESOLVED.

Passed by a vote of 7 to 0 on this the 2nd day of March, 2021.

CITY OF KELLER, TEXAS

BY: \_\_\_\_\_  
Armin R. Mizani, Mayor

ATTEST:

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Kelly Ballard, City Secretary

Approved as to Form and Legality:

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L. Stanton Lowry, City Attorney