

**RESOLUTION NO. 2019-09-\_\_\_ (R)**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT IN THE AMOUNT OF \$117,860 WITH FREESE AND NICHOLS, INC. FOR CONSULTING ENGINEERING SERVICES TO COMPLETE A RISK AND RESILIENCE ASSESSMENT AS REQUIRED BY THE AMERICA'S INFRASTRUCTURE ACT OF 2018 FOR A TOTAL AGGREGATE CONTRACT AMOUNT, INCLUSIVE OF ANY CHANGE ORDERS, NOT TO EXCEED \$130,000**

**WHEREAS**, the America's Water Infrastructure Act was enacted on October 23, 2018 requiring Community Water Systems over 100,000 population to complete a Risk and Resilience Assessment by March 31, 2020; and

**WHEREAS**, the City of McKinney's water system serves over 100,000 population; and

**WHEREAS**, the EPA provided "guidance" to Community Water Systems for compliance in August of 2019 to meet established deadlines; and

**WHEREAS**, Freese and Nichols, Inc. is one of the approved engineering consulting firms for the City of McKinney with extensive knowledge of the City's water system; and

**WHEREAS**, the City has prepared a contract with Freese and Nichols, Inc. to assist in completion of a Risk and Resilience Assessment for the purpose of complying with this new law, the America's Water Infrastructure Act; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:**

Section 1. The City Manager is hereby authorized to execute a contract in the amount of \$117,860 with Freese and Nichols, Inc. for the completion of a Risk and Resilience Assessment of the water system and certify compliance with the America's Water Infrastructure Act of 2018 to the EPA for a total aggregate contract amount, inclusive of any change orders, not to exceed \$130,000.

Section 2. This Resolution shall be effective immediately from and after the date of passage and is so resolved.

**DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 3<sup>rd</sup> DAY OF SEPTEMBER, 2019.**

CITY OF MCKINNEY, TEXAS

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GEORGE C. FULLER

ATTEST:

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EMPRESS DRANE  
City Secretary  
LISA SEWELL  
Deputy City Secretary

APPROVED AS TO FORM:

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MARK S. HOUSER  
City Attorney