

RESOLUTION NO. R-2024-78

**APPROVING TERRA PAVE INTERNATIONAL AS A
SOLE SOURCE PROVIDER OF TERRA COOL FOG SEAL**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BASTROP, TEXAS, APPROVING A PROPOSAL FROM
TERRA PAVE INTERNATIONAL, A UNIVERSITY OF
TEXAS TECHNOLOGY COMMERCIALIZED COMPANY,
FOR \$59,841 AS A SOLE SOURCE PROVIDER FOR A FOG
SEAL STREET SEALANT KNOWN AS TERRA COOL;
PROVIDING FOR SEVERABILITY; PROVIDING FOR
REPEAL; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Bastrop recognizes the important role well-maintained streets play in ensuring the safety and prosperity of the community;

WHEREAS, the application of fog seal street sealant to aging streets can be used as a cost-effective means of increasing the longevity and condition of roads.

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

- Section 1.** All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Bastrop, Texas, and are hereby approved and incorporated into the body of this Resolution as if copied in their entirety.
- Section 2. Execution:** The City Council authorizes the City Manager to negotiate and execute all necessary documents to enter an agreement with Terra Pave International as a sole source provider of the Fog Seal Street Sealant known as Terra Cool, for an amount not to exceed \$59,841.00.
- Section 3. Repealer:** To the extent reasonably possible, resolutions are to be read together in harmony. However, all resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters regulated.
- Section 4. Severability:** Should any of the clauses, sentences, paragraphs, sections, or parts of this Resolution be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Resolution.

Section 5. Effective Date: This Resolution shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, its Code of Ordinances, and the laws of the State of Texas.

Section 6. Proper Notice & Meeting: It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

DULY RESOLVED & ADOPTED by the City Council of the City of Bastrop, TX, on this, the 25th day of June, 2024.

THE CITY OF BASTROP, TEXAS:

Lyle Nelson, Mayor

ATTEST:

Ann Franklin, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney