

## **RESOLUTION**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, ACCEPTING A BID FROM COLE CONSTRUCTION, INC., FOR ITB 2026-001, SE TARRANT SEWER EROSION CONTROL PROJECT (PROJECT WW2401).**

**WHEREAS**, The City of Burleson, Texas (“City”), is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, the City of Burleson issued Invitation to Bid (ITB) 2026-001 for the SE Tarrant Sewer Erosion Control project (Project WW2401), which includes the relocation of a sanitary sewer main and the implementation of streambank protection measures along Little Booger Creek near the SE Tarrant Avenue crossing, in accordance with the City’s purchasing policies and Chapter 252 of the Texas Local Government Code; and

**WHEREAS**, bids were received and publicly opened in accordance with the solicitation requirements; and

**WHEREAS**, Chapter 252 of the Local Government Code specifies that the competitive procurement requirements under law do not have to be met if a procurement is necessary to preserve or protect the public health or safety of the municipality's residents; and

**WHEREAS**, the City Council finds that the procurement in ITB 2026-001 is necessary to preserve or protect the public health or safety of the municipality's residents in that the area has been susceptible to erosion, which poses a significant risk to the existing infrastructure, and, without intervention, continued erosion could lead to infrastructure failure and result in adverse environmental impacts; and

**WHEREAS**, City staff has reviewed the bids received and determined that awarding the contract to Dake Construction is in the best interest of the City;

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

#### **Section 1**

The City Council hereby awards a contract for Invitation to Bid (ITB) 2026-001 for the SE Tarrant Sewer Erosion Control project (Project WW2401), to Cole Construction, Inc., and authorizes the City Manager to execute the contract and all related documents.

#### **Section 2**

This Resolution shall become effective from and after its date of passage, in accordance with law.

**PASSED AND SO RESOLVED** by the City Council of the City of Burleson, Texas, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_:

\_\_\_\_\_  
Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Amanda Campos, City Secretary

\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney