

RESOLUTION NO. R2025-61

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AUTHORIZING THE CITY MANAGER TO EXPEND UP TO \$500,000 FOR PROCUREMENTS MADE TO PRESERVE THE PROPERTY OF THE CITY; PROTECT THE PUBLIC HEALTH OR SAFETY OF THE CITY'S RESIDENTS AND/OR TO REPAIR UNFORESEEN DAMAGE TO PUBLIC MACHINERY, EQUIPMENT, OR OTHER PROPERTY IN RESPONSE TO STORM AND FLOOD DAMAGE CAUSED BY THE EXTREME WEATHER EVENT OF JULY 4TH WEEKEND

WHEREAS, heavy rains over the July 4th weekend caused severe flooding, substantial property damage, physical injuries and loss of life; and

WHEREAS, the devastation caused by this severe weather event has caused Mayor Wideman to issue a Declaration of Emergency on July 7, 2025; and

WHEREAS, City Council finds, determines, and declares this severe weather event is a public calamity that has imperiled public health and safety and has caused substantial damage to personal and real property assets of the City of Burnet; and

WHEREAS, City Council finds, determines, and declares that pursuant to Sec. 38-31, City Code, this resolution is a memorialization of City Council's authorization to expend funds in carrying out emergency management activities; and

WHEREAS, this resolution is authorized under the City Charter and the laws and constitution of the State of Texas, including Section 252.022(a)(1), (2), and (3) Texas Local Government Code.

WHEREAS, City Council, finds, determines, and declares that the meeting at which this resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this resolution, was given as required by Chapter 551 of the Texas Government Code.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS:

Section one. Scope. This resolution addresses the damage and danger caused by the severe weather described in Mayor Wideman's July 7, 2025, declaration of disaster.

Section two. Authorization. The City's Finance Policy notwithstanding, the City Manager is hereby authorized and directed to expend up to \$500,000.00 to preserve public property, protect the public health or safety of the municipality's

residents, and or procurements necessary because of unforeseen damage to public machinery, equipment, or other property.

Section three. Bid Law Exemption. The City Manager's authority delegated in section two includes the authority to make procurements without regard to statutory bid laws upon the City Manager's determination that such procurement is exempt from the requirements of Texas Local Government Code Chapter 252 due to one of the following:

- the procurement is necessary because of a public calamity that requires the immediate appropriation of money to relieve the necessity of the municipality's residents or to preserve the property of the municipality; or
- the procurement is necessary to preserve or protect the public health or safety of the municipality's residents; or
- the procurement is necessary because of unforeseen damage to public machinery, equipment, or other property.

Section four. Procedures. The City Manager shall document each expenditure made under this resolution and regularly provide reports to City Council of expenditures made under this resolution.

Section five. Findings. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this resolution for all purposes and are adopted as a part of the judgment and findings of the Council.

PASSED AND APPROVED this the 9th day of July, 2025.

CITY OF BURNET

Gary Wideman, Mayor

ATTEST:

Maria Gonzales, City Secretary