

**A RESOLUTION OF THE CITY OF EVERMAN, TEXAS**

**RESOLUTION NO. 2025-01-04**

**A RESOLUTION OF THE CITY OF EVERMAN, TEXAS, APPROVING AND AUTHORIZING THE CITY MANAGER TO SIGN THREE CONTRACTS WITH UTILITY SERVICE CO., INC., ALSO SOMETIMES REFERRED TO AS USG WATER SOLUTIONS, FOR WATER TANK MAINTENANCE FOR CITY WATER TANKS LOCATED AT 632 SHELBY ROAD AND 100 DAN MEYERS ROAD AND FOR STEEL TANK REPAIR AND DISINFECTION FOR A CITY WATER TANK LOCATED AT 619 TOWNLEY DRIVE FOR COMPENSATION AND ON TERMS AND CONDITIONS AS SET FORTH THEREIN;; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS,** the City owns water tanks located at 632 Shelby Road, 100 Dan Meyers Road, and 619 Townley Road within the City which require maintenance and, with regard to the water tank at 619 Townley, which is additionally in need of repair and disinfection; and

**WHEREAS,** Utility Service Co., Inc., sometimes referred to as USG Water Solutions, has agreed to provide water tank maintenance services for the tanks located at 632 Shelby Road and 100 Dan Meyers Road under an annual contract that will automatically renew for seven additional one year periods unless terminated by the City for compensation during the first year of \$44,760.00 and \$76,000.00 respectively; and

**WHEREAS,** Utility Service Co., Inc. has also provided an agreement by which it would perform steel tank repairs and disinfection of the City's water tank located at 619 Townley Drive for compensation not to exceed \$48,574.00; and

**WHEREAS,** the City Council finds that it will serve the health, safety and general welfare of the citizens of the City to enter into these agreements and that approving and entering into these three contracts is necessary to preserve and protect the public health or safety of the city's residents pursuant to Tex. Local Govt. Code 252.022(a)(1);

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

**SECTION 1.** The City Council of the City of Everman, Texas, hereby approves the three contracts between the City of Everman and Utility Service Co, Inc. sometimes referred to as USG Water Solutions, in substantially the form of those attached hereto and incorporated herein by this reference as collective Exhibit "A" and on the terms and conditions stated therein, and authorizes the City Manager to execute the same on behalf of the City.

**SECTION 2.** All resolutions of the City of Everman heretofore adopted which are in conflict with the provisions of this Resolution be, and the same are hereby repealed, and all resolutions of the City of Everman not in conflict with the provisions hereof shall remain in full force and effect.

**SECTION 3.** If any article, paragraph, subdivision, clause or provision of this Resolution, as hereby amended, be adjudged invalid or held unconstitutional for any reason, such judgment or holding shall not affect the validity of this Resolution as a whole or any part or provision thereof, as amended hereby, other than the part so declared to be invalid or unconstitutional.

**SECTION 4.** This Resolution shall take effect immediately from and after its passage, and it is accordingly so resolved.

**PASSED AND APPROVED** by the City Council of the City of Everman, Texas, this the \_\_\_\_ day of January 14, 2025.

APPROVED:

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RAY RICHARDSON, MAYOR

ATTEST:

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MINDI PARKS, CITY SECRETARY

APPROVED AS TO FORM:

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VICTORIA THOMAS, CITY ATTORNEY  
4905-2811-1885, v. 1

**EXHIBIT “A”**  
**Three Contracts with Utility Service Co., Inc.**  
**[to be attached]**

4905-2811-1885, v. 1