



Meeting Date: August 25, 2022 **Agenda Type:** Consent Items for Action

From: Tina Rocha **Reviewed by:** David Hubbard
Interim Purchasing Manager Chief Administrative Officer

Submitted by: David Hubbard **Approved by:** Ian Taylor
Chief Administrative Officer Chief Executive Officer

RECOMMENDED ACTION: Approve the Public Calamity Exemption Log from May 15, 2022, through July 15, 2022

BACKGROUND

In order for New Braunfels Utilities (“NBU”) to ensure its continued ability to provide water, wastewater, and electric services to its customers without disruption, the NBU Board of Trustees approved a Declaration of Emergency Event Relating to Supply Chain Disruptions Resulting from the Covid-19 Pandemic (the “Declaration”) on February 24, 2022. The Board extended the Declaration on March 31, 2022, April 28, 2022, May 24, 2022, and June 30, 2022. The Declaration expires on August 25, 2022. During today’s Board of Trustees meeting, NBU staff is requesting the Board to extend the Declaration until September 29, 2022.

The Declaration makes the finding pursuant to Section 252.022(a)(1) of the Texas Local Government Code that a public calamity exists relating to supply chain disruptions resulting from the Covid-19 pandemic. This Section exempts municipalities, including municipally owned utilities like NBU, from the competitive procurement process for procurements due to a public calamity requiring the immediate appropriation of money to relieve the necessity of its residents or to preserve its property.

The NBU Purchasing Manager and the chief officer from the requesting department will determine if the requested expenditure qualifies for the Public Calamity exemption. The Purchasing Manager will prepare a consent agenda item to request approval of the public calamity expenditures that exceed \$250,000 at the next Board of Trustees’ meeting.

Listed below are the public calamity exemption purchases submitted to the Purchasing Manager for the period of May 15, 2022, through July, 2022.

FINANCIAL IMPACT

Public calamity expenditures of more than \$250,000:

- None reported during this period.

LINK TO STRATEGIC PLAN

Recognized as a Trusted Community Partner Dedicated to Excellence in Service

Maintain Organizational Reliability and Resiliency

Be a Responsible Steward of Natural Resources

EXHIBITS

None