

RESOLUTION NO. R2010-40

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO ENTER INTO AN EMERGENCY PURCHASE CONTRACT TO REPAIR DAMAGES TO WINDY WAY IN AN AMOUNT NOT TO EXCEED ONE HUNDRED THOUSAND AND 0/100 DOLLARS (\$100,000.00).

WHEREAS, Town employees recently discovered a depression in the road caused by deteriorating culverts at the Short Creek crossing of Windy Way following recent storm water and rain events in our Town; and

WHEREAS, Short Creek is currently listed as a impaired stream by the Tennessee Department of Environment and Conservation; and

WHEREAS, Windy Way contains a water and gas utilities within the road right of way and further collapse of the road surface of Windy Way threatens to endanger utility services to residents of our Town; and,

WHEREAS, due the imminent danger to the utilities and endangered stream, the Town Manager does not have enough time to advertise and obtain closed bids for this immediate need for construction work on this roadway but the Town Manager is authorized to make emergency purchases arising from unforeseen causes pursuant to TCA 6-56-304(3) under these circumstances; and

WHEREAS, the Town Manager will provide reports of all emergency purchases for this construction project to the Town Council as soon as possible which shall include all items of information as required in the record pursuant to TCA 6-56-304(3).

THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That the Town Manager is authorized to enter into an

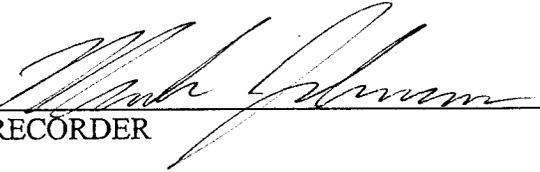
emergency purchase contract for roadway construction to repair damages to Windy Way in an amount not to exceed One Hundred Thousand and 0/100 Dollars (\$100,000.00). The Town Manager will provide a record specifying the amount paid, the items purchased, from whom the purchase was made, and the nature of the emergency and shall provide reports of all emergency purchase bids for this construction project to the Town Council as soon as possible which shall include all items of information as required for the record of this emergency purchase pursuant to TCA 6-56-304(3).



MAYOR

5/10/10

DATE



RECORDER

5-10-10

DATE