

**CITY OF SANDY OAKS, TEXAS**

**ORDINANCE NO. 2018-87**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS APPOINTING A MUNICIPAL ENGINEER AND APPROVING A CONTRACT WITH M&S ENGINEERING.**

**WHEREAS**, the City Council of the City of Sandy Oaks, Texas (the "City") adopted Ordinance 2014-9 which establishes the Office of Municipal Engineer (City Engineer) and provides the procedure for appointment, tenure, compensation, duties, and removal of said officer; and

**WHEREAS**, the City Council approved River City Engineering to serve as Municipal Engineer and the City Council authorized the mayor to execute and finalize an agreement for municipal engineering services between River City Engineering and the City; and

**WHEREAS**, River City Engineering has dissolved and therefore the City Council of the City finds it necessary to appoint a Municipal Engineer to provide engineering services as described in Ordinance 2014-9 to the City; and

**WHEREAS**, the Professional Services Procurement Act provides in procuring engineering services, a governmental entity shall: (1) first select the most highly qualified provider of those services on the basis of demonstrated competence and qualifications; and (2) then attempt to negotiate with that provider a contract at a fair and reasonable price.

**WHEREAS**, the City Council authorized and the City Clerk published a request for qualifications for a Municipal Engineer, the City Council conducted interviews of candidates and determined M&S Engineering as the most highly qualified provider of those services on the basis of demonstrated competence and qualifications; and

**WHEREAS**, the City Council authorized the Mayor to negotiate with M&S Engineering a contract at a fair and reasonable price;

**WHEREAS**, the City Council finds the Mayor has negotiated a contract at a fair and reasonable price and the City Council desires to approve the appointment of Tom Turk with M&S Engineering as Municipal Engineer and approve a contract with M&S Engineering for municipal engineering services;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS:**

**SECTION 1. APPOINTMENT OF MUNICIPAL ENGINEER.** The City Council of the City hereby approves the appointment of Tom Turk with M&S Engineering as Municipal Engineer to provide engineering services as described in Ordinance 2014-9 to the City.

**SECTION 2. AGREEMENT FOR MUNICIPAL ENGINEERING SERVICES.** The agreement attached hereto as Exhibit A and incorporated herein by reference outlines the terms of the agreement between the City and M&S Engineering for engineering services that will be provided

to the City and is hereby approved by the Council. The City Council hereby authorizes the Mayor to execute and finalize such agreement on behalf of the City

**SECTION 3. EFFECTIVE DATE.** This Ordinance shall take effect immediately from and after the passage and approval of this Ordinance.

**PASSED AND APPROVED** on this 25<sup>th</sup> day of January, 2018.

**CITY OF SANDY OAKS, TEXAS**

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Karen Mendiola Tanguma, Mayor

**ATTEST:**

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Charlotte Rabe, City Clerk