

RESOLUTION NO. 11-2014

**TOWN OF YORKVILLE
RACINE COUNTY, WISCONSIN**

A RESOLUTION DECLARING AN EMERGENCY DUE TO DAMAGE TO A PUBLIC FACILITY WITHIN THE TOWN OF YORKVILLE AND AUTHORIZING THE TOWN OF YORKVILLE WATER UTILITY DISTRICT COMMISSION TO CORRECT SAID EMERGENCY WITHOUT ADVERTISING FOR PROPOSALS, AS PERMITTED BY WISCONSIN STATUTES SECTION 60.47(5)

THE TOWN BOARD OF THE TOWN OF YORKVILLE, RACINE COUNTY, WISCONSIN, RESOLVES AS FOLLOWS:

WHEREAS, on Saturday, May 17, 2014, the bowl assembly of the deep well oil lube pump, located in the Town of Yorkville Water Utility District's Well #1, 1400 Grandview Parkway, failed, causing a catastrophic failure of that pump, and

WHEREAS, the damaged pump and the section joints it was attached to were removed by Municipal Well and Pump and replaced with a 150 horsepower temporary submersible pump owned by Municipal Well and Pump, and

WHEREAS, Municipal Well and Pump issued an invoice to the Town of Yorkville Water Utility District for this work in the amount of \$41,955.00, for which the Town of Yorkville Water Utility District Commission approved payment at their meeting on May 20, 2014, and

WHEREAS, due to the temporary nature of the submersible pump, the Town of Yorkville Water Utility District must begin the process of repairing and reinstalling the damaged pump immediately, and

WHEREAS, Municipal Well and Pump has provided a proposal to the Town of Yorkville Water Utility District for this pump repair and reinstallation of the pump and new section joints in the amount of \$126,898.00, and

WHEREAS, the Town of Yorkville Water Utility District Commission approved this proposal to begin repair and reinstallation of this pump at their meeting on May 20, 2014, contingent upon the Yorkville Town Board declaring this work an emergency requiring immediate resolution, and

WHEREAS, the Town of Yorkville Water Utility District Commission is under the general control and supervision of the Yorkville Town Board, pursuant to Wisconsin Statutes Section 66.0805 and Section 2-263 of the Municipal Code for the Town of Yorkville, and

WHEREAS, Wisconsin Statutes Section 60.47(2)(b) prohibits any town from entering into a public contract of more than \$25,000.00 unless the town board advertises for proposals to perform the terms of the public contract by publishing a class 2 notice, and

WHEREAS, Wisconsin Statutes Section 60.47(5) permits towns to proceed with public contracts for the repair of public facilities without advertising for proposals when the town board declares by resolution that damage to said facility creates an emergency that endangers the public health or welfare of the town.

NOW, THEREFORE, BE IT RESOLVED, that the Yorkville Town Board declares the need for repairs to the deep well oil lube pump, located in the Town of Yorkville Water Utility District's Well #1,

as an emergency requiring immediate resolution, given the importance of an uninterrupted supply of safe drinking water to the public health and welfare of the Town of Yorkville, and

BE IT FURTHER RESOLVED, that the Yorkville Town Board supports the Yorkville Water Utility District Commission's approval of the proposal submitted by Municipal Well and Pump for repair and reinstallation of the damaged pump and new section joints in the amount of \$126,898.00, as well as their approval of the invoice for the emergency work on this pump, performed by Municipal Well and Pump, in the amount of \$41,955.00, and

BE IT FURTHER RESOLVED, that the Yorkville Town Board authorizes the Yorkville Water Utility District to proceed with the repair and installation of this pump and new section joints without the need to solicit any other proposals, and

BE IT FURTHER RESOLVED, that the Clerk-Treasurer is hereby directed to post this resolution in three places within thirty days of its adoption, as required by Wisconsin Statutes 60.80(1), and

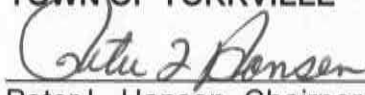
BE IT FURTHER RESOLVED, that this resolution takes effect the day following its posting.

This Resolution was adopted by the Yorkville Town Board on May 28, 2014.

TOWN OF YORKVILLE

Ayes: 3

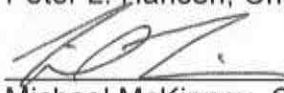
By:



Peter L. Hansen, Chairperson

Nays: 0

Attest:



Michael McKinney, Clerk-Treasurer

Abstentions: 0