



## Legislation Text

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File #: R2021-083, Version: 1

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**Consider approving Resolution No. 2021-083 ratifying the actions of the City Manager and Director of Public Works relating to the negotiation and execution of contracts for emergency soil stabilization and channel repairs in the Brookhaven Village Channel; and take appropriate action.**

**BACKGROUND:**

On March 9, 2021, the Public Works Department was contacted by Pat Watkins, property manager of Brookhaven Village Condominiums (3600 block of Garden Brook Dr), regarding a channel wall failure affecting Building No.8. Upon investigation of the site, it was found that the slope above the creek channel wall had failed causing the channel wall to fail as well. Public Works prepared a plan for the repair of the channel slope and solicited three bids, resulting in the selection of a contractor to perform the emergency repair work. Public Works engaged Jim Bowman Construction Co. LP to repair the concrete channel. Work on the channel began in late March.

Once this work began, it was determined that the soil was very unstable and a plan was formulated to remedy the situation when the creek experienced a heavy rain event in late April. This rain event caused a massive slide of soil, which compromised fences and patios, and was in danger of undermining a condominium building. An engineering firm was immediately contacted and it was determined that a soil retention system, utilizing soil anchors and shotcrete concrete along the slope failure plain, was needed. Time was of the essence and Public Works staff along with City Management made the decision to issue an emergency purchase order to Keller North America, Inc. on May 15, 2021 to install a soil retention system. Mayor Dye and District #5 Councilman Merritt were notified of this emergency expenditure. Mobilization of equipment began immediately and crews were on site May 17, 2021. The original Jim Bowman Construction project is still underway however, the soil retention system has been completed. The slope above the replaced channel wall will be filled back in with soil.

**FISCAL IMPACT:**

Budgeted Financial Impact: Jim Bowman Construction Co. LP \$107,137.50 and Keller North America, Inc. \$212,500.00 (*\$319,637.50 from the Stormwater CIP Fund*)

**RECOMMENDATION:**

City Administration recommends approving Resolution No. 2021-083 ratifying emergency purchase orders to Jim Bowman Construction Co, LP for channel wall repair in the amount of \$107,137.50 and to Keller North America, Inc for installation of soil retention system in the amount of \$212,500.00, both for the Brookhaven Village Channel repair project.

**POSSIBLE COUNCIL ACTION:**

1. I move to approve Resolution No. 2021-083
2. I move to table the issue for further study or take no action.

**ATTACHMENTS:**

1. Resolution No. 2021-083
2. Photographs