

1 **RESOLUTION NO.**

2 **WHEREAS**, the City of Austin seeks to authorize the 2020 Job Order
3 Contract for City of Austin Facility Improvements to award job order assignments
4 for facility maintenance, repair, alteration, renovation, remediation, or minor
5 construction of City facilities; and

6 **WHEREAS**, expenditures for the Project will exceed \$50,000; and

7 **WHEREAS**, pursuant to Local Government Code Section 252.021(a),
8 before entering into a contract that requires an expenditure of more than
9 \$50,000.00, the City must: (1) comply with Subchapters B and C of Chapter 252,
10 Local Government Code (Chapter 252) related to competitive bidding and
11 proposals; (2) use the reverse auction procedure defined by Section 2155.062(d) of
12 the Government Code, for purchasing; or (3) comply with a method described by
13 Chapter 2269 of the Texas Government Code (Chapter 2269); and

14 **WHEREAS**, Subchapter D of Chapter 2269 - “Competitive Sealed Proposal
15 Method” describes the competitive sealed proposal method authorized by that
16 subchapter as a project delivery method by which a governmental entity requests
17 proposals, ranks the offerors, negotiates as prescribed, and then contracts with a
18 general contractor for the construction, rehabilitation, alteration, or repair of a
19 facility; and

20 **WHEREAS**, Section 2269.056(a) of the Texas Government Code provides
21 that a governmental entity may use the competitive sealed proposal method under
22 Subchapter D for job order contracts; and

23 **WHEREAS**, Section 2269.056(a) of the Texas Government Code provides
24 that the governing body of a governmental entity that considers a construction

25 contract using a method authorized by Chapter 2269 other than competitive
26 bidding must, before advertising, determine which method provides the best value
27 for the governmental entity; and

28 **WHEREAS**, in relation to the Project specifics and requirements, staff has
29 considered the methods described in Chapter 2269 and reviewed the procedures
30 described in Chapter 252; and

31 **WHEREAS**, with respect to the Project and the expenditures necessary to
32 complete it, staff recommends the use of the Competitive Sealed Proposal Method
33 authorized by Subchapter D, Chapter 2269, Government Code as the project
34 delivery method that provides the best value for the City;

35 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF**
36 **THE CITY OF AUSTIN:**

37 The City Council finds that with respect to expenditures necessary for the
38 2020 Job Order Contract for City of Austin Facility Improvements, the competitive
39 sealed proposal method described by Subchapter D of Chapter 2269 of the Texas
40 Government Code provides the best value for the City.

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43 **ADOPTED:** _____, 2020

ATTEST: _____
Jannette S. Goodall
City Clerk

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