RESOLUTION NO.

WHEREAS, the City of Austin seeks to construct the Mueller Energy Center #2 (Project); and

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

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

WHEREAS, Subchapter G of Chapter 2269, Government Code, "Building Using the Design-Build Method," describes the design-build method authorized by that subchapter as a project delivery method by which a governmental entity contracts with a single entity to provide both design and construction services for the construction, rehabilitation, alteration, or repair of a facility that is a building or associated structure (Design-Build for Buildings); and

WHEREAS, Section 2269.056(a) of the Government Code provides that the governing body of a governmental entity that considers a construction contract using a method authorized by Chapter 2269 other than competitive bidding must, before advertising, determine which method provides the best value for the governmental entity; and

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

WHEREAS, with respect to the Project and the expenditures necessary to complete it, staff recommends use of the design-build method for buildings authorized by Subchapter G, Chapter 2269, Government Code (Design-Build for Buildings) as the project delivery method that provides the best value for the City;

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

The City Council finds that with respect to expenditures necessary for the project to construct the Mueller Energy Center #2, the design-build method described by Subchapter G of Chapter 2269 of the Texas Government Code (Design-Build for Buildings) provides the best value for the City.

ADOPTED: _____, 2020 **ATTEST: _____**

Jannette S. Goodall
City Clerk

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