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2 **RESOLUTION NO. _____**

3 **WHEREAS**, the City of Austin seeks to upgrade or replace the Austin
4 Convention Center event space lighting automation system with the Convention
5 Center North and South Side Event Space Lighting project (Project); 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, Government Code,
15 (Competitive Sealed Proposal), describes the competitive sealed proposal method
16 authorized by that subchapter as a procurement method by which a governmental
17 entity requests proposals, ranks the offerors, negotiates as prescribed, and then
18 contracts with a general contractor for the construction, rehabilitation, alteration, or
19 repair of a facility; and

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

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

28 **WHEREAS**, with respect to the Project and the expenditures necessary to
29 complete it, staff recommends use of the competitive sealed proposal method for
30 procurement authorized by Subchapter D, Chapter 2269, Government Code
31 (Competitive Sealed Proposal Method) as the project delivery method that
32 provides the best value for the City; **NOW, THEREFORE,**

33 **BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

34 The City Council finds that with respect to expenditures necessary for the
35 Convention Center North and South Side Event Space Lighting project to upgrade
36 or replace the Austin Convention Center event space lighting automation system,
37 the competitive sealed proposal method described by Subchapter D of Chapter
38 2269 of the Texas Government Code (Competitive Sealed Proposal) provides the
39 best value for the City.

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42 **ADOPTED:** _____, 2019

ATTEST: _____

Jannette S. Goodall
City Clerk