

1 **RESOLUTION NO. _____**

2 **WHEREAS**, the City of Austin seeks to demolish and reconstruct portions of
3 the existing Austin Convention Center and to expand the facility by constructing
4 new elements (the “Project”); and

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

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

13 **WHEREAS**, Subchapter F of Chapter 2269, Government Code,
14 “Construction Manager-at-Risk Method,” describes the manager-at-risk method
15 authorized by that subchapter as a project delivery method by which a governmental
16 entity contracts with an architect or engineer for design and construction phase
17 services and contracts separately with a construction manager-at-risk to serve as the
18 general contractor and to provide consultation during the design and construction,
19 rehabilitation, alteration, or 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 using
22 a method authorized by Chapter 2269 other than competitive bidding must, before
23 advertising, determine which method provides the best value for the governmental
24 entity; and

