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2                                   **RESOLUTION NO.**

3           **WHEREAS**, the City of Austin seeks to construct The Colony Park Pool  
4 and The Givens Pool (Project); and

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

6           **WHEREAS**, pursuant to Local Government Code Section 252.021(a),  
7 before entering into a contract that requires an expenditure of more than  
8 \$50,000.00, the City must: (1) comply with Subchapters B and C of Chapter 252,  
9 Local Government Code (Chapter 252) related to competitive bidding and  
10 proposals; (2) use the reverse auction procedure defined by Section 2155.062(d) of  
11 the Government Code, for purchasing; or (3) comply with a method described by  
12 Chapter 2269 of the Texas 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  
16 governmental entity contracts with an architect or engineer for design and  
17 construction phase services and contracts separately with a construction manager-  
18 at-risk to serve as the general contractor and to provide consultation during the  
19 design and construction, 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  
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 construction manager-at-risk method for  
30 buildings authorized by Subchapter F, Chapter 2269, Government Code  
31 (Construction Manager-at-Risk 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 project of constructing the Colony Park Pool and the Givens Pool; the construction  
36 manager-at-risk method described by Subchapter F of Chapter 2269 of the Texas  
37 Government Code (Construction Manager-at-Risk) provides the best value for the  
38 City.

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41 **ADOPTED:** \_\_\_\_\_, 2019

**ATTEST:** \_\_\_\_\_

Jannette S. Goodall  
City Clerk