RESOLUTION NO. 20230223-018

WHEREAS, the City of Austin seeks to rehabilitate and provide improvements to the historical bathhouse at Barton Springs Pool through the Zilker Metropolitan Park – Barton Springs Bathhouse Rehabilitation project (the "Project"); and

WHEREAS, expenditures for the Project will exceed $50,000.00; 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, related to competitive bidding 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; and

WHEREAS, Subchapter D of Chapter 2269, Government Code, "Competitive Sealed Proposal Method" describes the competitive sealed proposals method authorized by that subchapter as a project delivery method by which a governmental entity requests proposals, ranks the offerors, negotiate as prescribed, and then contracts with a general contractor for the construction, rehabilitation, alteration, or repair of a facility; 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 delivery method authorized by Chapter 2269 other than competitive bidding must, before advertising, determine which method provides the best value for the government entity; and

WHEREAS, in relation to the Project's 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 competitive sealed proposals method authorized by Subchapter D, Chapter 2269, Government Code 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 Zilker Metropolitan Park – Barton Springs Bathhouse Rehabilitation project to rehabilitate and provide improvements to the historic bathhouse at Barton Springs Pool, the competitive sealed proposals method described by Subchapter D of Chapter 2269 of the Texas Government Code provides the best value for the City.

ADOPTED: February 23, 2023 **ATTEST:** _____
Myrna Rios
City Clerk