

**RESOLUTION NO. 20231130-049**

**WHEREAS**, the City of Austin seeks to expand and enhance the critical utility systems of the Austin-Bergstrom International Airport through the Utility Infrastructure project as a part of the Airport Expansion and Development Program (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 F of Chapter 2269, Government Code, “Construction Manager-at-Risk Method,” describes the manager-at-risk method authorized by that subchapter as a project delivery method by which a governmental entity contracts with an architect or engineer for design and construction phase services and contracts separately with a construction manager-at-risk to serve as the general contractor and to provide consultation during the design and 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 governmental 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 construction manager-at-risk method for buildings authorized by Subchapter F, 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 expansion and enhancement of the critical utility systems of the Austin-Bergstrom International Airport through the Utility Infrastructure project as a part of the Airport Expansion and Development Program, the construction manager-at-risk method described by Subchapter F of Chapter 2269 of the Texas Government Code provides the best value for the City.

**ADOPTED:** November 30, 2023

**ATTEST:**

Stephanie Hall for  
Myrna Rios  
City Clerk