

WHEREAS, the City seeks to complete the Decker Power Plant – Dam Upgrades project (the “Project”) to make improvements to the Decker Dam spillway to maintain code compliance and to return the dam to previous recreational conditions the (the “Project”); 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 (Chapter 252) related to competitive bidding and 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 (Chapter 2269); 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 method authorized by Chapter 2269 other than competitive bidding must, before advertising, determine which method provides the best value for the governmental entity; and

Page 1 of 2

than 50 percent is in the public interest and may then assign a weighted value to price of not less than 36.9 percent of the total weighted value of the criteria; 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, in relation to the Project 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 proposal method for buildings authorized by Subchapter D of Chapter 2269 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:

Council finds that, with respect to expenditures necessary for the Decker Power Plant – Dam Upgrades project, the competitive sealed proposal method described by Subchapter D of Chapter 2269 of the Texas Government Code provides the best value for the City.

BE IT FURTHER RESOLVED:

Council finds that with respect to the Decker Power Plant – Dam Upgrades project, it is in the public interest to assign to price less than 50 percent but not less than 36.9 percent of the total weighted value of all selection criteria.

ADOPTED: _____, 2024 **ATTEST:** _____

Myrna Rios
City Clerk