

Resolution adopting rules to implement Chapter 2269 of the Government Code regarding contracting and delivery methods for construction projects; and delegating authority to implement Chapter 2269 to the City Manager.

WHEREAS, Chapter 2269 of the Government Code (Chapter 2269) provides for certain contracting and delivery procedures for public works construction projects;

WHEREAS, Section 2269.051 provides that a governmental entity may adopt rules as necessary to implement Chapter 2269;

WHEREAS, Section 2269.053(a) of the Government Code provides that the governing body of a governmental entity may delegate its authority under Chapter 2269 regarding an action authorized or required by Chapter 2269 to a designated representative, committee, or other person; and

WHEREAS, Section 2269.053(b) requires notice of the delegation, the limits of the delegation, and the name or title of each person designated under Tex. Gov't Code § 2269.053(a) by rule, in a request for bids, proposals, or qualifications, or in an addendum to the request;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. In accordance with Section 2269.053(a) of the Government Code, the City Council hereby delegates its authority regarding an action authorized or required by Chapter 2269 to the City Manager or designee (City Manager).

SECTION 2. In accordance with Section 2269.053(b) of the Government Code, the City Manager has full authority regarding any action authorized or required by Chapter 2269, as amended, and authority to implement Chapter 2269 except that the City Manager must obtain City Council's approval of a contract procured under Chapter 2269 that would require an expenditure of city funds exceeding the limit at which competitive bids are required under the Local Government Code under Article X, Section 2 of the City's Charter.

SECTION 3. In accordance with Section 2269.051 of the Government Code, the City Council hereby adopts the "Rules Implementing Chapter 2269, Government Code: Contracting and Delivery Procedures for Construction Projects (Alternative Delivery Project Methods)" (attached and incorporated as Exhibit "A") (the "Rules"), which may be amended from time to time by the City Manager, provided that any amendment to the Rules are made in accordance with Chapter 2269 and applicable law.

SECTION 4. The City Manager is authorized to take all actions and execute all documents necessary to implement Chapter 2269 in accordance with this Resolution.

SECTION 5. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this resolution shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

SECTION 6. This Resolution takes effect immediately upon its passage.

ATTEST:

THE CITY OF CORPUS CHRISTI

Armando Chapa
City Secretary

Nelda Martinez
Mayor

Corpus Christi, Texas

_____ of _____, _____

The above resolution was passed by the following vote:

Nelda Martinez _____

Kelley Allen _____

Rudy Garza _____

Priscilla Leal _____

David Loeb _____

Chad Magill _____

Colleen McIntyre _____

Lillian Riojas _____

Mark Scott _____