

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS AWARDING A CONSTRUCTION CONTRACT TO MILLIS DEVELOPMENT AND CONSTRUCTION- DALLAS, LLC, IN AN AMOUNT NOT TO EXCEED \$5,609,824 FOR CONSTRUCTION OF PHASE 1A IMPROVEMENTS AT GEYER COMMONS; DECLARING OFFICIAL INTENT TO FINANCE EXPENDITURES TO BE INCURRED FOR CONSTRUCTION SERVICES WITH MILLIS DEVELOPMENT AND CONSTRUCTION-DALLAS, INC., FOR PHASE 1A OF GEYER COMMONS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ANY DOCUMENTS NECESSARY TO IMPLEMENT THIS RESOLUTION; FINDING THAT THE MEETING IN WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND DECLARING AN EFFECTIVE DATE. (CERTIFICATES OF OBLIGATION)

WHEREAS, the City of Mansfield (City) is a home rule municipality operating under and governed by the laws and Constitution of the State of Texas; and,

WHEREAS, the City is currently working towards implementing the master plan for development of Geyer Commons (the “Project”); and,

WHEREAS, City staff has reviewed and considered a bid proposal from Millis Development & Construction- Dallas, LLC for construction of Phase 1A of Geyer Commons and recommends approval of a construction contract for said services; and,

WHEREAS, the City will make, or has made not more than 60 days prior to the date hereof, payments with respect to the construction services for the Project; and,

WHEREAS, the City has concluded that it does not currently desire to issue obligations to finance the construction costs associated with the Project; and,

WHEREAS, the City desires to reimburse itself for the construction costs associated with the Project from the proceeds of obligations to be issued subsequent to the date hereof; and,

WHEREAS, the City reasonably expects to issue obligations to reimburse itself for the construction costs associated with the Project and pursuant to section 1.150-2 of the Treasury Regulations, hereby declares its intent to do so; and,

WHEREAS, all constitutional and statutory prerequisites for the approval of this resolution have been met, including but not limited to the Open Meetings Act; and,

WHEREAS, the City Council deems the adoption of this resolution to be in the best interest of public health, safety and welfare; and,

WHEREAS, funding for this contract is available from the 2025 certificates of obligation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MANSFIELD, TEXAS, THAT:

SECTION 1.

The findings and recitations set out in the preamble are found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2.

A construction contract with Millis Development & Construction – Dallas, LLC in an amount not to exceed Five Million Six Hundred Nine Thousand Eight Hundred Twenty Four dollars (\$5,609,824) for construction of Phase 1A improvements at Geyer Commons is hereby approved.

SECTION 3.

The City reasonably expects to reimburse itself for costs that have been or will be paid subsequent to the date that is 60 days prior to the date hereof and that are to be paid to Millis Development & Construction- Dallas, LLC in connection with construction of the Project from the proceeds of obligations to be issued subsequent to the date hereof and for purposes of section 1.150-2(d) of the Treasury Regulations, this Notice serves as the City’s official declaration of intent to do so.

SECTION 4.

The City Manager, or his designee, is authorized to execute any documents necessary and take such actions as are necessary to implement this Resolution.

SECTION 5.

It is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law and the public notice of the time, place, and purpose of said meeting was given as required.

SECTION 6.

This Resolution shall be effective from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD THIS 28TH DAY OF OCTOBER 2024.

Michael Evans, Mayor

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ATTEST:

Susana Marin, City Secretary