

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING THE AWARD OF A CONSTRUCTION MANAGER AT RISK (CMAR) CONTRACT TO ARCHER WESTERN CONSTRUCTION, LLC., FOR THE BUD ERVIN WATER TREATMENT PLANT PHASE V EXPANSION; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND DECLARING AN EFFECTIVE DATE (UTILITY FUND)**

**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 Council previously authorized the use of the Construction Manager at Risk (CMAR) method for the construction of the Bud Ervin Water Treatment Plant Phase V Expansion (Project) in the City of Mansfield, Texas, and found that the CMAR method would provide best value for the City; and,

**WHEREAS**, the City issued a Request for Proposal (RFP) 2023-41-04-05 seeking a qualified CMAR to provide design phase assistance and complete construction phase services for the Project; and,

**WHEREAS**, Archer Western, LLC has provided a response to the RFP demonstrating extensive experience in providing CMAR services; and,

**WHEREAS**, after review of all the proposals City staff recommends the selection of Archer Western, LLC for the CMAR on the Project; and,

**WHEREAS**, funding for this contract is available from the Utility Fund.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY 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 contract for the CMAR services for the Project with Archer Western, LLC. in the amount not to exceed \$393,400 for the Pre-Construction Phase is hereby approved.

**SECTION 3.**

The City Council hereby delegates authority under Texas Government Code Chapter 2269 to the City Manager, delegates the City Manager as its designated representative for

purposes related to this Project, and authorizes the City Manager and his designee(s) to take all actions necessary to accomplish the purposes and implementation of this Resolution.

**SECTION 4.**

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 5.**

This Resolution shall be effective from and after its passage.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD THIS 23<sup>RD</sup> DAY OF OCTOBER, 2023.**

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**Michael Evans, Mayor**

**ATTEST:**

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**Susana Marin, City Secretary**