

**RESOLUTION NO. \_\_\_\_\_****A RESOLUTION DETERMINING THE CONSTRUCTION MANAGER-AT-RISK DELIVERY METHOD AS PROVIDING THE BEST VALUE FOR THE CONSTRUCTION OF THE BUD ERVIN WATER TREATMENT PLANT PHASE V EXPANSION**

**WHEREAS**, the City of Mansfield is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and,

**WHEREAS**, Texas Government Code section 2267.056(a) requires that, in order to select a construction delivery method other than competitive bidding, before advertising, the governing body of the City is required to determine which delivery method under Chapter 2267 of Texas Government Code provides the best value to the City; and,

**WHEREAS**, the City Council has determined that the Bud Ervin Water Treatment Plant should be expanded to provide needed capacity; and,

**WHEREAS**, the City Council understands the Construction Manager at Risk method of delivery generally brings overall value and time savings to construction projects similar to the Bud Ervin Water Treatment Plant Phase V Expansion; and,

**WHEREAS**, constructability and value to the Owner are afforded by the Value Engineering expertise brought to the process by the CMAR; and,

**WHEREAS**, the City Council understands the Construction Manager at Risk services are professional services like architectural, engineering, surveying etc. and the Construction Manager at Risk's purpose is not only to construct the project, but to manage the coordination and construction of the project.

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

**SECTION 1.**

The City Council does hereby find that the Construction Manager-At-Risk delivery method provides the best value for the City in the construction of the Bud Ervin Water Treatment Plant Phase V Expansion and does hereby designate the Construction Manager-At-Risk delivery method for the construction of that project.

**SECTION 2.**

This Resolution shall take effect immediately from and after its passage in accordance with the Charter of the City of Mansfield, and it is accordingly so resolved.

**PASSED AND APPROVED THIS THE 23<sup>RD</sup> DAY OF JANUARY, 2023.**

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**Michael Evans, Mayor**

**ATTEST:**

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**Susana Marin, City Secretary**