

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

**A RESOLUTION OF THE CITY OF ELGIN, TEXAS, AUTHORIZING THE CITY MANAGER TO AWARD THE LEE DILDY AND ROY RIVERS BOULEVARD EXTENSION PHASE II PROJECT TO PATIN CONSTRUCTION LLC OF TAYLOR TEXAS; AND MAKING CERTAIN FINDINGS RELATED THERETO.**

**WHEREAS**, the City of Elgin owns certain real property adjacent to USHwy290 totaling 140 acres designed to support and encourage various private development opportunities; and,

**WHEREAS**, the City has since reached agreement with Seton/Ascension Health and Elgin Endeavors NH LLC on two major development projects for that area that will necessitate certain public infrastructure improvements; and,

**WHEREAS**, the project described herein and that is the subject matter of this Resolution will facilitate such needed infrastructure improvements.

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

**Section 1. Findings.** The following recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**Section 2. Authorization.** The City Manager is hereby authorized to finalize negotiations and execute an agreement with *Patin Construction LLC* of Taylor Texas, in the amount of \$3,199,306.00 for the Lee Dildy and Roy Rivers Boulevard Extension Phase II Project, a copy of the bid tabulation and City Engineer's recommendation regarding same being attached hereto and marked Exhibit A; and made part of this Resolution as if copied verbatim herein.

**Section 3. Project Change Orders.** Through the approval of this Resolution, the City Manager is further authorized to approve project contract change orders in a total amount not to exceed 25% of the approved contract as stated above.

**Section 4. Future Budget Amendment.** The City Council does also hereby acknowledge that this item was not specifically included or approved within the *FY18-19 City of Elgin Annual Operating Budget*; and that said budget will be amended at a future date to formally appropriate funds for this item. It is anticipated that said funding will come through proceeds of a pending debt instrument.

**Section 5. Open Meetings.** The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which this Resolution was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

**Section 6. Effective Date.** This Resolution shall take effect immediately upon passage.

**PASSED AND ADOPTED** this 8<sup>th</sup> day of January, 2019.

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CHRIS CANNON, Mayor  
City of Egin, Texas

ATTEST:

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AMELIA SANCHEZ, City Secretary