

RESOLUTION NO. 2009-12-___ (R)

A RESOLUTION OF THE CITY OF MCKINNEY, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BRINKLEY SARGENT ARCHITECTS OF DALLAS, TEXAS FOR DESIGN AND ENGINEERING SERVICES ASSOCIATED WITH THE RECREATION CENTER AND AQUATICS FACILITY AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of McKinney, Texas has determined the need for design and engineering services associated with a recreation center and aquatics facility; and,

WHEREAS, the City Council approved the budget on September 15, 2009; and,

WHEREAS, the City desires to engage the services of Brinkley Sargent Architects for design and engineering services associated with the Recreation Center and Aquatics Facility Project (PK7102).

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

- Section 1. The City Council of the City of McKinney, Texas accepts the proposal of Brinkley Sargent Architects ("Brinkley") in the amount of \$3,700,000 for design and engineering services, expressly conditioned on the inclusion of a provision in the contract for such services which requires 1) the pre-funding of 50% of the contract amount by the MISD and 2) the execution of an Interlocal and Operations Agreement for the Recreation Center and Aquatics Facility with the MISD as a condition to any obligation for payment by the City to Brinkley under said contract.
- Section 2. The City Manager is authorized to execute a contract with Brinkley Sargent Architects in an amount not to exceed \$3,700,000 with the inclusion of the provision identified in Section 1 above.
- Section 3. This Resolution shall take effect immediately from and after the date of passage and it is so resolved.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS ON THE 15th DAY OF DECEMBER, 2009.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER, Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary
LINCOLN THOMPSON
Deputy City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney