

**RESOLUTION NO. R2023-65**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS  
AUTHORIZING THE CITY MANAGER TO TERMINATE A CONSTRUCTION  
MANAGER AT RISK CONTRACT FOR THE NEW CITY HALL**

**Whereas**, on August 9, 2022 City Council authorized the City Manager to enter into a construction manager at risk contract with Trimbuilt Construction Inc., ("Trimbuilt") for the preconstruction phase of the new City Hall Project; and

**Whereas**, the preconstruction phase is completed and the contractor's proposed costs for the construction phase is overbudget by hundreds of thousands of dollars; and

**Whereas**, City Council finds and determines it is in the best interest of the city to terminate the contract with Trimbuilt and explore other construction delivery methodologies before proceeding with the Project; and

**Whereas**, City Council finds and determines that the meeting at which this resolution was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

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

**Section one. Findings.** The recitals to this Resolution are found to be true and correct and are incorporated herein as the legislative finding of City Council for all purposes.


**Section two. Termination.** The attached contract by and between the City and Trimbuilt, and any and all ancillary agreements are hereby terminated.

**Section Three. Delegation of Authority.** The City Manager is hereby authorized and directed to execute such documents and take such actions as may reasonably be necessary to memorialize the termination of the contract and to make final payment in accordance with the terms of said contract.

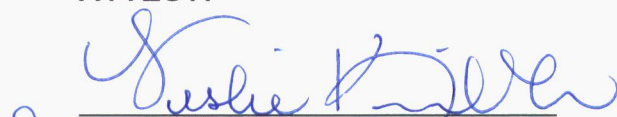
**Section Four. Effective Date.** That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

**PASSED AND APPROVED** this the 29<sup>th</sup> day of August 2023.

**CITY OF BURNET, TEXAS**

  
Gary Wideman, Mayor

**ATTEST:**

  
for Kelly Dix, City Secretary

