

RESOLUTION NO. 23-025

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF MARLIN, TEXAS RESCINDING A PRIOR CITY COUNCIL RESOLUTION, APPROVAL, AND ACTION AWARDED AN ENGINEERING SERVICES CONTRACT FOR PLANNING AND DESIGN SERVICES FOR A PROJECT UNDER THE 2021 AMERICAN RESCUE PLAN ACT ("ARPA") PROGRAM FUNDED THROUGH THE U.S. DEPARTMENT OF TREASURY; AUTHORIZING THE PUBLICATION OF A REQUEST FOR QUALIFICATIONS ("RFQ") FOR A PROJECT TO BE UNDERTAKEN OR FUNDED UNDER AND THROUGH THE 2021 AMERICAN RESCUE PLAN ACT ("ARPA") PROGRAM; AND PROVIDING FOR OPEN MEETINGS AND EFFECTIVE DATE CLAUSES.

WHEREAS, the City Council on June 14, 2022, approved the award of a contract for planning and engineering planning services to Mundo & Associates for the planning and design of a new police department building;

WHEREAS, the City must publish a request for qualifications (RFQ) for such engineering and planning services to qualify and satisfy all project and funding requirements under and in accordance with the 2021 American Rescue Plan Act ("ARPA");

WHEREAS, the City did not execute any contract for the planning and/or design of a new police department building with Mundo & Associates; and

WHEREAS, Mundo & Associates has not performed any engineering or planning services for the planning and/or design of the proposed new police department building under any planning/engineering services under any contract awarded by action of City Council on June 14, 2022;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARLIN, TEXAS, that:

Section 1. Findings. The foregoing 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. The City Council Rescinds Prior City Council Action. The City Council rescinds a prior City Council resolution and other actions taken by the City Council on June 14, 2022 to award a contract for planning and engineering services to Mundo & Associates for the planning and/or design of a new police department building. The City Council rescinds its prior action and approval in order to fully satisfy all project requirements under and in accordance with the 2021 American Rescue Plan Act ("ARPA").

Section 3. No Contract or Services Provided. The City never executed any professional services contract with Mundo & Associates for the planning and design of the proposed new police department building. Mundo & Associates has not performed any planning or engineering services for the planning and design of the proposed new police department

building. Mundo & Associates has not provided any project documents or other deliverables for the planning and design of the proposed new police department building. No City funds have been paid to Mundo & Associates pursuant to the actions taken by the City Council on June 14, 2022 to award a contract for planning and engineering services to Mundo & Associates for the planning and/or design of a new police department building.

Section 4. Prior Resolution and City Council Action is Null and Void. Any action or resolution taken or approved by the City Council on June 14, 2022 to award a contract for planning and engineering services to Mundo & Associates for the planning and/or design of a new police department building is rescinded and is, therefore, null and void.


Section 5. Authorization to Publish Request for Qualifications. The City Manager or the City Secretary is authorized to prepare and publish a request for qualifications (RFQ) for engineering, design, and/or planning services in order to satisfy any program funding requirements established under and by the 2021 American Rescue Plan Act ("ARPA").

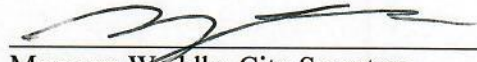
Section 6. Effective Date. This Resolution shall become effective from and after the date of its passage in accordance with the Texas Local Gov't. Code and the City Charter.

Section 7. Open Meetings. The City Council has found and determined that the meeting at which this Resolution is considered is open to the public and that notice thereof was given in accordance with the provisions of the Texas Open Meetings Act, Texas Government Code, Chapter 551, as amended, and that a quorum of the City Council was present.

RESOLUTION PASSED AND APPROVED on this the 25th day of January 2023.




Susan Byrd, Mayor


Maryann Waddle, City Secretary