

**CITY OF EVERMAN, TEXAS
RESOLUTION NO. 2023-03-01**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EVERMAN, TEXAS,
AWARDING A CONTRACT TO WHIRLIX DESIGNS, INC. FOR THE CLYDE PITTMAN
PARK INCLUSIVE PLAYGROUND IN AN AMOUNT NOT TO EXCEED \$114,851.00;
AUTHORIZING THE CITY MANAGER TO EXECUTE SAID CONTRACT; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Everman, Texas solicited competitive bids for the Clyde Pittman Park Inclusive Playground project; and

WHEREAS, the City staff having received and evaluated the bids for the Clyde Pittman Park Inclusive Playground project has determined that Whirlix Designs, Inc. has submitted the lowest responsible bid for said project and recommends that a contract be awarded to Whirlix Designs, Inc., a Texas for-profit corporation; and

WHEREAS, the City Council of the City of Everman, Texas finds it to be in the public interest to approve the recommendations of the City Administration and award the contract for the Clyde Pittman Park Inclusive Playground project to Whirlix Designs, Inc.;

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

SECTION 1. The City Council of the City of Everman hereby awards a contract to Whirlix Designs, Inc. for the Clyde Pittman Park Inclusive Playground.

SECTION 2. The City Council hereby authorizes the City Manager to sign a contract with Whirlix Designs, Inc. for the Clyde Pittman Park Inclusive Playground in an amount not to exceed one hundred, fourteen thousand, eight hundred and fifty-one and no/100 (\$114,851.00) dollars and to sign such change orders to such contract as the City Manager deems reasonable, necessary, and in the public interest which are in compliance with applicable law and City policy and, in the case of an increase in contract price, subject to the availability of funds.

SECTION 3. This Resolution shall be effective immediately upon approval.

PASSED AND APPROVED this the 21st day of March 2023.

APPROVED:

Ray Richardson, Mayor

ATTEST:

Mindi Parks, City Secretary

APPROVED AS TO FORM:

John D. Oliver, Asst. City Attorney
(031523VWTtm134073)