

STATE OF GEORGIA
COUNTY OF HENRY
CITY OF STOCKBRIDGE

RESOLUTION NO. R19-1104

RESOLUTION APROOVING CONTRACTOR FOR AMPHITHEATER PROJECT; PROVIDING FOR SEVERABILITY, REPEALING INCONSISTENT RESOLUTIONS, PROVIDING AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS, the City of Stockbridge ("City") is a municipal corporation located within Henry County, Georgia duly organized and existing under the laws of the State of Georgia and is charged with providing public services to residents located within the corporate limits of the City;

WHEREAS, Section 1.12(b)(3) of the City Charter provides that the City may make appropriations for the support of the government of the City; authorize the expenditure of money for any purposes authorized by the Charter and for any purpose for which a municipality is authorized by the laws of the State of Georgia; and provide for the payment of expenses of the City;

WHEREAS, Section 1.12(b)(7) of the City Charter provides that the City may enter into contracts and agreements with other governments and entities and with private persons, firms, and corporations;

WHEREAS, the City Council previously authorized the initiation of a process for contractors to bid on a proposed amphitheater;

WHEREAS, the City staff has completed the initial phase of such process and provided a ranking of contractors, taking into consideration the evaluation factors set forth in the request for proposals, for the purpose of further negotiation;

WHEREAS, pursuant to O.C.G.A. § 36-91-21(c)(2), the City staff entered into certain discussions, negotiations, and/or revisions with the contractors prior to award for the purpose of obtaining best and final offers; and

WHEREAS, the City Council intends to award the amphitheater project to the responsible and responsive offeror whose proposal is determined in writing to be the most advantageous to the governmental entity.

NOW THEREFORE, THE COUNCIL OF THE CITY OF STOCKBRIDGE HEREBY RESOLVES AS FOLLOWS;

Section 1. **Determination and Award** –The City Council hereby determines that the bid submitted by H.J. Russell & Company as presented to the City Council on October 14, 2019 is the

most advantageous to the City of Stockbridge. The award of a bid to H.J. Russell & Company for the construction of the amphitheater is hereby approved by the City Council.

Section 2. **Approval of Execution** - The Mayor is hereby authorized to sign all documents and to perform all other acts necessary to effectuate this Resolution on behalf of the City of Stockbridge. The City Clerk is authorized to execute, attest to, and seal any document which may be necessary to effectuate this Resolution, subject to approval as to form by the City Attorney.

Section 3. **Severability** - To the extent any portion of this Resolution is declared to be invalid, unenforceable, or non-binding, that shall not affect the remaining portions of this Resolution.

Section 4. **Repeal of Conflicting Provisions** - All City resolutions inconsistent with this Resolution are hereby repealed.

Section 5. **Effective Date** - This Resolution shall be effective on the date of its approval by the City Council and Mayor as provided in the City Charter.

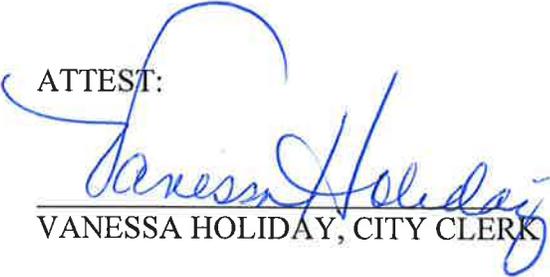
SO RESOLVED, this the 14th day of October, 2019.

CITY OF STOCKBRIDGE, GEORGIA



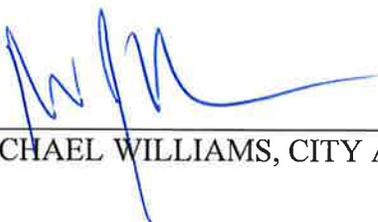
ANTHONY S. FORD, MAYOR

ATTEST:



VANESSA HOLIDAY, CITY CLERK

APPROVED AS TO FORM:



MICHAEL WILLIAMS, CITY ATTORNEY