RESOLUTION NO. 8

A RESOLUTION REQUIRING THAT ANY AND ALL CONTRACTS FOR GOODS OR SERVICES TO BE PURCHASED OR ACQUIRED BY THE CITY OF PELICAN BAY IN EXCESS OF $2,000.00 SHALL BE SUBMITTED TO PUBLISHED BID PROCEDURES AS SET FORTH AND CONTAINED IN ARTICLE 2368a OF VERNON'S ANNOTATED CIVIL STATUTES AND OTHERWISE ADOPTING ALL PROVISIONS OF ARTICLE 2368a SAVE AND EXCEPT THAT SUCH BIDDING REQUIREMENTS ARE REQUIRED WHEN THE AMOUNT INVOLVED EXCEEDS $2,000.00 RATHER THAN $5,000.00.

WHEREAS, the Board of Aldermen for the City of Pelican Bay, Texas, desires to encourage through competitive bidding the most advantageous purchases and acquisition of services by the City of Pelican Bay, Texas; and,

WHEREAS, Article 2368a now provides that any such purchases or acquisitions in excess of $5,000.00 shall be submitted to stipulated bid procedures; and,

WHEREAS, it is the decision of the Board of Aldermen that the interest of the City of Pelican Bay, Texas, would be better served by and through competitive bidding on the purchase and acquisition of goods and services when the amount is in excess of $2,000.00:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF PELICAN BAY, TEXAS:

I.

No contract for services, now purchase of goods as well as public works contracts shall be let, executed, or made when the amount involved exceeds $2,000.00 unless and until competitive bidding has been pursued and implimented as otherwise provided in Article 2368a of Vernon's Annotated Civil Statutes.

II.

The provisions of Article 2368a shall be strictly adhered to in each and every instance and the other change sought by this resolution and implimented hereby is that the amount as set forth in state statute is made more restrictive and lowered to $2,000.00.

III.

Any contract for public services, a public works contract, or any purchase or acquisition shall be null and void and the contract unenforceable unless the terms and provisions of this resolution as

well as all other provisions of Article 2368a are strictly and completely followed.

IV.

Moreover, it shall be unlawful for any official acting on behalf of the City of Pelican Bay, Texas, to execute any such contract as hereinabove described without first having followed the procedures as set forth herein and without first having been authorized and directed by the Board of Aldermen to do so.

V.

If the lowest and best bids are identical in both amount and nature, the Board of Aldermen shall enter into a contract with only one of the bidders selected by the casting of lots in such manner as the mayor or county judge shall prescribe according to Article 2367a of Vernon's Annotated Civil Statutes.

PASSED AND ADOPTED, this the 1st day of May, 1984.

APPROVED:

BY: Lucil Howard
MAYOR

ATTEST:

BY: Ann Leither
CITY SECRETARY