

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, TEXAS AUTHORIZING THE APPROVAL OF A THIRD AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF DENTON AND CLARION ASSOCIATES, LLC, AMENDING THE CONTRACT APPROVED BY CITY COUNCIL ON SEPTEMBER 11, 2012,, IN THE NOT-TO-EXCEED AMOUNT OF \$150,000, AMENDED BY AMENDMENT 1 APPROVED BY CITY COUNCIL ON DECEMBER 13, 2016 IN THE NET AMOUNT OF \$140,107.35, AND AMENDMENT 2 APPROVED BY PURCHASING STAFF IN THE AMOUNT OF \$32,300, SAID THIRD AMENDMENT TO PROVIDE ADDITIONAL SERVICES RELATED TO UPDATING THE CITY OF DENTON DEVELOPMENT CODE IN THE AMOUNT OF \$93,380; PROVIDING FOR THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE (FILE 5503-PROVIDING FOR AN ADDITIONAL THIRD AMENDMENT EXPENDITURE AMOUNT NOT-TO-EXCEED \$93,380, WITH THE TOTAL CONTRACT AMOUNT NOT-TO-EXCEED \$415,787.35.)

WHEREAS, on September 11, 2012, by Ordinance No. 2012-215, the City awarded a contract to Clarion Associates, LLC in the amount of \$150,000 for services related to updating the Denton Development Code; and

WHEREAS, on December 13, 2016, by Ordinance No. 2016-408, the City approved Amendment 1 to the contract with Clarion Associates, LLC in the net amount of \$140,107.35 for additional services relating to updating the Denton Development Code; and

WHEREAS, on April 28, 2017, Purchasing staff having approved Amendment 2 in the amount of \$32,000, and said fees under the proposed Amendment 2 are fair and reasonable and are consistent with and not higher than the recommended practices and fees applicable to the Provider's profession and such fees do not exceed the maximum provided by law; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The Third Amendment, increasing the amount of the contract between the City and Clarion Associates, LLC, which is on file in the office of the Purchasing Agent, in the amount of Ninety Three Thousand Three Hundred Eighty Dollars and 0/100 (\$93,380) Dollars, is hereby approved, and the expenditure of funds therefor is hereby authorized in accordance with said amendment. The total contract amount increases to \$415,787.35.

SECTION 2. This ordinance shall become effective immediately upon its passage and approval.

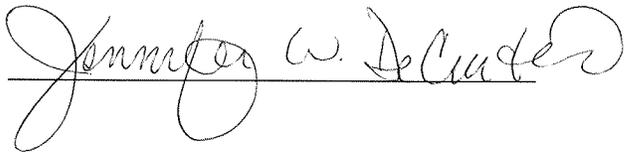
PASSED AND APPROVED this the _____ day of _____, 2017.

CHRIS WATTS, MAYOR

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
AARON LEAL, CITY ATTORNEY

BY:  _____