

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, A TEXAS HOME-RULE MUNICIPAL CORPORATION, AUTHORIZING THE APPROVAL OF A THIRD AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF DENTON AND LUMINANT ENERGY COMPANY, LLC, AMENDING THE CONTRACT APPROVED BY THE CITY MANAGER ON APRIL 13, 2018, IN THE NOT-TO-EXCEED AMOUNT OF \$50,000.00; AMENDED BY AMENDMENTS 1-2 APPROVED BY CITY COUNCIL AND PURCHASING; SAID THIRD AMENDMENT TO CONTINUE TO PROVIDE COMPRESSED NATURAL GAS (CNG) FOR ALL CITY OF DENTON FLEET VEHICLES; PROVIDING FOR THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE (FILE 6795 – PROVIDING FOR AN ADDITIONAL THIRD AMENDMENT EXPENDITURE AMOUNT NOT-TO-EXCEED \$85,000.00, WITH THE TOTAL CONTRACT AMOUNT NOT-TO-EXCEED \$259,500.00).

WHEREAS, on April 13, 2018, the City Manager awarded a contract to Luminant Energy Company, LLC, in the amount of \$50,000.00, to provide Compressed Natural Gas (CNG) for all City of Denton Fleet vehicles; and

WHEREAS, on July 23, 2019, City Council awarded a First Amendment to Luminant Energy Company, LLC, in the amount of \$75,000.00, to provide Compressed Natural Gas (CNG) for all City of Denton Fleet vehicles; and

WHEREAS, on August 20, 2020, Purchasing awarded a Second Amendment to Luminant Energy Company, LLC, in the amount of \$49,500.00, to provide Compressed Natural Gas (CNG) for all City of Denton Fleet vehicles; and

WHEREAS, this procurement was undertaken as part of the City's governmental function; and

WHEREAS, the additional fees under the proposed Third Amendment 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 Luminant Energy Company, LLC, which is on file in the office of the Purchasing Agent, in the amount of Eighty-Five Thousand (\$85,000.00) Dollars, is hereby approved and the expenditure of funds therefor is hereby authorized in accordance with said amendment referenced herein. The total contract amount increases to \$259,500.00.

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

The motion to approve this ordinance was made by _____ and seconded by _____. This ordinance was passed and approved by the following vote [___ - ___]:

	Aye	Nay	Abstain	Absent
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Jesse Davis, District 3:	_____	_____	_____	_____
Alison Maguire, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Chris Watts, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2022.

GERARD HUDSPETH, MAYOR

ATTEST:
ROSA RIOS, CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

BY: Marcella Lunn
 Digitally signed by Marcella Lunn
 DN: cn=Marcella Lunn, o, ou=City of Denton, email=marcella.lunn@cityofdenton.com, c=US
 Date: 2022.06.22 09:42:23 -05'00'