

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DENTON, TEXAS AUTHORIZING THE CITY MANAGER TO EXECUTE A WATER MAIN COST PARTICIPATION AGREEMENT BETWEEN THE CITY OF DENTON, TEXAS AND LOVE'S TRAVEL STOPS & COUNTRY STORES, INC. FOR THE CITY'S PARTICIPATION IN THE OVERSIZING OF WATER MAINS; AND IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THIS ORDINANCE; AUTHORIZING THE EXPENDITURE OF FUNDS THEREFORE; AND PROVIDING AN EFFECTIVE DATE (NOT-TO-EXCEED \$80,332.16).

WHEREAS, the City desires to participate in the cost of oversizing water mains to be designed, installed, and constructed by the owner of the real property, Love's Travel Stops & Country Stores, Inc., in an amount not to exceed Eighty-Thousand Three-Hundred Thirty-Two and 16/100 Dollars (\$80,332.16), in accordance with the provisions of Section 35.21.9.1 of the Denton Development Code, as amended, and Texas Local Government Code §212.072; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The City Manager is authorized to execute a "Water Main Cost Participation Agreement between the City of Denton, Texas and Love's Travel Stops & Country Stores, Inc., for the oversizing of approximately 2,532 linear feet of twelve-inch (12") to sixteen-inch (16") water mains; substantially in the form of the attached Agreement, which is incorporated herewith and made a part of this ordinance for all purposes; subject however, to Love's Travel Stops & Country Stores, Inc. entering into a Development Contract with the City of Denton, in accordance with Section 35.16.20.B of the Denton Development Code, as amended, of the City of Denton, Texas.

SECTION 2. The City Manager is hereby authorized to make the expenditures as set forth in the attached Agreement.

SECTION 3. This ordinance shall become effective immediately upon its passage and approval.

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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CHRIS WATTS, MAYOR

ATTEST:  
JENNIFER WALTERS, CITY SECRETARY

By: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
AARON LEAL, INTERIM CITY ATTORNEY

By:  \_\_\_\_\_