

**EXHIBIT 9**

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

AN ORDINANCE TERMINATING A PUBLIC WORKS CONTRACT FOR THE CONSTRUCTION OF HANGARS AT DENTON ENTERPRISE AIRPORT; AND PROVIDING AN EFFECTIVE DATE (RFP 5753- WAS AWARDED TO MAG CONSTRUCTION SERVICES, LLC IN THE NOT-TO-EXCEED AMOUNT OF \$617,801.65.)

WHEREAS, on April 21, 2015, the City awarded a contract to Mag Construction, LLC for the construction of 7 hangar buildings containing 27 aircraft storage units at Denton Enterprise Airport in the amount of \$617,801.65 (RFP- 5733); and

WHEREAS, Mag Construction has failed to adequately perform pursuant to the above mentioned contract, the City Manager or a designated employee has recommended that the herein described contract be terminated; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The contract awarded to Mag Construction on April 21, 2015 (RFP- 5733) for the construction of public works or improvements at the Denton Enterprise Airport, is hereby terminated:

SECTION 2. The City Council of the City of Denton, Texas hereby expressly delegates the authority to execute any documents and to take any actions that may be required or permitted to be performed by the City of Denton to terminate the said contract (RFP 5753) to the City Manager of the City of Denton, Texas, or his designee.

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

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

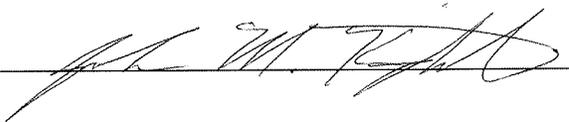
\_\_\_\_\_  
CHRIS WATTS, MAYOR

**EXHIBIT 9**

ATTEST:  
JENNIFER WALTERS, CITY SECRETARY

BY: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:  
ANITA BURGESS, CITY ATTORNEY

BY:  \_\_\_\_\_