

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF DENTON AND THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS (NCTCOG) REGARDING PEDESTRIAN-BICYCLIST PERMANENT COUNTERS NOT TO EXCEED \$14,000 THROUGH FISCAL YEAR 2029; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the North Central Texas Council of Governments (NCTCOG) is a Texas political subdivision and non-profit corporation organized and operating under Texas Local Government Code Chapter 391 as the regional planning commission for the 16-county North Central Texas region; and,

WHEREAS, NCTCOG has been designated as the Metropolitan Planning Organization (MPO) for the Dallas-Fort Worth Metropolitan Area by the Governor of the State of Texas in accordance with federal law; and,

WHEREAS, the Regional Transportation Council (RTC), comprised primarily of local elected officials, is the regional transportation policy body associated with NCTCOG, and has been and continues to be a forum for cooperative decisions on transportation; and,

WHEREAS, on January 24, 2014, the Executive Board authorized utilization of funding for bicycle and pedestrian (active transportation) user count equipment; and,

WHEREAS, on May 20, 2014, NCTCOG and the City of Denton executed a Memorandum of Agreement (MOA) for the Regional Pedestrian-Bicyclist User Count Program that included ongoing operations and maintenance of two permanent county equipment locations to be installed along the Denton Branch Rail Trail; and,

WHEREAS, on August 22, 2019, the Executive Board authorized funding to continue the operations and maintenance activities associated with this regional data collection program, including any necessary equipment repairs or technology upgrades; and,

WHEREAS, on March 28, 2024, the Executive Board authorized the receipt of contributions in local funds from participating partners in cities where the counters were local, for the purchase and continuation of electronic data transmission services and operations/maintenance assistance and any necessary equipment repairs or technology upgrades; and,

WHEREAS, NCTCOG and the City of Denton desire to update the MOA and enter into this Interlocal Agreement (Agreement) setting forth the terms and conditions under which City of Denton will reimburse NCTCOG for Active Transportation strategies for improving mobility region wide; and,

WHEREAS, NCTCOG and City of Denton are local governmental entities pursuant to the Interlocal Cooperative Act, Chapter 791 of the Texas Government Code and, as such, may contract with one another for the provision of governmental functions and services of mutual interest. NOW THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. That the findings set forth in the recitals of this ordinance are found true and correct and hereby adopted as the findings of the City Council.

SECTION 2. The City Council finds that approving this Interlocal Agreement with NCTCOG in the form of Exhibit “1” provides a mutual benefit to the City of Denton and NCTCOG and results in an overall gain to the citizens of Denton.

SECTION 3. The City Manager or designee is hereby authorized to execute the Agreement with NCTCOG in the form of attached hereto as Exhibit “1” and made part of this ordinance by reference for all purposes.

SECTION 4. The rights and benefits set forth in this ordinance may not be assigned without the express written consent of the City.

SECTION 5. That this ordinance shall become effective immediately upon its passage and approval.

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

	Aye	Nay	Abstain	Absent
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Suzi Rumohr, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Jill Jester, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2025.

GERARD HUDSPETH, MAYOR

ATTEST:
INGRID REX, INTERIM CITY SECRETARY

BY: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

A handwritten signature in blue ink, appearing to read "Amanda Ryan", is written over a horizontal line.

BY: _____