

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, A TEXAS HOME-RULE MUNICIPAL CORPORATION, AUTHORIZING THE APPROVAL OF A FIRST AMENDMENT TO A CONTRACT BETWEEN THE CITY OF DENTON AND PARADIGM TRAFFIC SYSTEMS, INC., AMENDING THE CONTRACT APPROVED BY CITY COUNCIL ON SEPTEMBER 1, 2020, IN THE NOT-TO-EXCEED AMOUNT OF \$2,250,000.00, SAID FIRST AMENDMENT TO CONTINUE TO PROVIDE TRAFFIC SIGNALS AND HARDWARE FOR THE WAREHOUSE DEPARTMENT; PROVIDING FOR THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE (IFB 7398 – PROVIDING FOR AN ADDITIONAL FIRST AMENDMENT EXPENDITURE AMOUNT NOT-TO-EXCEED \$562,500.00, WITH THE TOTAL CONTRACT AMOUNT NOT-TO-EXCEED \$2,812,500.00).

WHEREAS, on September 1, 2020, City Council awarded a contract to Paradigm Traffic Systems, Inc. in the amount of \$2,250,000.00, for the purchase of Traffic Signals and Hardware, Section B - Pelco Mounting Hardware, Section D - Cabinet Electronics and Section J - Paradigm; and

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

WHEREAS, the additional fees under the proposed First 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 First Amendment, increasing the amount of the contract between the City and Paradigm Traffic Systems, Inc., which is on file in the office of the Purchasing Agent, in the amount of Five Hundred Sixty-Two Thousand Five Hundred and 0/100 (\$562,500.00) Dollars, is hereby approved, and the expenditure of funds therefor is hereby authorized in accordance with said amendment which shall be effective upon the execution of the amendment attached hereto. The total contract amount increases to \$2,812,500.00.

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:	_____	_____	_____	_____
VACANT, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Chris Watts, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the _____ day of _____, 2023.

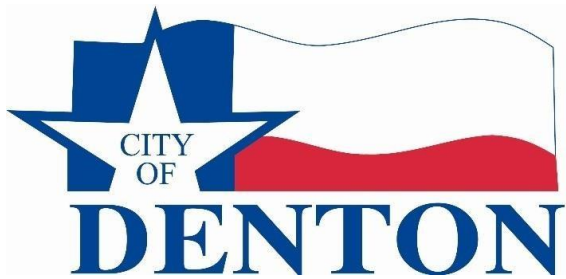
GERARD HUDSPETH, MAYOR

ATTEST:
JESUS SALAZAR, INTERIM 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: 2023.04.07 10:58:12 -05'00'



Docusign City Council Transmittal Coversheet

IFB	7398
File Name	Traffic Signals and Hardware-Amendment 1
Purchasing Contact	Ginny Brummett
City Council Target Date	
Piggy Back Option	Yes
Contract Expiration	
Ordinance	

THE STATE OF TEXAS §
 §
COUNTY OF DENTON §

FIRST AMENDMENT TO CONTRACT
BY AND BETWEEN THE CITY OF DENTON, TEXAS
AND PARADIGM TRAFFIC SYSTEMS, INC.
(7398)

THIS FIRST AMENDMENT TO CONTRACT 7398 (this “Amendment”) by and between the City of Denton, Texas (“City”) and PARADIGM TRAFFIC SYSTEMS, INC. (“Contractor”) to that certain contract executed on September 1, 2020, in the original not-to-exceed amount of \$2,250,000 (the “Agreement”); for services related to the distribution center water and sewer inventory.

WHEREAS, the City deems it necessary to further expand the services provided by Contractor to the City pursuant to the terms of the Agreement, and to provide an additional not-to-exceed amount \$562,500 with this First Amendment for an aggregate not-to-exceed amount of \$2,812,500; and

WHEREAS, this amendment incorporates any previously executed documents between the parties including but not limited to pricing adjustments.

WHEREAS, the City deems it necessary to further expand the goods/services provided by Contractor to the City; and

WHEREAS, the original not-to-exceed amount may not be increased by more than 25.0% as provided in Texas Local Government Code Sec. 252.048; and

NOW THEREFORE, the City and Contractor (hereafter collectively referred to as the “Parties”), in consideration of their mutual promises and covenants, as well as for other good and valuable considerations, do hereby AGREE to the following First Amendment, which amends the following terms and conditions of the said Agreement, to wit:

1. This Amendment modifies the Agreement amount to provide an additional \$562,500 for additional services and materials to be provided in accordance with the terms of the Agreement with a revised aggregate not-to-exceed total of \$2,812,500.
2. The Parties hereto agree, that except as specifically provided for by this Amendment, that all of the terms, covenants, conditions, agreements, rights, responsibilities, and obligations of the Parties, set forth in the Agreement remain in full force and effect.

IN WITNESS WHEREOF, the City and the Contractor, have each executed this Amendment, by and through their respective duly authorized representatives and officers on this date_____.

“CONTRACTOR”
Paradigm Traffic Systems, Inc.

DocuSigned by:
By: Matt Hendricks
7C9E931466F84B5
AUTHORIZED SIGNATURE, TITLE

“CITY”
CITY OF DENTON, TEXAS
A Texas Municipal Corporation

By: _____

APPROVED AS TO LEGAL FORM:
MACK REINWAND, CITY ATTORNEY

DocuSigned by:
By: Marcella Lunn
4B070831B4AA438...

ATTEST:
ROSA RIOS, CITY SECRETARY

By: _____

THIS AGREEMENT HAS BEEN
BOTH REVIEWED AND APPROVED
as to financial and operational
obligations and business terms.

DocuSigned by:
Laura Behrens Laura Behrens
SIGNATURE PRINTED NAME

Assistant Procurement Director
TITLE

Procurement
DEPARTMENT

Certificate Of Completion

Envelope Id: 4EF7C4D129DA423FBF49466E1596239F

Status: Sent

Subject: Please DocuSign: City Council Contract 7398 Traffic Signals and Hardware-Amendment 1

Source Envelope:

Document Pages: 3

Signatures: 3

Envelope Originator:

Certificate Pages: 6

Initials: 1

Ginny Brummett

AutoNav: Enabled

901B Texas Street

Enveloped Stamping: Enabled

Denton, TX 76209

Time Zone: (UTC-06:00) Central Time (US & Canada)

Ginny.Brummett@cityofdenton.com

IP Address: 198.49.140.104

Record Tracking

Status: Original

Holder: Ginny Brummett

Location: DocuSign

3/30/2023 8:57:40 AM

Ginny.Brummett@cityofdenton.com

Signer Events**Signature****Timestamp**

Ginny Brummett

Completed

Sent: 3/30/2023 8:59:30 AM

ginny.brummett@cityofdenton.com

Viewed: 3/30/2023 8:59:41 AM

Buyer

Signed: 3/30/2023 8:59:52 AM

City of Denton

Using IP Address: 198.49.140.104

Security Level: Email, Account Authentication
(None)**Electronic Record and Signature Disclosure:**
Not Offered via DocuSign

Lori Hewell



Sent: 3/30/2023 8:59:54 AM

lori.hewell@cityofdenton.com

Viewed: 3/31/2023 7:57:55 AM

Purchasing Manager

Signed: 3/31/2023 8:00:34 AM

City of Denton

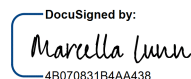
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Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Marcella Lunn



Sent: 3/31/2023 8:00:36 AM

marcella.lunn@cityofdenton.com

Viewed: 3/31/2023 2:00:03 PM

Mack Reinwand City Attorney

Signed: 3/31/2023 2:02:31 PM

City of Denton

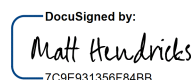
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(None)

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Electronic Record and Signature Disclosure:
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Matt Hendricks



Sent: 3/31/2023 2:02:33 PM

mhendricks@paradigmtraffic.com

Viewed: 3/31/2023 2:53:52 PM

Security Level: Email, Account Authentication
(None)

Signed: 3/31/2023 2:54:54 PM


Signature Adoption: Pre-selected Style

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Electronic Record and Signature Disclosure:

Accepted: 3/31/2023 2:53:52 PM

ID: 9ddf979f-bd22-4f2d-808d-43dfb0884c03

Signer Events	Signature	Timestamp
<p>Laura Behrens</p> <p>Laura.Behrens@cityofdenton.com</p> <p>Assistant Procurement Director</p> <p>City of Denton</p> <p>Security Level: Email, Account Authentication (None)</p>	<p>DocuSigned by:</p>  <p>E4EBB9C2B1F24AB...</p> <p>Signature Adoption: Pre-selected Style</p> <p>Using IP Address: 198.49.140.10</p>	<p>Sent: 3/31/2023 2:54:56 PM</p> <p>Viewed: 3/31/2023 3:56:58 PM</p> <p>Signed: 3/31/2023 3:57:12 PM</p>

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Cheyenne Defee
cheyenne.defee@cityofdenton.com
Procurement Administration Supervisor
City of Denton
Security Level: Email, Account Authentication (None)

Sent: 3/31/2023 3:57:15 PM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Sara Hensley
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Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Rosa Rios
rosa.rios@cityofdenton.com
Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure:
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In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp

Cheyenne Defee
cheyenne.defee@cityofdenton.com
Procurement Administration Supervisor
City of Denton
Security Level: Email, Account Authentication (None)

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Sent: 3/30/2023 8:59:53 AM

Electronic Record and Signature Disclosure:
Not Offered via DocuSign

Gretna Jones
gretna.jones@cityofdenton.com
Legal Secretary
City of Denton
Security Level: Email, Account Authentication (None)

COPIED

Sent: 3/31/2023 3:57:14 PM

Carbon Copy Events	Status	Timestamp
Electronic Record and Signature Disclosure: Not Offered via DocuSign		
City Secretary Office citysecretary@cityofdenton.com Security Level: Email, Account Authentication (None)		
Electronic Record and Signature Disclosure: Not Offered via DocuSign		
Keith Kading Keith.Kading@cityofdenton.com Security Level: Email, Account Authentication (None)		
Electronic Record and Signature Disclosure: Accepted: 3/29/2023 10:18:06 AM ID: 246bfe15-91bf-4afe-b7c6-663927a4de82		
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	3/30/2023 8:59:30 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

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You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: purchasing@cityofdenton.com

To advise City of Denton of your new e-mail address

To let us know of a change in your e-mail address where we should send notices and disclosures electronically to you, you must send an email message to us at melissa.kraft@cityofdenton.com and in the body of such request you must state: your previous e-mail address, your new e-mail address. We do not require any other information from you to change your email address..

In addition, you must notify DocuSign, Inc to arrange for your new email address to be reflected in your DocuSign account by following the process for changing e-mail in DocuSign.

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To withdraw your consent with City of Denton

To inform us that you no longer want to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your DocuSign account, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an e-mail to purchasing@cityofdenton.com and in the body of such request you must state your e-mail, full name, US Postal Address, telephone number, and account number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

Operating Systems:	Windows2000? or WindowsXP?
Browsers (for SENDERS):	Internet Explorer 6.0? or above
Browsers (for SIGNERS):	Internet Explorer 6.0?, Mozilla FireFox 1.0, NetScape 7.2 (or above)
Email:	Access to a valid email account
Screen Resolution:	800 x 600 minimum
Enabled Security Settings:	<ul style="list-style-type: none">•Allow per session cookies•Users accessing the internet behind a Proxy Server must enable HTTP 1.1 settings via proxy connection

** These minimum requirements are subject to change. If these requirements change, we will provide you with an email message at the email address we have on file for you at that time providing you with the revised hardware and software requirements, at which time you will have the right to withdraw your consent.

Acknowledging your access and consent to receive materials electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please verify that you were able to read this electronic disclosure and that you also were able to print on paper or electronically save this page for your future reference and access or that you were able to e-mail this disclosure and consent to an address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format on the terms and conditions described above, please let us know by clicking the 'I agree' button below.

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- I can access and read this Electronic CONSENT TO ELECTRONIC RECEIPT OF ELECTRONIC RECORD AND SIGNATURE DISCLOSURES document; and
- I can print on paper the disclosure or save or send the disclosure to a place where I can print it, for future reference and access; and
- Until or unless I notify City of Denton as described above, I consent to receive from exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to me by City of Denton during the course of my relationship with you.