

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DENTON, TEXAS, APPROVING AMENDMENT NO. 1 TO AN INTERLOCAL COOPERATION AGREEMENT BETWEEN THE CITY OF DENTON AND DENTON COUNTY, TEXAS, REGARDING THE CONSTRUCTION OF METRO STREET AND IMPROVEMENTS TO CORBIN STREET; TERMINATING THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Denton, Texas (the "City") and Denton County, Texas (the "County") entered into an Interlocal Cooperation Agreement on December 19, 2006, Denton County Court Order No. 06-0810, regarding the contribution of funds for the construction of Metro Street and improvement to Corbin Road, located in Commissioner Precinct No. 4; and

WHEREAS, the City and the County mutually desire to amend the Interlocal Cooperation Agreement to end the obligations of both parties; and

WHEREAS, the County will contribute a portion of the funding to the design of the FM 1515 mobility project and a portion of the funding to traffic safety enhancements related to implementing a traffic signal at the intersection of US 380 and Cindy Lane; and

WHEREAS, the City Council finds that the Amendment to the Interlocal Cooperation Agreement is in the public interest; NOW, THEREFORE,

THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The findings and recitations contained in the preamble of this Ordinance are incorporated herein by reference.

SECTION 2. The City Manager, or his designee, is hereby authorized to execute Amendment No. 1 to Interlocal Cooperation Agreement between the City of Denton, Texas and Denton County, Texas, attached hereto as Exhibit "A," on behalf of the City and is further authorized to carry out the rights and duties of the City under the Interlocal Cooperation Agreement.

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

PASSED AND APPROVED this the _____ day of _____, 2017.

CHRIS WATTS, MAYOR

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

BY: _____

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

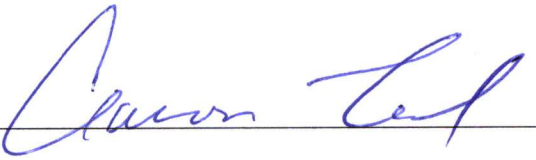
BY: 

EXHIBIT A

THE STATE OF TEXAS §
 §
COUNT OF DENTON §

**AMENDMENT NO. 1 TO INTERLOCAL COOPERATION AGREEMENT BETWEEN
THE CITY OF DENTON, TEXAS AND DENTON COUNTY, TEXAS**

This Amendment No. 1 to the Interlocal Cooperation Agreement is made and entered into by and between Denton County, Texas, a political subdivision of the State of Texas, hereinafter referred to as "the County," and the City of Denton, Texas, a Texas home rule municipal corporation and political subdivision located within Denton County, Texas, duly organized and authorized under the laws of the State of Texas, hereinafter referred to as "the City."

WHEREAS, the City and the County entered into an Interlocal Cooperation Agreement on December 19, 2006, Denton County Court Order No. 06-0810, for the construction of Metro Street and improvement to Corbin Road, located in Commissioner Precinct #4 (the "Project"); and

WHEREAS, the City agreed to contribute funds in the amount of TWO MILLION SIX HUNDRED THOUSAND AND NO/100 DOLLARS (\$2,600,000.00), and the County agreed to contribute funds in the amount of TWO MILLION FOUR HUNDRED THOUSAND AND NO/100 DOLLARS (\$2,400,000.00) towards substantial completion of the Project; and

WHEREAS, the City and the County mutually desire to amend the Interlocal Cooperation Agreement to end the obligations of both the City and the County;

NOW, THEREFORE, the City and the County, for the mutual consideration hereinafter stated, agree and understand as follows:

The Interlocal Cooperation Agreement between the City of Denton, Texas and Denton County, Texas, executed on December 19, 2006, for the construction of Metro Street and improvement to Corbin Road, located in Denton County Commissioner Precinct #4, is hereby and for all other purposes **TERMINATED**.

EXECUTED on this the _____ day of _____, 2017.

DENTON COUNTY, TEXAS

CITY OF DENTON, TEXAS

Mary Horn, County Judge

Todd Hileman, City Manager

ATTEST:
JULIE LUKE, County Clerk

ATTEST:
JENNIFER WALTERS, City Secretary

By: _____

By: _____

APPROVED AS TO LEGAL FORM:
PAUL JOHNSON, District Attorney

By: _____

APPROVED AS TO LEGAL FORM:
AARON LEAL, Interim City Attorney

By: _____