

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

AN ORDINANCE OF THE CITY OF DENTON, TEXAS APPROVING AN AGREEMENT FOR CONSTRUCTION, MAINTENANCE AND OPERATION OF CONTINUOUS HIGHWAY LIGHTING SYSTEMS WITHIN A MUNICIPALITY; AUTHORIZING THE EXPENDITURE OF FUNDS THEREFOR; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Denton (the "City") has requested the State of Texas, acting by and through the Texas Department of Transportation ("TxDOT"), to contribute financial aid for the construction, maintenance, and operation of a continuous highway lighting system on the freeway or expressway designated as IH-35E within the City limits from the south city limits to north of US 380; and

WHEREAS, the City and TxDOT desire to enter into an Agreement for Construction, Maintenance and Operation Agreement (the "Agreement") for continuous highway lighting, in substantially the same form as attached hereto as Exhibit "A"; and

WHEREAS, the City Council finds that the 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 the Agreement, in substantially the same form as attached hereto as Exhibit "A", on behalf of the City with TxDOT, and is further authorized to carry out the rights and duties of the City under the Agreement, including the expenditure of funds provided for therein.

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:  \_\_\_\_\_