

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

AN ORDINANCE OF THE CITY OF DENTON, TEXAS AUTHORIZING THE APPROVAL OF A SIXTH AMENDMENT TO A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF DENTON AND FREESE AND NICHOLS, INC. (FNI) WHICH WAS APPROVED BY ORDINANCE 2009-140 IN THE NOT-TO-EXCEED AMOUNT OF \$301,545 AMENDED BY AMENDMENTS 1-5 APPROVED BY THE CITY MANAGER AND PURCHASING STAFF, SAID SIXTH AMENDMENT TO PROVIDE ADDITIONAL ENGINEERING SERVICES RELATED TO THE PEC 4 DRAINAGE IMPROVEMENTS PHASE 1 AND 2 PROJECT IN THE AMOUNT OF \$62,000; PROVIDING FOR THE EXPENDITURE OF FUNDS; AND PROVIDING AN EFFECTIVE DATE (FILE 4437-PROVIDING FOR AN ADDITIONAL SIXTH AMENDMENT EXPENDITURE AMOUNT NOT-TO-EXCEED \$62,000, WITH THE TOTAL CONTRACT AMOUNT NOT-TO-EXCEED \$466,289).

WHEREAS, on June 16, 2009 under Ordinance No. 2009-140, the City awarded a contract to Freese and Nichols, Inc., in the amount of \$301,545 for the PEC 4 Drainage Improvements Project Phases 1 and 2, which was subsequently amended for four separate increases within the authority of the City Manager and purchasing staff; and

WHEREAS, the additional fees under the proposed Amendment 6 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 Sixth Amendment, increasing the amount of the contract between the City and Freese and Nichols, Inc., is on file in the office of the Purchasing Agent, in the amount of Sixty Two Thousand and 0/100 (\$62,000) Dollars, and is hereby approved, and the expenditure of funds therefor is hereby authorized in accordance with said amendment. The total contract amount will increase to an amount not-to-exceed \$466,289.

SECTION 2. This ordinance shall become effective immediately upon its passage and approval.

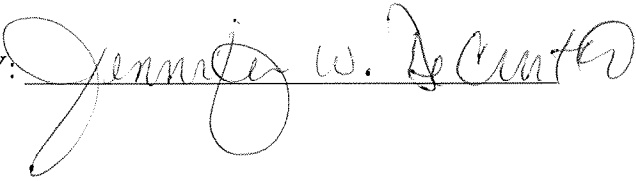
PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2017.

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

ATTEST:  
JENNIFER WALTERS, CITY SECRETARY

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

APPROVED AS TO LEGAL FORM:  
AARON LEAL, CITY ATTORNEY

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