

ORDINANCE NO. 2014-190

AN ORDINANCE OF THE CITY OF DENTON, TEXAS APPROVING AN AMENDMENT TO AN ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT DATED AUGUST 16, 2011 BETWEEN THE CITY OF DENTON AND GTM DEVELOPMENT, LTD.; AND PROVIDING AN EFFECTIVE DATE.

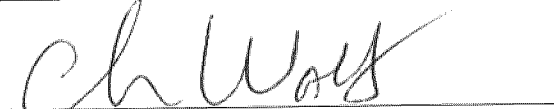
THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:

SECTION 1. The City Manager, or his designee, is hereby authorized to execute an Amendment to Economic Development Program Grant Agreement (the "Amendment"), in substantially the form of the Amendment which is attached hereto and made a part of this ordinance for all purposes.

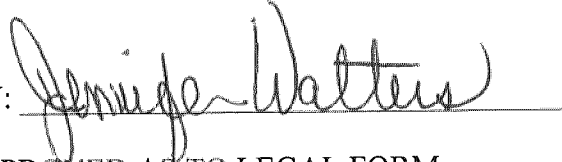
SECTION 2. The City Manager, or his designee, is authorized to exercise the City of Denton's rights and duties as set forth in the Amendment.

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

PASSED AND APPROVED this the 17th day of June, 2014.


CHRIS WATTS, MAYOR

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

BY: 

APPROVED AS TO LEGAL FORM:
ANITA BURGESS, CITY ATTORNEY

BY: 

STATE OF TEXAS)
)
COUNTY OF DENTON)

AMENDMENT TO ECONOMIC DEVELOPMENT PROGRAM GRANT AGREEMENT
WITH GTM DEVELOPMENT, LTD.

This Amendment to the Economic Development Program Grant Agreement with GTM Development, Ltd. is made and entered into as of the ~~17th~~ day of June, 2014, by GTM Development, Ltd., and the City of Denton, Texas, a Texas municipal corporation (the "City"), Grantee and the City are individually referred to as a "Party" and collectively as the "Parties."

WHEREAS, on August 16, 2011, Grantee and the City entered into that certain Economic Development Program Grant Agreement with GTM Development, Ltd. (the "Agreement");

WHEREAS, capitalized terms used but not defined in this Amendment shall have the meanings given to them in the Agreement; and

WHEREAS, the Parties desire to amend the Agreement to extend the investment deadline to October 1, 2015.

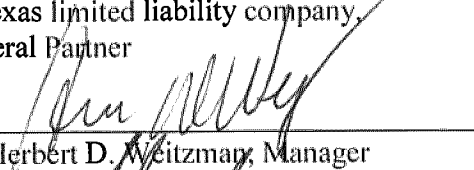
NOW THEREFORE, for good and valuable consideration the receipt and adequacy of which are hereby acknowledged, the Parties agree to amend the Agreement as follows:

1. Deadline. All references in the Agreement to October 1, 2014, are hereby amended to read October 1, 2015.
2. Binding Effect. This Amendment will be binding upon and will inure to the benefit of the Parties and their respective successors and permitted assigns.
3. Counterparts. This Amendment may be executed in one or more counterpart copies, all of which will constitute and be deemed an original, but all of which together will constitute one and the same instrument binding on the Parties. Delivery by facsimile or electronic mail of this Amendment or an executed counterpart hereof will be deemed a good and valid execution and delivery hereof.

June 3, 2014

GTM DEVELOPMENT, LTD.,
A Texas limited partnership

By: CHV Management One, LLC
A Texas limited liability company,
General Partner

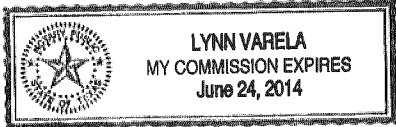
By: 
Herbert D. Weitzman, Manager

By: 
Gar Herring, Manager

ACKNOWLEDGMENTS

STATE OF Texas)
) §
COUNTY OF Dallas)

This instrument was ACKNOWLEDGED before me on June 9 2014, by Herbert D. Weitzman, the Manager of GTM DEVELOPMENT, LTD, a Texas limited partnership, in its capacity as the General Partner of CHV Management One, LLC, a Texas limited liability company, on behalf of the limited partnership and the limited liability company.



Lynn Varela
Notary Public
Lynn Varela
Printed Name of Notary Public

[SEAL]

My Commission Expires:

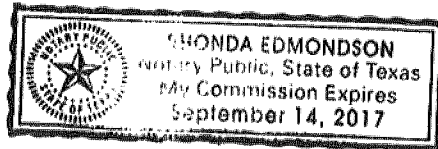
STATE OF Texas)
) §
COUNTY OF Dallas)

This instrument was ACKNOWLEDGED before me on June 9 2014, by Gar Herring, the Manager of GTM DEVELOPMENT, LTD, a Texas limited partnership, in its capacity as the General Partner of CHV Management One, LLC, a Texas limited liability company, on behalf of the limited partnership and the limited liability company.

Rhonda Edmondson
Notary Public
Rhonda Edmondson
Printed Name of Notary Public

[SEAL]

My Commission Expires:



CITY OF DENTON, TEXAS

George C. Campbell
GEORGE C. CAMPBELL, CITY MANAGER

ATTEST:
JENNIFER WALTERS, CITY SECRETARY

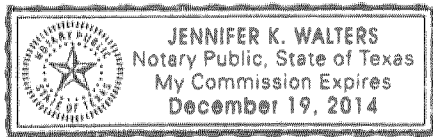
BY: *Jennifer Walters*
APPROVED AS TO LEGAL FORM:
ANITA BURGESS, CITY ATTORNEY

BY: *[Signature]*

ACKNOWLEDGMENT

STATE OF TEXAS §
 §
COUNTY OF DENTON §

This instrument was ACKNOWLEDGED before me on June 17, 2014, by George C. Campbell, City Manager of the City of Denton, Texas, on behalf of the City of Denton, Texas.



Jennifer K. Walters Notary Public
Jennifer K. Walters
Printed Name of Notary Public

[SEAL]

My Commission Expires:
12/19/14