

ORDINANCE NO. 2358

INTRODUCED BY: ALLEN-THOMAS, FRANK, GRIMES, GUARDIOLA, HURST, HUSEMAN, MADERA, NOBLE, SMITH

AN ORDINANCE AMENDING ORDINANCE 2143 TO INCREASE THE AUTHORIZED TOTAL EXPENDITURE AMOUNT FOR THE LEASING OF VEHICLES UNDER THE CITY'S MASTER LEASE PROGRAM AGREEMENT WITH ENTERPRISE FLEET MANAGEMENT

WHEREAS, in 2017, the City Council of the City of Commerce City ("City") enacted Ordinance No. 2143, which authorized the City to enter into a Master Equity Lease Agreement ("Agreement") with Enterprise FM Trust ("Enterprise");

WHEREAS, Ordinance No. 2143 provides that, "Without further approval of the City Council, the City Manager shall not authorize any Quote or Service Agreement, as reflected in Schedules, as defined in the Agreement, exceeding the maximum aggregate expenditure of \$3,548,125 for all Schedules."

WHEREAS, the Agreement's five-year term runs through November 20, 2022, and the total cost for the leasing of vehicles necessary for City operations is currently projected to exceed the \$3,548,125 maximum amount previously authorized by the City Council;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY, COLORADO, AS FOLLOWS:

SECTION 1. Findings. The recitals to this ordinance are incorporated as findings of the City Council. This ordinance is found to be necessary for the preservation of the public health, safety, and welfare and in the public interest.

SECTION 2. Amendment; Authorization. Section 2(C) of Ordinance 2143 is hereby amended to read as follows:

"Without further approval of the City Council, the City Manager shall not authorize any Quote or Service Agreement, as reflected in Schedules, as defined in the Agreement, exceeding the maximum aggregate expenditure of \$5,968,985.79 for all Schedules."

SECTION 3. Remainder of Ordinance 2143 in Full Force and Effect. Except as otherwise provided by this Ordinance, all other provisions of Ordinance 2143 shall remain unchanged and in full force and effect.

SECTION 4. Repealer. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof are hereby repealed to the extent of such inconsistency or conflict.

SECTION 5. Effective Date. This ordinance shall be effective immediately upon passage on second and final reading.

INTRODUCED, PASSED ON FIRST READING AND PUBLIC NOTICE ORDERED THIS
15TH DAY OF NOVEMBER, 2021.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED
THIS 6TH DAY OF DECEMBER, 2021.

CITY OF COMMERCE CITY, COLORADO

Benjamin A. Huseman, Mayor

ATTEST

Dylan A. Gibson, City Clerk