

September 27, 2023

**WHEREAS**, on October 11, 2017, the City Council authorized a five-year service contract for herbicide and algaecide pond treatment with Magnolia Fisheries, Inc. in the amount of \$294,000; and a five-year service contract for fountain repair and maintenance with Lone Star Fountains, Inc. in the amount of \$26,900, in a total amount not to exceed \$320,900, by Resolution No. 17-1598.

**Now, Therefore,**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:**

**SECTION 1.** That the City Manager is hereby authorized to execute **(1)** a five-year service price agreement with Five Star Aquatics, LLC dba Magnolia Fisheries (VC28750), in the estimated amount of \$306,000, for herbicide and algaecide pond treatment for the Park & Recreation Department; and **(2)** a five-year service price agreement with WC Aquatics, LLC dba Lone Star Fountain (VC29277) in the estimated amount of \$28,840, for floating fountain repair and maintenance for the Park & Recreation Department, in a total estimated amount of \$334,840, approved as to form by the City Attorney. The amount payable pursuant to this service price agreement may exceed the estimated amount, but may not exceed the amount of budgetary appropriations for this service price agreement during its term. Payments made to Five Star Aquatics, LLC dba Magnolia Fisheries and WC Aquatics, LLC dba Lone Star Fountain shall be based only on the amount of the services directed to be performed by the City and properly performed by Five Star Aquatics, LLC dba Magnolia Fisheries and WC Aquatics, LLC dba Lone Star Fountain under the service price agreement. The City Manager is further authorized, in the City Manager's sole discretion, to exercise an option to extend the agreement for six months by filing a notice of extension with the City Secretary's Office.

**SECTION 2.** That the Chief Financial Officer is hereby authorized to disburse funds in an estimated amount of at least \$334,840 (subject to annual appropriations), but not more than the amount of budgetary appropriations for this service price agreement during its term to Five Star Aquatics, LLC dba Magnolia Fisheries and WC Aquatics, LLC dba Lone Star Fountain from Service Price Agreement Contract No. PKR-2023-00021530.

**SECTION 3.** That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.