

RESOLUTION NO. 2017-130

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE THE ATTACHED CONSENT TO ASSIGNMENT AND ASSUMPTION AGREEMENT IN ORDER TO PROVIDE CONSENT FOR THE ASSIGNMENT OF THE CITY'S AGREEMENT FOR PENTAMATION SOFTWARE LICENSE AND MAINTENANCE SERVICES DATED SEPTEMBER 8, 2016, FROM SUNGARD PUBLIC SECTOR, LLC TO RAMUNDSEN PUBLIC SECTOR, LLC; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on September 8, 2016, the City and SunGard Public Sector, LLC entered into an agreement to provide Pentamation Software license and maintenance services; and

WHEREAS, the term of the contract commenced on September 8, 2016, and expires on September 30, 2017, with one year (1) automatic renewals thereafter unless terminated; and

WHEREAS, on March 7, 2017, SunGard Public Sector, LLC sold its pending contracts to Ramundsen Public Sector, LLC; and

WHEREAS, to ensure continued Pentamation Software license and maintenance services, the parties need to enter into a Consent to Assignment and Assumption Agreement with Ramundsen Public Sector, LLC, which is consistent with the SunGard Standard Terms, Paragraph 10.3. "Parties in Interest."

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA:

Section 1: That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution. All Exhibits attached hereto are incorporated herein and made a specific part of this Resolution.

Section 2: That the City Commission has reviewed and hereby approves the attached Consent to Assignment and Assumption Agreement between the City and Ramundsen Public Sector, LLC for Pentamation Software license and maintenance services.

Section 3: That the City Manager, or designee, is hereby authorized to execute said Consent to Assignment and Assumption Agreement between the City and Ramundsen Public Sector, LLC for Pentamation Software license and maintenance services.

Section 4: That if any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or in application, it shall not affect the validity of the remaining portion or applications of this Resolution.

Section 5: That this Resolution shall be in full force and effect immediately upon its adoption.

Adopted this 13th day of April, 2017.

Rebecca A. Tooley, Mayor

Attest:

Leslie Wallace May, City Clerk

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| Tooley | <u>Aye</u> |
| Rydell | <u>Aye</u> |
| Sarbone | <u>Aye</u> |
| Belvedere | <u>Aye</u> |
| Welch | <u>Aye</u> |