

RESOLUTION NO. 2020-045

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 IN ORDER TO PROVIDE CONSENT FOR THE ASSIGNMENT OF THE AGREEMENT BETWEEN THE CITY AND POTTER'S PROFESSIONAL LAWN CARE, INC. FOR LANDSCAPE MAINTENANCE SERVICES PURSUANT TO RFP NO. 09-04-19-09, DATED OCTOBER 24, 2019, FROM POTTER'S PROFESSIONAL LAWN CARE, INC. TO POTTER'S PROFESSIONAL LAWN CARE, LLC; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 24, 2019, the City and Potter's Professional Lawn Care, Inc. entered into an agreement to provide landscape maintenance services; and

WHEREAS, the term of the contract commenced on November 1, 2019, and expires on October 31, 2023, with two (2) one year renewals thereafter unless terminated by either party in accordance with the agreement; and

WHEREAS, the City received notification from Potter's Professional Lawn Care, Inc. that they were changing their name to Potter's Professional Lawn Care, LLC and were seeking a Consent to Assignment in accordance with the aforementioned agreement; and

WHEREAS, the terms and conditions of the agreement will remain unchanged; and

WHEREAS, to ensure continued and uninterrupted landscape maintenance services, staff recommends approval of the attached Consent to Assignment with Potter's Professional Lawn Care, LLC.

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 between the City and Potter’s Professional Lawn Care, LLC for landscape maintenance services.

Section 3: That the City Manager, or designee, is hereby authorized to execute said Consent to Assignment between the City and Potter’s Professional Lawn Care, LLC for landscape 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 27th day of February, 2020.

Sandra L. Welch, Mayor

Attest:

Leslie Wallace May, City Clerk

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