

RESOLUTION NO. 2019-136

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 AGREEMENT BETWEEN THE CITY AND KEITH AND SCHNARS FOR ARCHITECTURE, LANDSCAPE ARCHITECTURAL AND URBAN DESIGN SERVICES PURSUANT TO RFQ NO. 08-24-16-11, DATED DECEMBER 8, 2016, FROM KEITH AND SCHNARS TO KCI TECHNOLOGIES, INC.; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on December 8, 2016, the City and Keith and Schnars entered into an agreement to provide Architecture, Landscape Architectural and Urban Design Services; and

WHEREAS, the term of the contract commenced on December 8, 2016, and expires on December 7, 2019, with two (2) one year (1) renewals thereafter unless terminated; and

WHEREAS, on January 1, 2019, Keith and Schnars sold its pending contracts to KCI Technologies, Inc.; and

WHEREAS, to ensure continued Architecture, Landscape Architectural and Urban Design Services, the parties need to enter into said Consent to Assignment and Assumption Agreement with KCI Technologies, Inc.

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 KCI Technologies, Inc. for Architecture, Landscape Architectural and Urban Design 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 KCI Technologies, Inc. for Architecture, Landscape Architectural and Urban Design 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 June, 2019.

Sandra L. Welch, Mayor

Attest:

Leslie Wallace May, City Clerk

Welch Aye_____

Sarbone Aye_____

Tooley Aye_____

Belvedere Aye_____

Rydell Aye_____