

RESOLUTION NO. 2018-260

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND ELAN LAWN AND LANDSCAPE SERVICES, INC. FOR THE PURPOSE OF ADDING ADDITIONAL PROPERTIES AND SERVICES THAT WERE NOT PART OF THE ORIGINAL AGREEMENT AND UPDATING THE COMPENSATION ACCORDINGLY; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Coconut Creek (“City”) entered into an agreement with Elan Lawn and Landscape Services, Inc. on September 22, 2014, for landscape maintenance services pursuant to RFP No. 08-27-14-10; and

WHEREAS, the City has made landscaping improvements at various locations throughout the City since that time, including but not limited to Sabal Pines Park, the Community Center, Fire Station 50, the Butterfly Greenway, and Windmill Park; and

WHEREAS, the aforementioned Agreement needs to be amended to reflect the above mentioned changes and associated costs; and

WHEREAS, funding in the amount of \$86,530 is budgeted for said purpose; and

WHEREAS, staff recommends approval of Amendment No. 1 to the Agreement between the City of Coconut Creek and Elan Lawn and Landscape Services, Inc.; and

WHEREAS, the City Commission finds and determines it to be in the best interest of the residents of Coconut Creek to approve Amendment No. 1 to the Agreement between the City of Coconut Creek and Elan Lawn and Landscape Services, Inc. for the purpose of adding additional properties and updating the compensation accordingly.

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.

Section 2: That the City Commission has reviewed and hereby approves the attached Amendment No. 1 between the City of Coconut Creek and Elan Lawn and Landscape Services, Inc.

Section 3: That the City Manager, or designee, is hereby authorized to execute the aforementioned Amendment No. 1 by and between the City of Coconut Creek and Elan Lawn and Landscape Services, Inc.

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 become effective immediately upon its adoption.

Adopted this 8th day of November, 2018.

Joshua Rydell, Mayor

Attest:

Leslie Wallace May, City Clerk

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