

**RESOLUTION NO. 2015-038**

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD AMENDMENT TO THE PRE-ANNEXATION AGREEMENT BETWEEN THE CITY AND NORTH BROWARD PREPARATORY SCHOOLS, LLC; PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, City entered into a Pre-Annexation Agreement with North Broward Preparatory Schools Management II, LTD, now known as North Broward Preparatory Schools, LLC, (“NBPS”) on November 17, 1997; amended by that certain First Amendment to Pre-Annexation Agreement dated May 13, 2004 and Second Amendment to Pre-Annexation Agreement dated December 9, 2010 (collectively, the “Pre-Annexation Agreements”) providing for reimbursement to City for the expenses incurred in providing public services to NBPS; and

**WHEREAS**, NBPS has recently submitted plans to further expand its campus located on the property described in Exhibit “A” attached hereto and incorporated herein, with dormitories and other support buildings which will increase demand for City public services beyond the levels contemplated by the Pre-Annexation Agreements; and

**WHEREAS**, due to the increase in demand on City services associated with the expansion of the NBPS campus, NBPS has agreed to pay City a “Public Services Reimbursement Fee” for all new permanent buildings constructed on the campus in excess of the current Two Hundred Eighteen Thousand Twenty Nine (218,029) square feet of existing building space; and

**WHEREAS**, amendment of the Pre-Annexation Agreements as provided herein is in the best interest of the City.

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

**Section 1:** That the City Manager is hereby authorized to execute the Third Amendment to Pre-Annexation Agreement between North Broward Preparatory Schools, LLC and the City attached hereto as Exhibit "B".

**Section 2:** That this resolution shall be in full force and effect immediately upon its passage and adoption.

Adopted this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
Rebecca A. Tooley, Mayor

ATTEST:

\_\_\_\_\_  
Leslie Wallace May, MMC  
City Clerk

Tooley \_\_\_\_\_  
Sarbone \_\_\_\_\_  
Belvedere \_\_\_\_\_  
Welch \_\_\_\_\_