

RESOLUTION NO. 2020-172

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR AND CITY MANAGER, OR DESIGNEE, TO EXECUTE AMENDMENT NO. 5 TO THE INTERLOCAL AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND THE CITY OF MARGATE DATED OCTOBER 1, 2016, PROVIDING FOR DELIVERY OF EMERGENCY MEDICAL AND FIRE PROTECTION SERVICES IN ORDER TO PROVIDE FOR AN INCREASE IN FEES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Article 11, "Consideration and Term," Section 11.2 of the Interlocal Agreement with the City of Margate dated October 1, 2016, for the delivery of emergency medical and fire protection services ("Agreement"), attached hereto and made part hereof as Exhibit "A," provides for an annual financial re-opener. The Agreement was amended on September 13, 2017 ("Amendment No. 1"), attached hereto and made part hereof as Exhibit "B;" on September 27, 2018 ("Amendment No. 2"), attached hereto and made part hereof as Exhibit "C;" on April 14, 2019 ("Amendment No. 3"), attached hereto and made part hereof as Exhibit "D;" and on September 26, 2019 ("Amendment No. 4"), attached hereto and made part hereof as Exhibit "E;" and

WHEREAS, both parties have agreed that a five percent (5%) increase in the existing annual fee, from \$10,050,000 to \$10,552,500, effective October 1, 2020, is appropriate due to increases in costs to provide emergency medical and fire protection services to the City of Coconut Creek.

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 Amendment No. 5 to the Agreement between the City of Coconut Creek and the City of Margate for Delivery of Emergency Medical and Fire Protection Services.

Section 3: That the Mayor and the City Manager, or designee, are hereby authorized to execute the attached Amendment No. 5 to the Agreement between the City of Coconut Creek and the City of Margate for Delivery of Emergency Medical and Fire Protection 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 24th day of September, 2020.

Louis Sarbone, Mayor

Attest:

Leslie Wallace May, City Clerk

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