

RESOLUTION NO. 2026-060

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE MAYOR, OR DESIGNEE, TO EXECUTE THE FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT FOR SOLID WASTE DISPOSAL AND RECYCLABLE MATERIALS PROCESSING AUTHORITY OF BROWARD COUNTY, FLORIDA (FACILITIES AMENDMENT); PROVIDING FOR TRANSMITTAL; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has previously entered into an Interlocal Agreement (ILA) for the City's participation in the Solid Waste Disposal and Recyclable Materials Processing Authority of Broward County, Florida among Broward County, Florida (the "County") and twenty-eight (28) municipalities in Broward County (each, individually, a "Municipal Party" and collectively, the "Municipal Parties") (collectively with the County, the "Parties" and each individually a "Party") effective as of August 16, 2023 ("ILA Effective Date"), that created the Solid Waste Disposal and Recyclable Materials Processing Authority of Broward County (the "Authority"); and

WHEREAS, the ILA requires the adoption of a Facilities Amendment within thirty-six (36) months of the ILA effective date as part of the Formation Conditions; and

WHEREAS, the purpose of the Facilities Amendment is to (i) provide long-term contingency plans for waste disposal; (ii) address the use and disposition of Authority facilities and assets in the event of a Wind Down; and (iii) ensure the orderly and efficient allocation of services during that process; and

WHEREAS, the Facilities Amendment must be approved by the Broward County Board of County Commissioners and by the governing bodies of the Municipal Parties representing at least eighty percent (80%) of the total population of the Municipal Parties to the ILA; and

WHEREAS, the City Commission finds and determines that this First Amendment

to the ILA (Facilities Amendment) is in the best interest of 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 First Amendment to the Interlocal Agreement for Solid Waste Disposal and Recyclable Materials Processing Authority of Broward County, Florida (Facilities Amendment).

Section 3: That the Mayor, or designee, is hereby authorized and directed to execute the necessary documents to effectuate the intent of this resolution.

Section 4: That the City Clerk, or designee, is hereby directed to transmit a certified copy of this resolution and executed First Amendment to the Interlocal Agreement to the Solid Waste Disposal and Recyclable Materials Processing Authority of Broward County, Florida (Facilities Amendment).

Section 5: 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 6: That this resolution shall be in full force and effect immediately upon its adoption.

Adopted this _____ day of _____, 2026.

Jeffrey R. Wasserman, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Wasserman _____

Brodie _____

Welch _____

Rydell _____

Railey _____