

RESOLUTION NO. 2024-112

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COCONUT CREEK, FLORIDA, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE AMENDMENT NO. 2 TO THE AGREEMENT BETWEEN THE CITY OF COCONUT CREEK AND OPTUMHEALTH CARE SOLUTIONS, LLC REGARDING THE USE OF COCONUT CREEK FITNESS FACILITIES FOR OPTUM FITNESS PASSPORT PROGRAM CLIENTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, OptumHealth Care Solutions, LLC (“Optum”) and the City of Coconut Creek (“the City”) are parties to the Fitness Passport Service Agreement dated November 28, 2017, and amended August 1, 2021 (collectively the “Agreement”), for the provision of certain services by Optum to the City; and

WHEREAS, participants in the Optum Programs receive a free, standard City of Coconut Creek Fitness membership, and the City is reimbursed a specified fee based on the number of visits of each member; and

WHEREAS, the parties desire to amend certain terms and conditions of the Agreement in accordance with this amendment and agree to the new terms and conditions as set forth therein; and

WHEREAS, the proposed amendment is in the best interest of City of Coconut Creek and its residents.

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 Amendment No. 2 to the Agreement between the City of Coconut Creek and

OptumHealth Care Solutions, LLC.

Section 3: That the City Manager, or designee, is hereby authorized to execute the attached Amendment No. 2 to the Agreement between the City of Coconut Creek, and OptumHealth Care Solutions, LLC.

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 22nd day of August, 2024.

Sandra L. Welch, Mayor

Attest:

Joseph J. Kavanagh, City Clerk

Welch	<u>Aye</u>
Railey	<u>Aye</u>
Rydell	<u>Aye</u>
Brodie	<u>Aye</u>
Wasserman	<u>Aye</u>