

RESOLUTION NO. R 2022-196

A RESOLUTION OF THE TOWN OF DAVIE, FLORIDA, APPROVING THE AGREEMENT WITH THE CITY OF FORT LAUDERDALE FOR THE SALE OF POTABLE WATER TO BE USED IN THE TOWN OF DAVIE'S WATER DISTRIBUTION SYSTEM AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale and the Town of Davie entered into a thirty-year agreement in 1987 for the sale of potable water to be used in the Town of Davie's water distribution system;

WHEREAS, the Town Council for the Town of Davie, at its meeting on May 6, 1987, authorized the entrance into an Agreement with the City of Fort Lauderdale to purchase potable water from the City of Fort Lauderdale via R-87-94;

WHEREAS, the City Commission of the City of Fort Lauderdale, at its meeting on September 9, 1987, authorized the entrance into an Agreement with the Town of Davie to sell its potable water to the Town of Davie via R-87-229;

WHEREAS, the City of Fort Lauderdale is able to continue to provide service to the Town of Davie due its ownership and operation of a municipal public water supply;

WHEREAS, the Town of Davie is able to continue purchasing the potable water from the City of Fort Lauderdale due to its ownership and operation of a water distribution system; and

WHEREAS, both parties are desirous to continue their relationship and enter into this Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF DAVIE, FLORIDA THAT:

Section 1. Legislative Findings/Recitals. The above recitals are hereby adopted by the Town Council of the Town of Davie as its legislative findings relative to the subjects and matters set forth in this Resolution.

Section 2. Agreement Approval. The Town Council of the Town of Davie hereby approves the attached agreement and authorizes the Mayor to execute the Agreement with the City of Fort Lauderdale, attached as Exhibit "A".

Section 3. Conflict. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

Section 4. Severability. If any provision of this Resolution or the application thereof to any person or circumstance is held invalid, it is the intent of the Town Council that such invalidity shall not affect other provisions or applications of the Resolution which can be given effect without the invalid provision or application and, to this end, the provisions of this Resolution are declared severable.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

PASSED AND ADOPTED THIS 19th DAY OF OCTOBER, 2022.


MAYOR/COUNCILMEMBER

ATTEST:


TOWN CLERK

APPROVED THIS 19th DAY OF OCTOBER, 2022.

Approved as to Form and Legality:


TOWN ATTORNEY