

RESOLUTION NO. 24-

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE THIRD AMENDMENT TO THE AMENDED AND RESTATED AGREEMENT WITH THE BOYS & GIRLS CLUBS OF BROWARD COUNTY, INC., TO EXTEND THE TERM OF THE AGREEMENT TO PROVIDE FOR THE INSTALLATION AND MAINTENANCE OF TRASH RECEPTACLES; PROVIDING FOR CONFLICTS, PROVIDING FOR SEVERABILITY, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Boys & Girls Clubs of Broward County, Inc. ("Contractor") has provided installation and maintenance services for transit bus benches since 1999; and

WHEREAS, on December 26, 2008, the City of Fort Lauderdale, Florida ("City"), entered into an Amended and Restated Agreement to extend the agreement, among other things; and

WHEREAS, on December 15, 2015, the First Amendment to the Amended and Restated Agreement was authorized by the City Commission, and included provisions on the maintenance of select city-owned bus shelters, trash removal detail, location of bus benches, as well as payment structure and installation of new benches; and

WHEREAS, on September 15, 2020, the Second Amendment to the Amended and Restated Agreement was authorized by the City Commission, and included the installation of fifty new recycling and trash receptables, authorized advertising on the benches and trash receptacles, provide for the installation and maintenance of trash receptacles, establish design standards for trash receptacles, and extended the agreement until December 31, 2025; and

WHEREAS, the Contractor invested upfront capital for the additional fifty receptables, and due to COVID-19 the Contractor experienced delays and was unable to deploy or install the additional equipment; and

WHEREAS, the City and the Contractor wish to enter into a Third Amendment to extend the term of the Amended and Restated Agreement, as amended, to expire on December 31, 2028.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. That the City Commission of the City of Fort Lauderdale, Florida, hereby approves and authorizes the execution of the Third Amendment to the Amended and Restated Agreement with the Boys & Girls Clubs of Broward County, Inc.

SECTION 2. That the office of the City Attorney shall review and approve as to form all documents prior to their execution by the proper City officials.

SECTION 3. That all resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4. That if any clause, section, or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered as eliminated and in no way affecting the validity of the other provisions of this Resolution.

SECTION 5. That this Resolution shall be in full force and effect upon its adoption.

ADOPTED this ____ day of _____, 2024.

Mayor
DEAN J. TRANTALIS

ATTEST:

City Clerk
DAVID R. SOLOMAN

APPROVED AS TO FORM
AND CORRECTNESS:

City Attorney
THOMAS J. ANSBRO

Dean J. Trantalis _____
John C. Herbst _____
Steven Glassman _____
Pamela Beasley-Pittman _____
Warren Sturman _____