

RESOLUTION NO. 2006 - 035

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING THE THIRD AMENDMENT TO THE LAW ENFORCEMENT AGREEMENT WITH KENNETH C. JENNE, II, SHERIFF OF BROWARD COUNTY FOR ADDITIONAL TRAFFIC CONTROL AND TRAFFIC MANAGEMENT SERVICES FOR AN ADDITIONAL ONE HUNDRED THOUSAND DOLLARS (\$100,000); AND AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE SAID AMENDED AGREEMENT; AND PROVIDING AN EFFECTIVE DATE THEREFOR.

WHEREAS, on or about September 21, 2000, the TOWN contracted with the SHERIFF of Broward County to provide law enforcement services to the TOWN; and

WHEREAS, on or about February 15, 2001, the parties entered into a First Amendment to modify the terms of the Agreement; and

WHEREAS, on November 30, 2005 the parties entered into a Second Amendment to modify the terms of the Agreement; and

WHEREAS, the Agreement, First Amendment, and Second Amendment are hereinafter collectively referred to as the "Agreement"; and

WHEREAS, in furtherance of the terms of the Interlocal Agreement with the City of Pembroke Pines, and in accordance with the Town Council's direction on November 21, 2005 and January 5, 2006, the Town Administrator has met with SHERIFF concerning the expansion of its services to include traffic control, traffic management, and to monitor unlawful dumping.

WHEREAS, a Third Amendment to the Agreement is necessary to add these expanded services.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Southwest Ranches, Florida:

Section 1: The above referenced recitals are true and correct and are incorporated herein by reference.

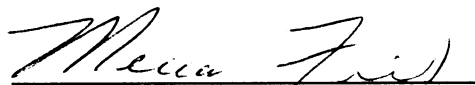
Section 2: The Town Council hereby approves the Third Amendment to the Agreement, in substantially the same form as that attached hereto as Exhibit "A", between the Town of Southwest Ranches and Kenneth C. Jenne, II, Sheriff of Broward County for additional traffic control, traffic management, and to monitor unlawful dumping, for an amount not to exceed \$100,000.00.

Section 3: The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the Third Amended Agreement in substantially the same form as that attached hereto as Exhibit "A" and to make such modifications, additions and/or deletions which they deem necessary to effectuate the intent of this Resolution.

Section 4: This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 2nd day of February 2006, on a motion by Council Member Don Maines and seconded by Council Member Aster Knight.

Fink	<u>Y</u>	Ayes	<u>5</u>
Blanton	<u>Y</u>	Nays	<u>0</u>
Knight	<u>Y</u>	Absent	<u>0</u>
Maines	<u>Y</u>	Abstaining	<u>0</u>
Nelson	<u>Y</u>		

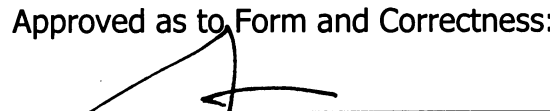


Mecca Fink, Mayor

ATTEST:


Susan A. Owens, Town Clerk

Approved as to Form and Correctness:


Gary A. Poliakoff, J.D., Town Attorney
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THIRD AMENDMENT
TO
LAW ENFORCEMENT SERVICE AGREEMENT
BY AND BETWEEN
THE TOWN OF SOUTHWEST RANCHES
AND
KENNETH C. JENNE, II, SHERIFF OF BROWARD COUNTY

THIS THIRD AMENDMENT is made and entered into this _____ day of _____, 2006 by and between the Town of Southwest Ranches, a municipal corporation organized and existing under the laws of the State of Florida, which municipality is fully located within the boundaries of Broward County, Florida (hereinafter referred to as "TOWN") and Kenneth C. Jenne, II, Sheriff of Broward County, Florida (hereinafter referred to as "SHERIFF").

WITNESSETH:

WHEREAS, on or about September 21, 2000, the TOWN contracted with the SHERIFF of Broward County to provide law enforcement services to the TOWN; and

WHEREAS, on or about February 15, 2001, the parties entered into a First Amendment to modify the terms of the Agreement; and

WHEREAS, on November 30, 2005 the parties entered into a Second Amendment to modify the terms of the Agreement; and

WHEREAS, the Agreement, First Amendment, and Second Amendment are hereinafter collectively referred to as the "Agreement"; and

WHEREAS, in furtherance of the terms of the Interlocal Agreement with the City of Pembroke Pines, and in accordance with the Town Council's direction on November 21, 2005 and January 5, 2006, the Town Administrator has met with SHERIFF concerning the expansion of its services to include traffic control, traffic management, and to monitor unlawful dumping.

WHEREAS, a Third Amendment to the Agreement is necessary to add these expanded services.

NOW, THEREFORE, in consideration of the sums hereinafter set forth and for other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, it is agreed as follows:

1. The above recitals are true and correct and incorporated herein.

2. Article VIII shall be amended to add Section 8.4, which shall read as follows:

8.4 Commencing December 26, 2005, SHERIFF will provide additional enforcement relating to traffic control, traffic management, and unlawful dumping. These services shall be provided by deputies normally assigned to the TOWN on an overtime basis, unless other law enforcement officers are agreed to by the TOWN. The additional enforcement shall include, at a minimum, an additional six (6) hours of coverage five days a week. The specific times and days of the additional coverage shall be solely determined by TOWN and shall be submitted in writing to SHERIFF. In consideration of the aforementioned, the TOWN shall pay an additional one hundred thousand dollars (\$100,000) to SHERIFF for this additional coverage. The additional coverage shall be billed monthly and shall be paid in addition to the monthly contract as specified in Article VIII.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed the date(s) indicated below.

KENNETH C. JENNE, II, SHERIFF OF BROWARD COUNTY

Kenneth C. Jenne, II
Sheriff

Date: _____

Approved as to form and legal sufficiency
subject to execution by the parties:

By: _____
Edward A. Dion, General Counsel

Date: _____

TOWN OF SOUTHWEST RANCHES

Mecca Fink
Mecca Fink, Mayor

Date: 2/2/06

John Canada
John Canada, Town Administrator

Date 2/2/06

ATTEST:

Susan A. Owens
Susan A. Owens, Town Clerk

Date 2/2/06

Approved for legal form and correctness for the Town of Southwest Ranches

Gary A. Poliakoff
Gary A. Poliakoff, J.D.
Town Attorney
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Date: 2/2/06