

RESOLUTION NO. 2012 – 035

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA, APPROVING THE FOURTH MODIFICATION TO THE TOWN'S AGREEMENT WITH CSI CODE SERVICES, INC. ("CSI"); EXTENDING THE AGREEMENT FOR THREE ADDITIONAL YEARS; AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO ENTER INTO THE FOURTH AMENDMENT TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 29th, 2006, pursuant to Resolution No. 2006-051, the Town Council approved an agreement with CSI Code Services, Inc. ("CSI") to provide code enforcement services to the Town of Southwest Ranches ("Town"); and

WHEREAS, on April 6th, 2006, pursuant to Resolution No. 2006-058, the Town Council modified the agreement to provide for additional hours of code enforcement services at an adjusted cost; and

WHEREAS, on June 14th, 2007, pursuant to Resolution No. 2007-073, the Town Council approved the First Amendment to the Agreement, providing for an additional code enforcement officer; and

WHEREAS, on February 19, 2009, pursuant to Resolution No. 2009-039, the Town Council approved the Second Amendment to its Agreement with CSI, which extended the term of the Agreement for an additional three years until February 19, 2012; and

WHEREAS, on January 12, 2012, pursuant to Resolution No. 2012-026, the Town Council approved the Third Amendment to its Agreement with CSI, which extended the term of the Agreement through April 30, 2012.

WHEREAS, the Town is required, pursuant to Chapter 162 , Florida Statutes, to enforce its Codes; and

WHEREAS, the Town desires to extend its Agreement with CSI for an additional three years until March 31, 2015.

WHEREAS, this Resolution and the attached Fourth Amendment to the Agreement seeks to effectuate the extension as described herein.

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 Fourth Modification to its Agreement with CSI Code Services, Inc.

Section 3. The Town Council hereby amends its Agreement with CSI Code Services, Inc. as specifically delineated in Exhibit "A", which has been attached hereto and is incorporated by reference.

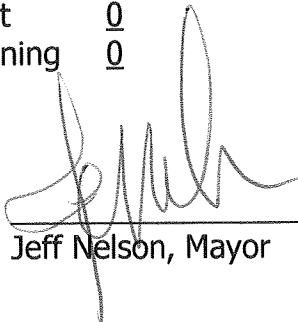
Section 5. The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the Fourth Amendment to the Agreement in substantially the same form as that attached hereto as Exhibit "A" and to make such modifications, additions and/or deletions which they deem necessary and proper to effectuate the intent of this Resolution.

Section 6. That this Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 22nd day of March 2012, on a motion by Vice Mayor McKay and seconded by Council Member Fisikelli.

Nelson	<u>YES</u>
Breitkreuz	<u>YES</u>
Fisikelli	<u>YES</u>
Jablonski	<u>YES</u>
McKay	<u>YES</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u>0</u>
Abstaining	<u>0</u>



Jeff Nelson, Mayor

ATTEST:



Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:



Keith M. Poliakoff, J.D., Town Attorney

ACTIVE: 3754215_1

EXHIBIT "A"

FOURTH MODIFICATION TO AGREEMENT

THIS FOURTH MODIFICATION TO AGREEMENT entered into as of the 4th day of April, 2012 between the Town of Southwest Ranches, a municipal corporation of the State of Florida (the "Town") and CSI Code Services, Inc., a corporation of the State of Florida ("Consultant"), for the purpose of extending and amending the Agreement between the Town and Consultant dated April 10th, 2006 (the "Original Agreement").

WITNESSETH:

WHEREAS, on April 6th, 2006, pursuant to Resolution No. 2006-058, the Town contracted with CSI Code Services, Inc. ("CSI") to provide code enforcement services to the Town of Southwest Ranches; and

WHEREAS, on June 14th, 2007, pursuant to Resolution No. 2007-073, the Town Council approved the First Amendment to the Agreement, providing for an additional code enforcement officer; and

WHEREAS, on February 19, 2009, pursuant to Resolution No. 2009-039, the Town Council approved the Second Amendment to its Agreement with CSI, which extended the term of the Agreement for an additional three years until February 19, 2012; and

WHEREAS, on January 12, 2012, pursuant to Resolution No. 2012-026, the Town Council approved the Third Amendment to its Agreement with CSI, which extended the term of the Agreement through April 30, 2012.

WHEREAS, the Town is required, pursuant to Chapter 162 , Florida Statutes, to enforce its Codes; and

WHEREAS, the Town desires to extend its Agreement with CSI for an additional three years until March 31, 2015.

NOW THEREFORE, for and in consideration of the premises and for Ten Dollars (\$10.00) and for other good and valuable consideration the receipt and sufficiency whereof is hereby acknowledged, the parties hereto agree that the Original Agreement shall be amended as follows:

1. The foregoing recitals are true and correct.
2. Section 3.1 of Article 3 "Term of Agreement" shall be amended to read as follows:

3.1 This Agreement shall become effective on March 22, 2012, (the Effective Date), and shall continue in full force and effect ~~through April 30, 2012~~ through March 31, 2015, with extensions to be approved by the TOWN and CSI, unless earlier terminated in accordance with paragraph 3.2 hereof.

4. All other terms and conditions not modified herein shall remain of full force and effect and binding on the parties.

IN WITNESS WHEREOF, this Extension and Modification is accepted and executed as of this 4th day of April, 2012.

TOWN OF SOUTHWEST RANCHES



Jeff Nelson, Mayor

CSI CODE SERVICES, INC.



Stan Morris, President

Attest:



Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to form and correctness:



Keith M. Poliakoff, Town Attorney
ACTIVE: 3754215_1



Witness



Witness