

RESOLUTION NO. 2012 - 058

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING THE SIXTH AMENDMENT TO THE LAW ENFORCEMENT AGREEMENT BY AND BETWEEN THE TOWN OF SOUTHWEST RANCHES AND AL LAMBERTI, SHERIFF OF BROWARD COUNTY, FLORIDA; 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 BSO 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 extend the term of the agreement through September 30, 2006; and

WHEREAS, on February 2, 2006, the parties entered into a Third Amendment to modify the services of the agreement to include traffic control, traffic management and to monitor unlawful dumping; and

WHEREAS, on August 13, 2007, the parties entered into a Fourth Amendment to modify the staffing levels and other consideration, and to extend the term of the agreement through September 30, 2011; and

WHEREAS, on or about September 26, 2011, the parties entered into a Fifth Amendment to extend the term of the agreement through September 30, 2012; and

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

WHEREAS, the parties are desirous of effectuating a Sixth Amendment to the Agreement to add overtime funding in the amount of Twenty-Five Thousand Dollars (\$25,000.00) to cover overtime costs for the fiscal year ending September 30, 2012; and

WHEREAS, this overtime is expected as a result of BSO taking additional proactive law enforcement measures to deter criminal activity; and

WHEREAS, the parties are now desirous of adding overtime funding, and modifying the terms and conditions as set forth 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 Sixth Amendment to the Agreement, in substantially the same form as that attached hereto as Exhibit "A", between the Town of Southwest Ranches and Al Lamberti, Sheriff of Broward County.

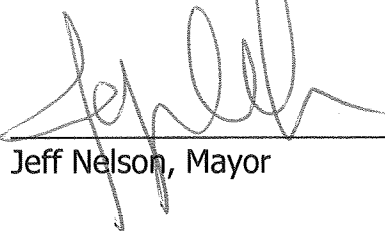
Section 3: The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the Sixth Amended Agreement in substantially the same form as that attached hereto as Exhibit "A" and to make such modifications, additions and/or deletions which they deem necessary to effectuate 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 26th day of July 2012, on a motion to approve made by Council Member Breitkreuz and seconded by Vice Mayor McKay.

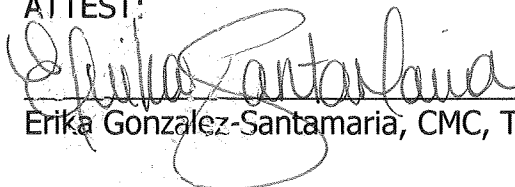
Nelson	<u>YES</u>
Fisikelli	<u>YES</u>
Breitkreuz	<u>YES</u>
Jablonski	<u>YES</u>
McKay	<u>YES</u>

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, Town Attorney
ACTIVE: 3953326_1

SIXTH AMENDMENT
TO
LAW ENFORCEMENT SERVICE AGREEMENT
BY AND BETWEEN
THE TOWN OF SOUTHWEST RANCHES
AND
AL LAMBERTI, SHERIFF OF BROWARD COUNTY

THIS SIXTH AMENDMENT is made and entered into this 30th day of July, 2012 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 Al Lamberti, Sheriff of Broward County, Florida (hereinafter referred to as "SHERIFF").

W I T N E S S E T H:

WHEREAS, on or about September 21, 2000, the TOWN contracted with BSO 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 extend the term of Agreement through September 30, 2006; and

WHEREAS, on February 2, 2006 the parties entered into a Third Amendment to modify the services of the Agreement to include traffic control, traffic management and to monitor unlawful dumping; and

WHEREAS, on August 13, 2007, the parties entered into a Fourth Amendment to modify the staffing level and other consideration, and to extend the term of the agreement through September 30, 2011; and

WHEREAS, on or about September 26, 2011, the parties entered into a Fifth Amendment to extend the term of the agreement through September 30, 2012; and

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

WHEREAS, the parties are desirous of effectuating a Fifth Amendment to the Agreement to add overtime funding and modify the terms and conditions as set forth herein.

WHEREAS, the parties are now desirous of adding overtime funding and modifying the terms and conditions as set forth herein; and

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. The consideration payable by the TOWN to BSO for fiscal year ending September 30, 2012 will be increase by twenty five thousand dollars (\$25,000.00), which will be used to cover overtime costs incurred in taking proactive law enforcement measures to deter criminal activity.
3. Except as herein amended, all other provisions of the Agreement shall remain in full force and effect.

(Intentionally Left Blank)

**SIXTH AMENDMENT TO LAW ENFORCEMENT SERVICE AGREEMENT BY
AND BETWEEN THE TOWN OF SOUTHWEST RANCHES AND AL LAMBERTI,
SHERIFF OF BROWARD COUNTY**

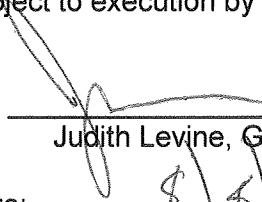

IN WITNESS WHEREOF, the parties execute this Sixth Amendment on the date(s) set forth below:

**AL LAMBERTI, SHERIFF
SHERIFF OF BROWARD COUNTY**

By: 
Al Lamberti Sheriff

Date: 8-9-12

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

By:  
Judith Levine, General Counsel

Date: 8/6/12

**SIXTH AMENDMENT TO LAW ENFORCEMENT SERVICE AGREEMENT BY
AND BETWEEN THE TOWN OF SOUTHWEST RANCHES AND AL LAMBERTI,
SHERIFF OF BROWARD COUNTY**

TOWN OF SOUTHWEST RANCHES



Jeff Nelson, Mayor


Date: 7/30/12



Andy Berns, Town Administrator

Date 7/30/12

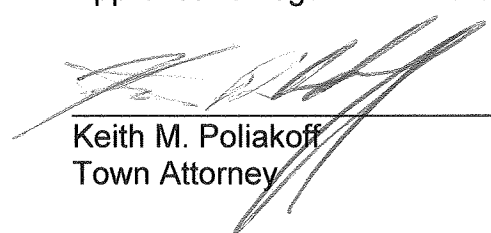
ATTEST:



Erika-Gonzalez-Santamaria, CMC, Town Clerk

Date 7/30/12

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



Keith M. Poliakoff
Town Attorney

Date: 7/30/12