

RESOLUTION NO. 2013 – 011A¹

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA APPROVING THE EIGHTH AMENDMENT TO THE LAW ENFORCEMENT AGREEMENT BY AND BETWEEN THE TOWN OF SOUTHWEST RANCHES AND SCOTT J. ISRAEL, SHERIFF OF BROWARD COUNTY, FLORIDA; AND AUTHORIZING THE MAYOR, TOWN ADMINISTRATOR AND TOWN ATTORNEY TO EXECUTE SAID AMENDED AGREEMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

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 August 25, 2011, the parties entered into a Fifth Amendment to extend the term of the agreement through September 30, 2012; and

WHEREAS, on July 27, 2012, the parties entered into a Sixth Amendment 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, on September 27, 2012, the parties entered into a Seventh Amendment to extend the term of the agreement through November 30, 2012, and to adjust the consideration; and

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

¹ This Resolution has been amended and re-executed as a result of Sheriff Scott J. Israel's election as Sheriff of Broward County on November 6, 2012. All other parts of this Resolution remain as originally approved.

WHEREAS, the TOWN and BSO are desirous of extending the term of the Agreement through February 28, 2013, and maintaining the current consideration for the Agreement.

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 Eighth Amendment to the Agreement, in substantially the same form as that attached hereto as Exhibit "A", between the Town of Southwest Ranches and Scott J. Israel, Sheriff of Broward County.

Section 3: The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the Eighth Amendment 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 8th day of November 2012, on a motion by Council Member Breitkreuz and seconded by Mayor Nelson.


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: 4497013_1

EIGHTH AMENDMENT
TO LAW ENFORCEMENT SERVICE AGREEMENT BY
AND BETWEEN THE TOWN OF SOUTHWEST RANCHES, FLORIDA
AND SCOTT J. ISRAEL, SHERIFF OF BROWARD COUNTY, FLORIDA

THIS EIGHTH AMENDMENT is made and entered into this ____ day of November 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 Scott J. Israel, Sheriff of Broward County, Florida (hereinafter referred to as "BSO").

WITNESSETH:

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 August 25, 2011, the parties entered into a Fifth Amendment to extend the term of the agreement through September 30, 2012; and

WHEREAS, on July 27, 2012, the parties entered into a Sixth Amendment 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, on September 27, 2012, the parties entered into a Seventh Amendment to extend the term of the agreement through November 30, 2012, and to adjust the consideration; and

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

WHEREAS, the TOWN and BSO are desirous of modifying the consideration and extending the term of the Agreement through February 28, 2013.

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

1. The above recitals are true and correct and incorporated herein.
2. The term of the Agreement is hereby extended through February 28, 2013.
3. The following provision shall replace Section 8.1 in its entirety:

Commencing on December 1, 2012, the TOWN shall pay BSO, in consideration for its services and responsibilities to the TOWN for the period of November 30, 2012 through February 28, 2013, the sum of \$497,934.00 payable in monthly installments of \$165,978.00 beginning December 1, 2012 and each month thereafter until the full amount herein is paid.

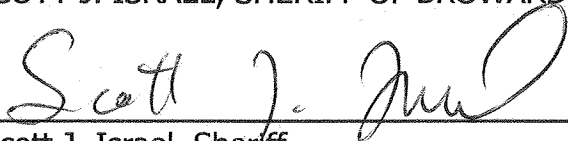
4. All other Sections remained unchanged shall remain in full force and effect.

[SIGNATURES ON FOLLOWING PAGES]

EIGHTH AMENDMENT TO LAW ENFORCEMENT SERVICE AGREEMENT BY AND BETWEEN THE TOWN OF SOUTHWEST RANCHES, FLORIDA AND SCOTT J. ISRAEL, SHERIFF OF BROWARD COUNTY, FLORIDA

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

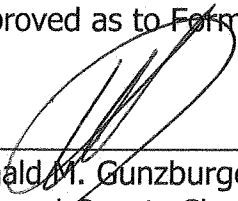
BY SCOTT J. ISRAEL, SHERIFF OF BROWARD COUNTY, FLORIDA



Scott J. Israel, Sheriff

27 day of February, 2013

Approved as to Form and Legal Sufficiency



Ronald M. Gunzburger, General Counsel
Broward County Sheriff's Office

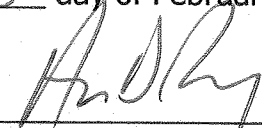
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EIGHTH AMENDMENT TO LAW ENFORCEMENT SERVICE AGREEMENT BY AND BETWEEN THE TOWN OF SOUTHWEST RANCHES, FLORIDA AND SCOTT J. ISRAEL, SHERIFF OF BROWARD COUNTY, FLORIDA

TOWN OF SOUTHWEST RANCHES

By: 
Jeff Nelson, Mayor

28th day of February, 2013

By: 
Andrew Berns, Town Administrator

28th day of February, 2013


Erika Gonzalez-Santamaria, CMC, Town Clerk

Approved as to Form and Correctness:


Keith M. Poliakoff, Town Attorney
ACTIVE: 4497013/1