

PROPOSED RESOLUTION NO. 2022-R-06

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE AMENDED FIRST AMENDMENT TO THE INTERLOCAL AGREEMENT WITH BROWARD COUNTY FOR SOLID WASTE DISPOSAL AND SUPPORT SERVICES, ATTACHED HERETO AS EXHIBIT “A”; AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THE INTENT OF THE AMENDED FIRST AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, at its August 4, 2021, meeting, the City Commission approved Resolution 3759, which approved and authorized the execution of an Interlocal Agreement and First Amendment thereto by the City with the Broward County Board of County Commissioners (“Broward County”) for solid waste disposal services; and,

WHEREAS, the First Amendment indicated that the City would deliver bulk waste to Broward County through the First Amendment;

WHEREAS, the City should have left the bulk waste out of the First Amendment, as the City’s hauler has indicated the need for choices on where to dispose such waste; and,

WHEREAS, the City Commission finds it to be in the best interest of the health, safety and welfare of the residents, visitors, businesses, and guests of City of Pembroke Pines to approve and authorize the execution of the Amended First Amendment to the Interlocal Agreement, as provided herein.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA:

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SECTION 1. The foregoing “Whereas” clauses are hereby ratified and confirmed as being true and correct and are hereby made a part of this Resolution.

SECTION 2. The City Commission approves and authorizes the City Manager of the City of Pembroke Pines to execute the Amended First Amendment to the Interlocal Agreement with Broward County for Solid Waste Disposal and Support Services.

SECTION 3. The City Manager of the City of Pembroke Pines, or his designee, be and the same is hereby authorized and directed to do all things necessary and expedient in order to effectuate the execution of the Amended First Amendment.

SECTION 5. All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

SECTION 6. If any section, sentence, clause, or phrase of this resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this resolution.

SECTION 7. This Resolution shall become effective immediately upon its passage and adoption by the City Commission.

PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS _____ DAY OF _____, 2022.

CITY OF PEMBROKE PINES, FLORIDA

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By: _____
MAYOR FRANK C. ORTIS

ATTEST:

MARLENE GRAHAM
CITY CLERK

APPROVED AS TO FORM:

CITY ATTORNEY

ORTIS _____

CASTILLO _____

GOOD _____

SCHWARTZ _____

SIPLE _____

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EXHIBIT "A"

**AMENDED FIRST AMENDMENT TO THE SEPTEMBER 1, 2012 INTERLOCAL
AGREEMENT FOR SOLID WASTE DISPOSAL SUPPORT SERVICES**