

CITY CLERK
CITY OF SUNRISE

19 SEP 17 AM 10:36

SUNRISE, FLORIDA

RESOLUTION NO. 19-137

A RESOLUTION OF THE CITY OF SUNRISE, FLORIDA, PROVIDING THAT WHEN THE CITY PROCURES GOODS OR SERVICES PURSUANT TO THE CITY'S CODE, CITY STAFF IS AUTHORIZED TO ADD PROVISIONS REQUIRED BY THE FLORIDA STATUTES WHEN EXTENDING, AMENDING OR RENEWING THE CONTRACT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, under the Code of Ordinances of the City of Sunrise, Florida (City's Code), City staff procures goods or services and enters into contracts, agreements, and purchase orders (collectively "Contracts") for the goods or services; and

WHEREAS, for purposes of this Resolution, Contracts do not include those items where the Florida Statutes require the item to be amended after notice or at a public hearing (e.g., Development Agreements) and Contracts which must be approved by ordinance pursuant to the City's Charter; and

WHEREAS, Florida law establishes certain statutory provisions that must be included in specified contracts at the time Contracts are executed or at the time a Contract is extended or renewed; and

WHEREAS, the Florida legislature may enact revisions to the statutory provisions and may pass new statutes that create additional statutory provisions; and

WHEREAS, the current and future statutory requirements are referred to as "statutory provisions;" and

WHEREAS, the City's resolutions and ordinances that approve City Contracts may authorize City staff to execute extensions and renewals, but often requires City staff to bring amendments to Contracts to the City Commission for approval; and

WHEREAS, the City wishes to facilitate and streamline the approval process for the execution of extensions, renewals and amendments that require statutory provisions.

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

Section 1. The foregoing WHEREAS clauses are hereby ratified and adopted as the City's intent for this Resolution.

Section 2. Extension or Renewal. Where goods or services have been procured in accordance with the City's Code and City staff has been authorized to extend or renew the Contract, the authorized City staff is further authorized to amend the terms of the Contract in the extension or renewal by adding any updated statutory provisions required by the Florida Statutes without bringing the extension or renewal to Commission, upon the review and approval of the City Attorney. The authorized City staff who executes the extension or renewal shall provide the City Clerk with a copy of the extension or renewal.

Section 3. Amendment. Where goods or services have been procured in accordance with the City's Code and City staff has been authorized to amend the Contract, the authorized City staff is further authorized to include any updated statutory provisions required by the Florida Statutes in the amendment without bringing the amendment to Commission, upon the review and approval of the City Attorney. The authorized City staff who executes the amendment shall provide the City Clerk with a copy of the extension or renewal.

Section 4. Continuing Services Agreement. For continuing services agreements, where no staff has been authorized to amend the continuing services agreement before any extension or renewal, the Procurement Manager shall be authorized to execute an amendment to add any updated statutory provisions required by the Florida Statutes without bringing the amendment back to Commission, upon the review and approval of the City Attorney. The Procurement Manager shall provide the City Clerk with a copy of the amendment.

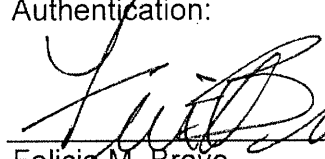
Section 5. Effective Date. This Resolution shall be effective immediately upon its passage.

PASSED AND ADOPTED this 10TH DAY of SEPTEMBER, 2019.



Mayor Michael J. Ryan

Authentication:

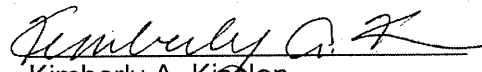

Felicia M. Bravo
City Clerk



MOTION: SCUOTTO
SECOND: SOFIELD

DOUGLAS: YEA
KERCH: YEA
SCUOTTO: YEA
SOFIELD: YEA
RYAN: YEA

Approved by the City Attorney
as to Form and Legal Sufficiency


Kimberly A. Kisslan