ORDINANCE NO. 2015-_______

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE
CITY OF POMPANO BEACH, FLORIDA, APPROVING
AND AUTHORIZING THE PROPER CITY OFFICIALS TO
EXECUTE A THIRD AMENDMENT TO AGREEMENT
FOR POLICE SERVICES BETWEEN THE CITY OF
POMPANO BEACH AND THE SHERIFF OF BROWARD
COUNTY; PROVIDING FOR SEVERABILITY;
PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a
paper of general circulation in the City, notifying the public of this proposed ordinance and of a
public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the
published notice described above, at which hearing the parties in interest and all other citizens so
desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That a Third Amendment to the Agreement for Police Services between
the City of Pompano Beach and the Sheriff of Broward County, a copy of which Agreement is
attached hereto and incorporated herein by reference as if set forth in full, is hereby approved.

SECTION 2. That the proper City officials are hereby authorized to execute said
Agreement.

SECTION 3. If any provision of this Ordinance or the application thereof to any person
or circumstance is held invalid, such invalidity shall not affect other provisions or applications of
this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this _____ day of __________________, 2015.

PASSED SECOND READING this _____ day of __________________, 2015.

_____________________
LAMAR FISHER, MAYOR

ATTEST:

_____________________
ASCELETA HAMMOND, CITY CLERK

/jrm
3/30/15
L:ord/2015-279
THIRD AMENDMENT
TO
AGREEMENT
FOR
POLICE SERVICES

This Third Amendment is entered into this ____ day of ____________, 2015, by and between the Sheriff of Broward County (hereinafter referred to as “SHERIFF”) and the City of Pompano Beach, FL (hereinafter referred to as the “CITY”).

WHEREAS, on or about July 26, 2010, SHERIFF and the CITY entered into an Agreement for Police Services; and

WHEREAS, on or about January 31, 2011, SHERIFF and the CITY entered into a First Amendment, which removed Code Compliance from the staffing structure; and

WHEREAS, on or about September 30, 2014, SHERIFF and the CITY entered into a Second Amendment, to extend the term of the Agreement; and

WHEREAS, the Agreement for Police Services, First Amendment and Second Amendment are hereinafter collectively referred to as the “Agreement”; and

WHEREAS, CITY and SHERIFF are now desirous of extending the Agreement to allow for continued negotiations; and

NOW, THEREFORE, in consideration of the mutual terms and conditions contained herein, the parties agree as follows:

1. The foregoing recitations are true and correct and are incorporated by reference.

2. The Agreement shall be extended until September 30, 2015. This Amendment shall be retroactive to January 27, 2015.

3. Effective May 1, 2015, the staffing level is amended as follows:

   District Complement
   1   Major
   3   Captains
6 Lieutenants
22 Sergeants
201 Deputy Sheriffs
16 Community Service Aides
1 Investigative Aide II
2 Records Technician
8 Secretarial Support
260 TOTAL PERSONNEL

4. Except as modified herein, all remaining items and conditions of the Agreement, shall remain in full force and effect.

IN WITNESS WHEREOF, each of the parties hereto executes this Third Amendment through its duly authorized representatives as set forth below.

“SHERIFF”:

SHERIFF OF BROWARD COUNTY

SCOTT J. ISRAEL, SHERIFF

Date: 

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

By: RONALD M. GUNZBURGER
GENERAL COUNSEL

Date: 
Witnesses:

By: LAMAR FISHER, MAYOR

By: DENNIS W. BEACH, CITY MANAGER

Attest:

ASCELETA HAMMOND, CITY CLERK (SEAL)

Approved by:

GORDON B. LINN, CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this _____ day of _____, 2015, by LAMAR FISHER as Mayor, DENNIS W. BEACH as City Manager, and ASCELETA HAMMOND as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who is personally known to me.

NOTARY'S SEAL: NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number
THIRD AMENDMENT

TO

AGREEMENT

FOR

POLICE SERVICES

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4. Except as modified herein, all remaining items and conditions of the Agreement, shall remain in full force and effect.

IN WITNESS WHEREOF, each of the parties hereto executes this Third Amendment through its duly authorized representatives as set forth below.

"SHERIFF":

SHERIFF OF BROWARD COUNTY

SCOTT J. ISRAEL, SHERIFF

Date:

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

By: RONALD M. GUNZBURGER
GENERAL COUNSEL

Date:
"CITY":

Witnesses:

CITY OF POMPOANO BEACH

By: ____________________________
    LAMAR FISHER, MAYOR

By: ____________________________
    DENNIS W. BEACH, CITY MANAGER

Attest:

ASCELETA HAMMOND, CITY CLERK (SEAL)

Approved by:

GORDON B. LINN, CITY ATTORNEY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this ______ day of __________________________, 2015, by LAMAR FISHER as Mayor, DENNIS W. BEACH as City Manager, and ASCELETA HAMMOND as City Clerk of the City of Pompano Beach, Florida, a municipal corporation, on behalf of the municipal corporation, who is personally known to me.

NOTARY’S SEAL: ____________________________

NOTARY PUBLIC, STATE OF FLORIDA

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

jrm
3/30/15
agr/bso/2015-783
H:contracts/pompano beach 3rd amendment 3-11-15