

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO TERMINATE THE INTERLOCAL AGREEMENT WITH THE HOLLYWOOD COMMUNITY REDEVELOPMENT AGENCY FOR COMMUNITY BUS AND TRANSIT SERVICES.

WHEREAS, on April 20, 2016, the City of Hollywood City Commission approved Resolution Number R-2016-102, which authorized the execution of an Interlocal Agreement with Broward County ("County") for Community Bus Service Financial Assistance Only ("County Interlocal Agreement"); and

WHEREAS, on April 20, 2016, the City Commission approved Resolution Number R-2016-103, which authorized the execution of an Interlocal Agreement with the CRA for Community Bus and Transit Services ("CRA Interlocal Agreement"); and

WHEREAS, the initial term of the County Interlocal Agreement was from May 1, 2016 through September 30, 2017; and

WHEREAS, the County, pursuant to Article 5, Section 5.1 of the County Interlocal Agreement, extended the term of the County Interlocal Agreement for two additional one-year periods from October 1, 2017 through September 30, 2018, and from October 1, 2018 through September 30, 2019; and

WHEREAS, the CRA Interlocal Agreement runs currently with the County Interlocal Agreement; and

WHEREAS, on May 2, 2018, the City approved Resolution Number R-2018-130, which amended the County Interlocal Agreement to reduce the routes for which the City receives grant funding from three to one due to a decline in ridership; and

WHEREAS, in order to provide more responsive transportation options, the City has engaged The Free Ride to provide a circulator with on-demand service; and

WHEREAS, with the implementation of the more flexible circulator service, the existing trolley service is no longer needed and the service, provided through a contract between the CRA and Maruti Fleet & Management Inc., is being discontinued; and

WHEREAS, as the trolley service is being discontinued, the City wishes to terminate the County Interlocal Agreement and the CRA Interlocal Agreement; and

WHEREAS, pursuant to Section 38.48 of the Code of Ordinances, when a contract is entered into by the City pursuant to City Commission approval and is terminable by the City without cause, only the City Commission is authorized to terminate the contract without cause, provided that any termination without cause shall require at least a five-sevenths (5/7ths) affirmative vote of the City Commission; and

WHEREAS, pursuant to Section 8.1 of the CRA Interlocal Agreement, termination for convenience requires a 180-day notice; and

WHEREAS, the City and the CRA agree to waive the 180-day notice requirement in order to terminate the CRA Interlocal Agreement.

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

Section 1: That the foregoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it authorizes City officials to terminate the Interlocal Agreement with the Hollywood, Florida Community Redevelopment Agency for Community Bus and Transit Services.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this _____ day of _____, 2019.

JOSH LEVY, MAYOR

ATTEST:

PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida only.

DOUGLAS R. GONZALES
CITY ATTORNEY