

RESOLUTION NO. 21-56

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF COOPER CITY, FLORIDA, APPROVING AND AUTHORIZING THE EXECUTION OF THE AGREEMENT BETWEEN THE CITY OF COOPER CITY AND BILL CLARK TENNIS ACADEMY, LLC, FOR THE PROVISION OF PROFESSIONAL TENNIS SERVICES, ATTACHED HERETO AS EXHIBIT “A,” AND INCORPORATED HEREIN; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, on October 24, 2017, the City of Cooper City (“City”) and Bill Clark Tennis Academy, LLC (“Bill Clark”) entered into an agreement whereby Bill Clark agreed to provide tennis instruction and related services to the public through a comprehensive tennis program for residents; and

WHEREAS, the City’s prior agreement with Bill Clark, as amended, expires on November 30, 2021; and

WHEREAS, the City desires to re-engage Bill Clark to continue providing professional tennis services, which shall include but not be limited to the provision of lessons, clinics, and demonstrations at the Cooper City Pool and Tennis Center; and

WHEREAS, the City’s professional staff has recommended the execution of the agreement between the City and Bill Clark Tennis Academy, LLC (the “Agreement”), attached hereto as Exhibit “A;” and

WHEREAS, the City Commission finds that the services provided by Bill Clark are unique in nature and, based on the City Manager’s recommendation, fall within Section 2-258(i) of the City’s Code of Ordinances, related to the waiver of procurement procedures; and

WHEREAS, the City Commission hereby finds that approving and entering into the Agreement is in the best interests of the citizens and residents of the City.

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

Section 1: **Recitals Adopted.** That each of the above stated recitals are hereby adopted and confirmed. All exhibits attached hereto and incorporated herein and made a part hereof.

Section 2: That the City Commission hereby approves and authorizes the City Manager and City Clerk to execute the Agreement between the City and the Bill Clark Tennis Academy, LLC, for the provision of professional tennis services, a copy of which is attached hereto as Exhibit “A” and made a part hereof by this reference.

Section 3. **Conflicts.** All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

Section 4. **Severability.** 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 5. **Effective Date.** This Resolution shall become effective upon its passage and adoption by the City Commission.

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PASSED AND ADOPTED THIS ____ DAY OF DECEMBER, A.D., 2021.

GREG ROSS
Mayor

ATTEST:

JENNA MONTOYA
Acting City Clerk

ROLL CALL

Mayor Ross _____
Commissioner Green _____
Commissioner Meltzer _____
Commissioner Pulcini _____
Commissioner Shrouder _____

APPROVED AS TO LEGAL FORM:

JACOB G. HOROWITZ
City Attorney