

**CITY COUNCIL RESOLUTION NO. 2023-142**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AUTHORIZING THE EXECUTION OF AN AMENDED AGREEMENT WITH FLOCK GROUP, INC. FOR THE PURCHASE AND USE OF FLOCK SAFETY SOFTWARE AND HARDWARE AT AN ANNUAL PRICE NOT-TO-EXCEED \$93,600.00; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Lake City (hereinafter the “City”) previously entered into an Agreement with Flock Group Inc. (hereinafter “Flock”) on or about March 28, 2023 (hereinafter the “Original Agreement”) through City Council Resolution No. 2023-024; and

**WHEREAS**, pursuant to the Original Agreement, Flock agreed to provide the City with software and hardware necessary to provide situational awareness solution for automatic license plates, video and audio detection, and recorded data to provide notifications to the Lake City Police Department; and

**WHEREAS**, the City desires to lock in a cost per license plate reader of \$2,500.00, for five years, to avoid an increase to \$3,000.00 per license plate reader in January 2024; and

**WHEREAS**, the City and Flock desire to amend the Original Agreement to reflect the aforementioned changes; and

**WHEREAS**, the City Council has determined it is in the City’s best interest to authorize the Mayor to execute the *First Amendment to the Flock Group Inc. Services Agreement Order Form* (hereinafter the “First Amendment”), a copy of which is attached hereto as Exhibit A.

**NOW, THEREFORE, BE IT RESOLVED BY THE PEOPLE OF THE CITY OF LAKE CITY, FLORIDA AS FOLLOWS:**

**Section 1.** The Lake City Council hereby authorizes the Mayor to execute the First Amendment and is authorized to execute any and all documents necessary to effectuate the same.

**Section 2.** The City will accept and adhere to the responsibilities concerning the City as outlined in the First Amendment.

**Section 3.** If any word, phrase, clause, paragraph, section or provision of this Resolution or the application hereof to any person or circumstances is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of the resolution which can be given without the valid or unconstitutional provisions or application, and to this end the provisions of this

Resolution are declared severable.

**Section 4.** All resolutions and parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section 5.** This Resolution shall become effective immediately upon final adoption.

**PASSED AND ADOPTED** at a meeting of the City Council this \_\_\_\_ day of December 2023.

**CITY OF LAKE CITY, FLORIDA**

By: \_\_\_\_\_  
Stephen M. Witt, Mayor

ATTEST

APPROVED AS TO FORM AND LEGALITY:

By: \_\_\_\_\_  
Audrey E. Sikes, City Clerk

By: \_\_\_\_\_  
Thomas J. Kennon, III  
City Attorney

**FIRST AMENDMENT TO THE FLOCK GROUP INC.  
SERVICES AGREEMENT ORDER FORM**

**THE FIRST AMENDMENT TO THE FLOCK GROUP INC. SERVICES AGREEMENT ORDER FORM** (hereinafter the “First Amendment”), is effective as of December \_\_, 2023 (hereinafter the “Effective Date”), by and between the City of Lake City, Florida, a municipal corporation (hereinafter the “City”) and Flock Group, Inc. (hereinafter “Flock”).

**WHEREAS**, on or about March 28, 2023, the City and Flock entered into that certain Flock Group Inc. Services Agreement Order Form (hereinafter the “Original Agreement”), pursuant to which Flock agreed to provide the City with software and hardware necessary to provide situational awareness solution for automatic license plates, video and audio detection, and recorded data to provide notifications to the Lake City Police Department; and

**WHEREAS**, pursuant to the Original Agreement, the initial term was for twelve (12) months for a total contract amount of \$81,350.00; and

**WHEREAS**, the City desires to lock in a cost per license plate reader of \$2,500.00, for five years, to avoid an increase to \$3,000.00 per license plate reader in January 2024; and

**WHEREAS**, the City and Flock desire to amend the Original Agreement to reflect the aforementioned changes; and

**NOW THEREFORE**, in consideration of the premises and the mutual covenants herein contained and agreed to be kept, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto do agree as follows:

1. **Amendment to Annual Cost.** The Original Agreement is hereby amended to reflect an annual cost of \$93,600.00 for year one and \$91,000.00 as an annual recurring subtotal for years two through five.
2. **Amendment to Term.** The Original Agreement is hereby amended to reflect a term of sixty months (60), beginning at the conclusion of the initial twelve (12) month Flock Agreement approved by City Council Resolution 2023-024.
3. **No Other Modifications.** Except as modified and extended herein, the Original Agreement shall continue to be in full force and effect on its original terms. The Original Agreement and this First Amendment shall collectively known as the Agreement.

**IN WITNESS WHEREOF**, the parties have hereunto affixed their respective names to this First Amendment to be effective as of the Effective Date.

**Flock Group Inc.**

\_\_\_\_\_  
Mark Smith, General Counsel

\_\_\_\_\_  
Date

**City of Lake City, Florida**

\_\_\_\_\_  
Stephen M. Witt, Mayor

\_\_\_\_\_  
Date