

**RESOLUTION NO. 2022-06**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY (CRA) APPROVING THE REINSTATEMENT AND FIRST AMENDMENT TO THE AGREEMENT WITH REP SERVICES, INC. FOR THE INSTALLATION OF A NEW PLAYGROUND EQUIPMENT AT REV. J.W.H. THOMAS JR. PARK UTILIZING A CLAY COUNTY, FLORIDA AGREEMENT ENTERED INTO PURSUANT TO SOLICITATION NO. RFP 18/19-2; AUTHORIZING THE EXECUTIVE DIRECTOR TO EXECUTE ANY AMENDMENTS AND TAKE ALL ACTIONS NECESSARY TO EFFECTUATE THIS AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the CRA and Rep Services, Inc. (“CONTRACTOR”) previously entered into an Agreement, dated November 17, 2021, to buy various equipment and amenities for parks and playgrounds with related products and services from CONTRACTOR on the same terms, conditions, and pricing provided under Clay County Solicitation RFP No. 18/19.2, subject to the terms and conditions of this Agreement, the CRA’s Purchasing Policies and Procedures, local law and Florida law (“Original Agreement”); and

**WHEREAS**, the Original Agreement terminated on June 2, 2022; and

**WHEREAS**, the CRA Board deems it to be in the best interests of the CRA to approve a First Amendment to the Original Agreement in order to reinstate the Original Agreement, extend the Termination Date under Section 1.2 of the Original Agreement to September 30, 2022, and authorizing the Executive Director to execute any amendments and take all actions necessary to effectuate this agreement;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY AS FOLLOWS:**

Section 1. The foregoing "WHEREAS" clause is hereby ratified and confirmed as being true and correct and is hereby incorporated herein.

Section 2. The Board of Commissioners of the Delray Beach Community Redevelopment Agency hereby approves the First Amendment to the Original Agreement in order to reinstate the Original Agreement, extend the Termination Date under Section 1.2 of the Original Agreement to September 30, 2022, and authorizing the Executive Director to execute any amendments and take all actions necessary to effectuate this agreement; Attached hereto as Exhibit “A” is the Agreement between the CRA and Rep Services, Inc.

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 All resolutions inconsistent or in conflict herewith shall be and are hereby repealed insofar as there is conflict or inconsistency.

Section 4. 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. This resolution shall become effective upon its passage and adoption by the City of Delray Beach Community Redevelopment Agency Board of Commissioners.

**PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF THE CITY OF DELRAY BEACH COMMUNITY REDEVELOPMENT AGENCY ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 2022.**

DELRAY BEACH COMMUNITY  
REDEVELOPMENT AGENCY

BY: \_\_\_\_\_  
SHIRLEY JOHNSON, CHAIR

ATTEST:

\_\_\_\_\_  
RENÉE A. JADUSINGH, ESQ., EXECUTIVE DIRECTOR

APPROVED TO FORM:

\_\_\_\_\_  
KIM N. PHAN, ESQ., LEGAL ADVISOR

