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RESOLUTION NO. R2014-28

**A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL
APPROVING RENEWAL OF AN EXISTING CONTRACT
WITH CHEATHAM, INC. TO PROVIDE TENNIS CENTER
MANAGEMENT AND MAINTENANCE SERVICES; AND
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, on September 30, 2010 through Resolution R2010-58, a contract was entered into entitled "Tennis Center Management and Maintenance Services Agreement between Wellington and Cheatham, Inc." (copy attached as Exhibit "B") for operation and maintenance of the tennis center; and

WHEREAS, pursuant to Paragraph 4 of the Agreement, the parties have the ability to renew the Agreement on an annual basis and such renewal is required to be executed by the parties on or before June 1st of each year; and

WHEREAS, the initial term of the Agreement was for a term of one (1) year with the provision for four (4) additional one (1) year renewals; and

WHEREAS, the parties have exercised their ability to renew the agreement annually through the approval of Amendments No. 1 thru 3, with Amendment No. 3 containing an expiration of September 30, 2014; and

WHEREAS, the parties mutually desire to extend the Agreement for a fifth year and exercise their final renewal option effective from October 1, 2014 until the opening of the new tennis center facility expected on or after May 2015.

NOW, THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL that:

SECTION 1. The foregoing recitals are hereby affirmed and ratified as being true and correct.

SECTION 2. The Wellington Council hereby accepts and approved Amendment No. 4 to the Tennis Center Management and Maintenance Agreement between Wellington and Cheatham, Inc. and hereby authorizes the Village Manager and Clerk to execute the Amendment attached hereto as Exhibit "A".

SECTION 3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 13th day of May, 2014.

ATTEST:

WELLINGTON

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2 By: _____
3 Awilda Rodriguez, Clerk
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By: _____
Bob Margolis, Mayor

5 **APPROVED AS TO FORM**
6 **AND LEGAL SUFFICIENCY**
7

8
9 By: _____
10 Megan Rogers, Assistant Village Attorney
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