

RESOLUTION NO. 17-2472

A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA APPROVING THE FIRST AMENDMENT TO CONCESSION AGREEMENT WITH DECO BIKE, LLC; PROVIDING FOR AUTHORIZATION AND IMPLEMENTATION OF THE AMENDMENT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town Commission of the Town of Surfside (the "Town") adopted Resolution No. 11-2058, which approved pursuant to Request for Proposal (RFP) No. 44-07/08 the delivery and operation by Deco Bike, LLC ("Deco Bike") of a self-service bicycle rental fleet for public use to be stationed in the public right-of-way; and

WHEREAS, on November 8, 2011, the Town entered into a Concession Agreement ("Agreement") with Deco Bike for the concession services; and

WHEREAS, the Town and Deco Bike desire to amend the Agreement as set forth in the First Amendment to the Concession Agreement attached hereto as Exhibit "A" ("Amendment"), in order to extend the term of the Agreement for a three year renewal term, acknowledge that Deco Bike has issued naming rights to CitiBank changing the program's name from "Deco Bike" to "Citi Bike", and other amendments as necessary to update and reflect the current status of the Agreement and the responsibilities of the Town and Deco Bike; and

WHEREAS, the Town Commission finds that the Amendment is in the best interest and welfare of the Town.

NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF SURFSIDE, FLORIDA AS FOLLOWS:

Section 1. Recitals. That the above and foregoing recitals are true and correct and are hereby incorporated by reference.

Section 2. Approval and Authorization. The Amendment between the Town and Deco Bike, attached hereto as Exhibit "A", is hereby approved. The Town Commission authorizes the Town Manager to execute the Amendment on behalf of the Town.

Section 3. Implementation. The Town Manager is authorized to take any and all action necessary to implement the purposes of this Resolution and the Amendment.

Section 4. Effective Date. This Resolution will become effective upon adoption.

PASSED AND ADOPTED this 13th day of December, 2017.

Motion by Commissioner Hanukin
Second by Commissioner Geldunsky

Motion by Commissioner Karukin.
Second by Commissioner Gielchinsky

FINAL VOTE ON ADOPTION

Commissioner Daniel Gielchinsky

yes

Commissioner Michael Karukin

yes

Commissioner Tina Paul

ABSENT

Vice Mayor Barry Cohen

ABSENT


Mayor Daniel Dietch

yes




Daniel Dietch, Mayor

ATTEST:



Sandra Novoa, MMC, Town Clerk

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE TOWN OF SURFSIDE ONLY:**



Weiss Serota Helfman Cole & Bierman, P.L.
Town Attorney