

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A FIRST AMENDMENT TO THE AGREEMENT FOR TRANSPORTATION SERVICES BETWEEN THE CITY OF POMPANO BEACH AND CIRCUIT TRANSIT INC. PROVIDING FOR MICRO TRANSIT TRANSPORTATION SERVICES.; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, ten (10) days' notice has been given by publication in a paper of general circulation in the City, notifying the public of this proposed ordinance and of a public hearing in the City Commission Chambers of the City of Pompano Beach; and

WHEREAS, a public hearing before the City Commission was held pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were, in fact, heard; now, therefore,

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That a First Amendment to the Agreement for Transportation Services between the City of Pompano Beach and Circuit Transit Inc., a copy of which Amendment is attached hereto and incorporated herein by reference as if set forth in full, is hereby approved.

SECTION 2. That the proper City officials are hereby authorized to execute said Amendment.

SECTION 3. If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of

this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

SECTION 4. This Ordinance shall become effective upon passage.

PASSED FIRST READING this 23rd day of January, 2024.

PASSED SECOND READING this 13th day of February, 2024.

DocuSigned by:

Rex Hardin

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REX HARDIN, MAYOR

ATTEST:

DocuSigned by:

Kervin Alfred

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KERVIN ALFRED, CITY CLERK

DS



MEB/jrm
1/9/24
l:ord/2024-60

FIRST AMENDMENT

No. 12221

THIS IS A FIRST AMENDMENT to the Agreement for Transportation Services No. 876 dated February 15, 2024, between:

CITY OF POMPANO BEACH, a municipal corporation of the State of Florida, whose address is 100 West Atlantic Boulevard, Pompano Beach, Florida 33060, hereinafter referred to as “CITY”,

and

CIRCUIT TRANSIT INC., a Florida corporation, having its office and place of business at 501 E Las Olas Blvd, Suite 300, Fort Lauderdale, Florida 33301, hereinafter referred to as “CONTRACTOR.”

WHEREAS, the parties entered into an Agreement for Transportation Services No. 876 for Micro-Transit Transportation Services on February 23, 2021, ("Original Agreement"), and approved by City Ordinance No. 2021-44 on February 23, 2021; and

WHEREAS, the CITY and CONTRACTOR have mutually agreed to extend the Original Agreement for one (1) additional one-year period.

WITNESSETH:

IN CONSIDERATION of the mutual terms, conditions, promises, covenants and payments herein set forth CITY and CONTRACTOR agree as follows:

1. Each “WHEREAS” clause set forth above is true and correct and herein incorporated by this reference.

2. The Original Agreement No. 876 effective February 23, 2021, approved and adopted by Ordinance No.2021-44, is incorporated herein, as if attached hereto and made a part hereof, shall remain in full force and effect except as specifically amended hereinbelow.

3. The parties hereto agree to extend the Original Agreement No. 876 for one (1) additional one-year period, ending February 22, 2025, under the same terms and conditions.

4. This Agreement shall bind the parties and their respective executors, administrators, successors and assign and shall be fully effective as though the extension had been originally included in the Agreement.

THE REMAINDER OF THE PAGE IS INTENTIONALLY LEFT BLANK

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed the day and year hereinabove written.

Attest:

CITY OF POMPANO BEACH

DocuSigned by:
Kervin Alfred
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KERVIN ALFRED, CITY CLERK

DocuSigned by:
Rex Hardin
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By: REX HARDIN, MAYOR

DocuSigned by:
Gregory P. Harrison
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By: GREGORY P. HARRISON, CITY MANAGER



APPROVED AS TO FORM:

DocuSigned by:
Mark E. Berman
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MARK E. BERMAN, CITY ATTORNEY

"CONTRACTOR"

Circuit Transit Inc.

Witnesses:

Michael J. Mirras

M. Mirras
(Print or Type Name)

Cherlene Thomas

Cherlene Thomas
(Print or Type Name)

By: [Signature]
James Mirras, President

STATE OF NEW YORK

COUNTY OF NEW YORK

The foregoing instrument was acknowledged before me, by means of physical presence or online notarization, this 11th day of JANUARY, 2024, by James Mirras as President of Circuit Transit Inc., a Florida corporation on behalf of the corporation. He is personally known to me or who has produced _____ (type of identification) as identification.

NOTARY'S SEAL:

[Signature]
NOTARY PUBLIC, STATE OF NEW YORK

(Name of Acknowledger Typed, Printed or Stamped)

Commission Number

ANITA LAU CHEN
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 02CH0015346
Qualified in New York County
Commission Expires November 1, 2027