

CITY OF MARGATE, FLORIDA

RESOLUTION NO. _____

A RESOLUTION OF THE CITY OF MARGATE, FLORIDA, APPROVING A THIRD AMENDMENT TO DEVELOPER AGREEMENT - PHASE III WITH CELEBRATION POINT SOUTH, LLC; PROVIDING FOR TWO YEAR EXTENSION THROUGH APRIL 1, 2017.

WHEREAS, on October 1, 2008 the City Commission of the City of Margate approved Resolution 11-314, allowing the Celebration Pointe Townhomes, Inc. to purchase 157 ERC's at the rates in effect prior to the adoption of Resolution 11-285; and

WHEREAS, on November 18, 2009 the City of Margate approved an Addendum To Developer Agreement - Phase III, which clarified the vested rights of the property concerning reserved capacity of water and sewer facilities and established rates for 157 ERC's, provided the ERC's were purchased prior to April 1, 2010; and

WHEREAS, on January 19, 2011 the City of Margate approved an Amendment to Developer Agreement - Phase III which extended the above referenced Addendum To Developer Agreement - Phase III until April 1, 2012; and

WHEREAS, on September 18, 2013 the City of Margate approved Resolution 12-390, which authorized the Mayor and City Manager to execute the Second Amendment To Developer Agreement - Phase III, which extended the above referenced Addendum To Developer Agreement - Phase III until April 1, 2015; and

WHEREAS, on March 18, 2015 the project engineer for Celebration Pointe Townhomes, Inc. submitted a request to further extend the Developer Agreement - Phase III for an additional two years.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARGATE, FLORIDA:

SECTION 1: That the City Commission of the City of Margate, Florida, hereby agrees to execute the Third Amendment to Developer Agreement - Phase III, with Celebration Point South, LLC, and extend the previously agreed upon rates for an additional two years.

SECTION 2: That the City Commission of the City of Margate, Florida, hereby authorizes the Mayor and the City Manager to execute the Third Amendment to Developer Agreement - Phase III, referenced above.

SECTION 3: That this resolution shall become effective immediately at the time of its passage.

PASSED, ADOPTED AND APPROVED THIS _____ DAY OF _____,
2015.

ATTEST:

JOSEPH J. KAVANAGH
CITY CLERK

JOANNE SIMONE
MAYOR

RECORD OF VOTE

Peerman	_____
Talerico	_____
Bryan	_____
Ruzzano	_____
Simone	_____