**RESOLUTION 2016-\_\_\_\_**

**AGREEMENT FOR ANIMAL SHELTER SERVICES**

**WITH FLAGLER HUMANE SOCIETY, INC.**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA, APPROVING THE AGREEMENT WITH THE FLAGLER HUMANE SOCIETY, INC., FOR ANIMAL SHELTER SERVICES; AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE SAID AGREEMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR IMPLEMENTING ACTIONS AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS,** the Flagler Humane Society, Inc., has expressed a desire to provide animal shelter services for the City of Palm Coast; and

**WHEREAS,** the City Council of the City of Palm Coast desires to contract with the Flagler Humane Society, Inc., for the above referenced services.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PALM COAST, Florida, AS FOLLOWS:**

**SECTION 1. APPROVAL OF AGREEMENT.** The City Council of the City of Palm Coast hereby approves the terms and conditions of the Agreement with the Flagler Humane Society, Inc., Relating to Animal Shelter Services attached hereto as Exhibit “A.”

**SECTION 2. AUTHORIZATION TO EXECUTE.** The City Manager, or designee, is hereby authorized to execute the Agreement as depicted in Exhibit "A."

**SECTION 3. Severability.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Resolution are severable, and if any phrase, clause, sentence, paragraph or section of this Resolution shall be declared unconstitutional by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Resolution.

**SECTION 4. Conflicts.** All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

**Section 5. IMPLEMENTING ACTIONS.** The City Manager is hereby authorized to take any actions necessary to implement the action taken in this Resolution.

**SECTION 6.** **EFFECTIVE DATE.** This Resolution shall take effect immediately upon its passage and adoption.

**DULY PASSED AND ADOPTED** by the City Council of the City of Palm Coast, Florida, on this 19th day of July 2016.

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|  | CITY OF PALM COAST, FLORIDA |
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| ATTEST: | Jon Netts, Mayor |
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|  |
| Virginia A. Smith, City Clerk |  |

Attachment: Exhibit A – Agreement with Flagler Humane Society, Inc., for Animal Shelter Services

Approved as to form and legality

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William E. Reischmann, Jr., Esq.

City Attorney