

**RESOLUTION 2009 - \_\_\_\_\_**  
**MID-MOUNT TOWER LADDER FIRE APPARATUS**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALM COAST, FLORIDA, APPROVING THE TERMS AND CONDITIONS OF AN AGREEMENT, IN THE AMOUNT OF \$984,678.79, FOR CONSTRUCTION OF A MID-MOUNT TOWER LADDER FIRE APPARATUS, AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO EXECUTE SAID CONTRACT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; PROVIDING FOR IMPLEMENTING ACTIONS, AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Palm Coast Fire Department emergency personnel provide fire suppression services to the residents and visitors of the City of Palm Coast; and

**WHEREAS**, growth of the community, with both multi-story homes and commercial buildings, is ongoing; and

**WHEREAS**, proposed new stations will require additional vehicles to maintain level of services; and

**WHEREAS**, the existing tower ladder truck is 29 years old and has been scheduled for replacement in the 2009-2010 budget; and

**WHEREAS**, construction time is one (1) year for this apparatus, necessitating a contract for services at this time.

**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 relating to the construction, by Sutphen Corporation, of a 2010 Sutphen Model SPH-100 Aerial Platform fire apparatus.

**SECTION 2. AUTHORIZATION TO EXECUTE.** The City Manager, or designee, is hereby authorized to execute the necessary documents.

**SECTION 3. SEVERABILITY.** If any section or portion of a section of this Resolution proves to be invalid, unlawful, or unconstitutional, it shall not be held to

invalidate or impair the validity, force, or effect of any other section or part 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All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.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 adoption by the City Council.

**DULY ADOPTED** by the City Council of the City of Palm Coast, Florida, on this 20th day of October, 2009.

**CITY OF PALM COAST, FLORIDA**

*ATTEST:*

\_\_\_\_\_  
JON NETTS, MAYOR

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CLARE M. HOENI, CITY CLERK

Attachment: Sutphen Corporation Agreement

Approved as to form and legality

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William E. Reischmann, Jr., Esq.