

1 EXHIBIT 1

2 RESOLUTION NO. 2022 - _____

3 A RESOLUTION OF CHAIR AND BOARD OF DIRECTORS
4 OF THE HALLANDALE BEACH COMMUNITY
5 REDEVELOPMENT AGENCY, HALLANDALE BEACH,
6 FLORIDA; APPROVING THE SETTLEMENT OF A LAWSUIT
7 BETWEEN THE HALLANDALE BEACH COMMUNITY
8 REDEVELOPMENT AGENCY AND H&V ENTERPRISES,
9 INC. ET AL. FOR A SETTLEMENT AMOUNT OF \$39,900 TO
10 BE PAID TO THE HALLANDALE BEACH COMMUNITY
11 REDEVELOPMENT AGENCY FOR THE PAYMENT OF THE
12 LOAN BALANCE AND LEGAL FEES; AUTHORIZING THE
13 EXECUTIVE DIRECTOR TO EXECUTE THE SETTLEMENT
14 AGREEMENT BETWEEN THE HALLANDALE BEACH
15 COMMUNITY REDEVELOPMENT AGENCY AND H&V
16 ENTERPRISES, INC. ET AL.; AUTHORIZING THE
17 EXECUTIVE DIRECTOR TO TAKE ALL ACTION
18 NECESSARY TO IMPLEMENT THE TERMS OF THE
19 SETTLEMENT AGREEMENT; AND PROVIDING AN
20 EFFECTIVE DATE.

21 **WHEREAS**, the Board of Directors of the Hallandale Beach Community Redevelopment
22 Agency ("HBCRA") established the Business Incentive Loan Program as a means to stimulate
23 the local economy through business expansion, improvements, and job creation; and
24

25 **WHEREAS**, during the life of this program H&V Enterprises Inc. d/b/a The Learning
26 Corner ("H&V Enterprises, Inc.") received a Business Incentive Loan from the HBCRA on August
27 22, 2006, in the amount of \$75,000 at a 2% annual interest rate with a ten-year maturity date and
28 a forgiveness of \$7,500, waived as an incentive at the beginning of the loan repayment; and
29

30 **WHEREAS**, on May 15, 2017, H&V Enterprises Inc. requested a loan modification in order
31 to bring the loan current, which loan modification was approved by the Board of Directors of the
32 HBCRA, and
33

34 **WHEREAS**, since the approval of the loan modification H&V Enterprises Inc., has made
35 no payments; HBCRA staff has made several attempts to contact the owners to make payments
36 with no success; and the HBCRA has also sent this loan to collections with no success as well;
37 and
38

39 **WHEREAS**, on March 9, 2021, a lawsuit was filed by the HBCRA against H&V
40 Enterprises, Inc., H&M First Ave LLC, Kiddie Wood Academy, Inc., Hisnardo Sanchez and Vivian
41 Sanchez in the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida, Case
42 No. CACE-21-004982 (14) (the "Lawsuit"); and
43

44 **WHEREAS**, the HBCRA and H&V Enterprises, Inc. et al. have agreed to a proposed
45 settlement agreement substantially in the form attached hereto as Exhibit "A" (the "Settlement

Agreement”) to settle the Lawsuit without further litigation for a settlement amount of Thirty Nine Thousand Nine Hundred and No/100 Dollars (\$39,900.00) (the “Settlement Funds”) to be paid to the HBCRA for the payment of the loan balance and legal fees, in exchange for the execution of the appropriate releases and dismissal of the Lawsuit; and

WHEREAS, the Board of Directors of the HBCRA desires to authorize the execution of the Settlement Agreement and receipt of the Settlement Funds.

NOW, THEREFORE, BE IT RESOLVED BY THE CHAIR AND BOARD OF DIRECTORS OF THE HALLANDALE BEACH COMMUNITY REDEVELOPMENT AGENCY:

Section 1. Recitals. The recitals in the whereas clauses are true and correct, and incorporated into this Resolution.

Section 2. Approval of Settlement of the Lawsuit. The settlement of the Lawsuit pursuant to the terms of the Settlement Agreement and receipt of the Settlement Funds are hereby approved.

Section 3. Execution of the Settlement Agreement. The Executive Director is hereby authorized to execute and deliver the Settlement Agreement.

Section 4. Implementation of Settlement Agreement. The Executive Director is hereby authorized to take all steps necessary and appropriate to implement the terms and conditions of the Settlement Agreement

Section 5. Effective Date. This Resolution shall take effect immediately upon approval.

PASSED AND ADOPTED by a _____ vote of the Board of the Hallandale Beach Community Redevelopment Agency, this 28th day of September, 2022.

ATTEST:

HALLANDALE BEACH COMMUNITY
REDEVELOPMENT AGENCY

JENORGEN M. GUILLEN
HBCRA SECRETARY

JOY COOPER
CHAIR

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

TAYLOR ENGLISH DUMA LLP
HBCRA ATTORNEY

96
97 Chair Cooper
98 Vice Chair Butler
99 Director Javellana
100 Director Lazarow
101 Director Lima-Taub
102

FINAL VOTE ON ADOPTION
_____(Yes) _____(No)
_____(Yes) _____(No)
_____(Yes) _____(No)
_____(Yes) _____(No)
_____(Yes) _____(No)