

1 EXHIBIT 1

2 RESOLUTION NO. 2016-

3 A RESOLUTION OF MAYOR AND CITY COMMISSION OF THE
4 CITY OF HALLANDALE BEACH, FLORIDA, APPROVING THE
5 FIFTH AMENDMENT TO THE INTERLOCAL AGREEMENT
6 RELATING TO DESIGN BUILD SERVICES FOR THE FOSTER
7 PARK PLAZA AND PARKING LOT PROJECT; AUTHORIZING
8 THE CITY MANAGER TO EXECUTE THE FIFTH AMENDMENT
9 TO THE INTERLOCAL AGREEMENT FOR DESIGN BUILD
10 SERVICES FOR THE FOSTER PARK PLAZA AND PARKING LOT
11 PROJECTS; AND PROVIDING AN EFFECTIVE DATE.

12
13 WHEREAS, the City of Hallandale Beach ("City") and the Hallandale Beach Community
14 Redevelopment Agency ("HBCRA") previously entered into that certain Interlocal Agreement
15 ("ILA") dated September 22, 2012, regarding the implementation of capital improvements projects
16 funded by the HBCRA; and

17
18 WHEREAS, on May 19, 2014, the City and HBCRA entered into a First Amendment to the
19 ILA for Project Management Services for the Parks Master Plan; and

20
21 WHEREAS, on August 5, 2015, the City and HBCRA entered into a Second Amendment
22 to the ILA which set forth the provisions by which the HBCRA would secure all necessary financing
23 for implementation of the O.B. Johnson Park project (the "Project"), with the City utilizing General
24 Fund dollars in an amount not exceeding nine hundred thirty three thousand (\$933,000.00) dollars
25 for interim financing of the Project; and

26 WHEREAS, on October 19, 2015, the City and HBCRA entered into a Third Amendment
27 to ILA pursuant to which the HBCRA secured financing for the implementation of the Project with
28 the City utilizing General Fund dollars in an amount not exceeding the total aggregate of
29 \$2,952,740 for interim financing of the Project; and

30 WHEREAS, on November 19, 2015, the City and HBCRA entered into a Fourth
31 Amendment to the ILA relating to the HBCRA issuance of its redevelopment Revenue Note,
32 Series 2015 in an amount not exceeding \$15,400,000.00; and

34 **WHEREAS**, the City Commission and the Board of Directors of the HBCRA desire to enter
35 into a Fifth amendment to the ILA in certain respects as set forth in that certain Fifth Amendment
36 to the ILA attached hereto as Exhibit "A", and by this reference made a part hereof; and
37

38 **WHEREAS**, as approved in the 2014-2015 HBCRA Fiscal Year budget, the HBCRA
39 authorized and budgeted funds for the Foster Park Plaza and Parking Lot Project; and
40

41 **WHEREAS**, on July 15, 2015, RFP # FY 2014-2015-016, Design Build Services Foster
42 Park Plaza, was released by the City of Hallandale Beach ("City") to solicit companies to provide
43 Design Build Services for the Foster Park Plaza and Parking Lot; and
44

45 **WHEREAS**, on January 27, 2016, the City Commission awarded RFP # 2014-2015-016
46 to the highest ranked firm, Pioneer Construction Management Services Inc., and authorized the
47 City Manager and City Attorney to negotiate an agreement with Pioneer Construction
48 Management Services Inc., and bring back for City Commission approval; and
49

50 **WHEREAS**, on June 1, 2016, the City Commission approved a resolution authorizing the
51 City Manager to execute the contract for the Design Build Services, in an amount not to exceed
52 \$700,000 for the Foster Park Plaza and Parking Lot Project; and
53

54 **WHEREAS**, HBCRA Staff recommended authorizing funding for Design Build Services
55 for the Foster Park Plaza Project, to Pioneer Construction Management Services, Inc. for an
56 amount not-to-exceed \$700,000 utilizing budgeted funds in the HBCRA 2014-2015 Fiscal Year
57 budget in the amount of \$500,000 with additional funds to complete the project to be requested
58 in the 2016-2017 HBCRA Fiscal Year Budget; and
59

60 **WHEREAS**, the Board of Directors of the HBCRA authorized the funding for Design Build
61 Services for the Foster Park Plaza Project to Pioneer Construction Management Services, Inc.
62 for an amount not to exceed \$700,000 utilizing budgeted funds in the HBCRA 2014-2015 Fiscal
63 Year budget in the amount of \$500,000 with additional funds in the amount not to exceed \$285,
64 000.00 dollars to complete the project to be requested in the 2016-2017 HBCRA Fiscal Year
65 Budget as approved in HBCRA Resolution No. _____.
66

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:

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

SECTION 2. Approval of Fifth Amendment to Interlocal Agreement. The Mayor and City Commission hereby approve the Fifth Amendment to Interlocal Agreement in the form attached hereto as Exhibit “A” and by this reference made a part hereof with such non-material changes as approved by the City Manager and approved as to legal form and sufficiency by the City Attorney.

SECTION 3. Execution of Fifth Amendment to Interlocal Agreement. The City Manager is hereby authorized to execute the Fifth Amendment to Interlocal Agreement.

SECTION 4. **Effective Date.** This resolution shall take effect immediately upon approval.

APPROVED AND ADOPTED this ____ day of September, 2016.

JOY F. COOPER
MAYOR

SPONSORED BY: CITY ADMINISTRATION

ATTEST:

MARIO BATAILLE, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY FORM

V. LYNN WHITFIELD
CITY ATTORNEY