

1 EXHIBIT 1

2
3 RESOLUTION NO. 2016 -

4 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF
5 THE CITY OF HALLANDALE BEACH, FLORIDA,
6 IMPLEMENTING CHANGES TO THE COMMUNITY BENEFIT
7 PROGRAM ("CBP"); AND PROVIDING AN EFFECTIVE DATE.
8

9 WHEREAS, the City of Hallandale Beach began the implementation of a Community
10 Benefit Program (CBP) in 2011; and
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12 WHEREAS, on May 15, 2013, the City codified the Community Benefit Program under
13 Section 23-3 of the City's Code of Ordinance by setting forth the definition of a Community Benefit
14 Plan; and
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16 WHEREAS, as required under the ordinance, the policy implementing the Community
17 Benefit Program ("CBP") has been adopted within the Procurement Departments Standard
18 Operating Procedure ("SOP"); and
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20 WHEREAS, the threshold established requires the inclusion of a CBP for all Capital
21 Improvement Projects over \$1 Million. CBPs are encouraged for all non-Capital Projects, as well
22 as Capital Improvements Projects less than \$1 Million; and
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24 WHEREAS, the City Administration has been monitoring the implementation of the
25 Community Benefit Plan and its impact over the past few projects; and
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27 WHEREAS, on January 25, 2016, the City Administration provided the Hallandale Beach
28 Community Agency Board (HBCRA) with a history and update of the CBP; and
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30 WHEREAS, based on implementation and observations, the City Administration
31 recommends several changes to the administration of the program; and
32

33 WHEREAS, the City Administration is recommending changes to the following features of
34 the program: 1) the definition of local vendor will include tiered percentage dollar value calculation

specifically for city projects, 2) contractual language requirements for contractors and subcontractors 3) definition of workforce and 4) the definition of CBP calculation; and

WHEREAS, the Mayor and City Commission believe that changes suggested by the City Administration is in the best interest of the residents of the City of Hallandale Beach.

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

SECTION 1. Definitions

(a) Local Workforce Local Workforce shall be defined as any worker that is directly working on the project, either during construction or in operations after construction, who resides within the City as a renter or homesteaded property owner. Those classified as local workforce shall be provided with not only work directly on the project, but also provided the opportunity to generate a tangible sustainable impact after the project is complete. This may include, but not be limited to, participation in an apprentice program, mentorship program, training, long term employments beyond the term of the project, etc.

(b) CBP Calculation. The calculation of the CBP commitment shall be the overall percentage (%) of the contractual cost or otherwise defined in the agreement. The contractor's CBP commitment in the contract includes local vendor/subcontractor utilization and local workforce utilization. The overall percentage (%) calculation would be the total financial sum of the above components.

SECTION 2. Tiered Local Vendor Commitment for a Community Benefit Plan to include tiered percentage dollar value calculation for City projects.

(a) The intent of the Local Vendor tiered system is to provide a greater benefit to Tier 1 vendors for City projects (Tier 1 vendors are individuals who both live and work in the city, followed by those businesses who are located in the City, followed by individuals who reside in the City). Therefore, the following tiered percentage calculation will be utilized in calculating the CBP commitment for vendor utilization in City projects:

Tier 1: 100% dollar value

Tier 2: 75% dollar value

Tier 3: 50% dollar value

(b) The tiered percentage calculation shall only be utilized for calculating CBP commitment to vendor utilization for the City's Capital Improvement projects.

SECTION 3. Contractual Language Requirement for Contractor and all subcontractors.

(a) Contracts which meet the threshold of projects of \$1 Million or more, shall require the General Contractor, Developer, and/or Construction Manager to include the following, same or similar language, in the bidding process and subsequent agreement to retain subcontractors for the project:

[Insert Contractor name] requires that all subcontractors commit to supporting the City of Hallandale Beach Community Benefit Program. Subcontractors will be required to commit TBD% of their total contract value to hiring local Hallandale Beach vendors and residents. A list of local vendors and residents that your firm intends to hire MUST be submitted with your company's bid documents by completing Exhibit XX.

The following information MUST be included in Exhibit XX and submitted with the bid package:

- *Local Vendors: company name, address, phone, contact, copy of business tax license, scope of work and value.*
- *Local Residents: resident name, address, phone, copy of driver's license, scope of work, pay rate, projected hours assigned to project.*

- *Acknowledgment: an authorized company official must sign and have notarized Exhibit XX to acknowledge that you understand and commit to the requirements of the described Community Benefit Plan.*

SECTION 4. **Effective Date.** This Resolution shall take effect immediately upon its passage and adoption.

APPROVED AND ADOPTED this ____ day of October, 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