

1 EXHIBIT 1

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3 RESOLUTION NO. 2017 -

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5 A RESOLUTION OF THE CITY OF HALLANDALE BEACH, FLORIDA,  
6 AUTHORIZING THE CITY MANAGER TO EXECUTE A THIRD  
7 AMENDMENT TO THE MAINTENANCE MEMORANDUM OF  
8 AGREEMENT WITH THE FLORIDA DEPARTMENT OF  
9 TRANSPORTATION TO CONSTRUCT ADDITIONAL LANDSCAPE  
10 IMPROVEMENTS OR TO MODIFY AN IMPROVEMENT ON  
11 HALLANDALE BEACH BOULEVARD BOUNDED BY N.E./S.E. 1<sup>ST</sup>  
12 AVENUE AND S.E. 2<sup>ND</sup> TERRACE; AND PROVIDING AN EFFECTIVE  
13 DATE.  
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16 **WHEREAS**, the Florida Department of Transportation “(FDOT”) requires the execution of  
17 a Maintenance Memorandum of Agreement (MMOA) prior to issuance of a permit to perform  
18 construction in the right-of-way of State Roads; and  
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20 **WHEREAS**, FDOT has jurisdiction over State Roads A1A, 5 (U.S. 1), 9 I-95), 824  
21 (Pembroke Road) and 858 (Hallandale Beach Boulevard); and  
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23 **WHEREAS**, the City entered into an Inclusive Maintenance Agreement with FDOT on  
24 March 29, 2013 in order to outline the maintenance of landscape improvements by the City on  
25 various State Roads, including Hallandale Beach Boulevard; and  
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27 **WHEREAS**, an amendment to the 2013 agreement was authorized on March 19, 2014.  
28 This amendment was necessary for additional landscape improvements to Hallandale Beach  
29 Boulevard; and  
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31 **WHEREAS**, the City and FDOT now seek to enter into a third (3<sup>rd</sup>) amendment to add  
32 additional landscape to Hallandale Beach Boulevard, and construct additional landscape  
33 improvements or to modify an improvement on Hallandale Beach bounded by N.E./S.E. 1<sup>st</sup>  
34 Avenue and S.E. 2<sup>nd</sup> Terrace; and  
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36 **WHEREAS**, these improvements have been requested by Barnett’s Hardware in order to  
37 split the existing median to allow for traffic to make a left hand turn on to S.E. 2<sup>nd</sup> Avenue when  
38 traveling westbound on Hallandale Beach Boulevard; and  
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40           **WHEREAS**, FDOT will be responsible for making the changes to the median and the City  
41 will be responsible for maintaining the additional landscape improvements; and  
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43           **WHEREAS**, the Florida Department of Transportation requires that the City enter into a  
44 Third Amendment to the Maintenance Memorandum of Agreement for maintaining improvements  
45 installed in the State's right-of-way; and  
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47           **WHEREAS**, the City Administration requests authorization to execute the Third  
48 Amendment to the Maintenance Memorandum of Agreement with the Florida Department of  
49 Transportation to construct additional landscape improvements or to modify an improvement on  
50 Hallandale Beach Boulevard bounded by N.E./S.E. 1<sup>st</sup> Avenue and S.E. 2<sup>nd</sup> Terrace; and  
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52           **WHEREAS**, the Mayor and City Commission have determined that the City  
53 Administration's recommendations are in the best interest of the City and its residents.  
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55           **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY**  
56 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

57           **SECTION 1. City Manager Authorization.**           The Mayor and City Commission  
58 hereby authorize the City Manager to execute the Third Amendment to the Maintenance  
59 Memorandum of Agreement with the Florida Department of Transportation to construct additional  
60 landscape improvements or to modify an improvement on Hallandale Beach Boulevard bounded  
61 by N.E./S.E. 1<sup>st</sup> Avenue and S.E. 2<sup>nd</sup> Terrace. The City Manager is authorized to take the  
62 necessary actions to implement the project.  
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64           **SECTION 2. Effective Date.** This Resolution shall take effect immediately upon its  
65 passage and adoption.  
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68           APPROVED AND ADOPTED this \_\_\_\_day of May, 2017.  
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74 JOY F. COOPER  
75 MAYOR

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SPONSORED BY: CITY ADMINISTRATION

77 ATTEST:

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MARIO BATAILLE, CMC

83 CITY CLERK

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85 APPROVED AS TO LEGAL SUFFICIENCY

86 AND FORM

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91 \_\_\_\_\_  
JENNIFER MERINO

92 CITY ATTORNEY