

1 EXHIBIT 1

2 RESOLUTION NO. 2017 -

3 A RESOLUTION OF THE MAYOR AND CITY
4 COMMISSION OF THE CITY OF HALLANDALE BEACH,
5 FLORIDA, AUTHORIZING THE CITY MANAGER TO
6 EXECUTE "DISTRICT FOUR (4) AMENDMENT NUMBER
7 THREE (3) TO THE STATE OF FLORIDA DEPARTMENT
8 OF TRANSPORTATION ("FDOT") LANDSCAPE
9 INCLUSIVE MEMORANDUM OF AGREEMENT" TO
10 PROVIDE FOR THE MAINTENANCE OF LANDSCAPE
11 IMPROVEMENTS ON HALLANDALE BEACH
12 BOULEVARD FROM N.E/S.E. 1ST AVENUE TO S.E. 2ND
13 TERRACE; PROVIDING FOR TRANSMITTAL TO THE
14 FDOT; AND PROVIDING FOR AN EFFECTIVE DATE.
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16 **WHEREAS**, the City of Hallandale Beach ("City") and the Florida Department of
17 Transportation ("FDOT") are working together to enhance the City's main gateway located
18 at I-95 and Hallandale Beach Boulevard with landscaping; and
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20 **WHEREAS**, the FDOT requires the execution of a Maintenance Memorandum of
21 Agreement prior to issuance of a permit to perform improvements in the right-of-way of
22 state roads; and
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24 **WHEREAS**, the City entered into a Landscape Inclusive Maintenance
25 Memorandum of Agreement ("Landscape MMOA") with FDOT on March 29, 2013 via
26 Resolution 2013-25 to outline the maintenance of landscape improvements by the City on
27 various state roads, including Hallandale Beach Boulevard; and
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29 **WHEREAS**, since entering into the Landscape MMOA, the City Commission has
30 authorized Amendment One via Resolution 2014-03 and Amendment Two via Resolution
31 2014-23 to provide for additional landscape improvements throughout the City; and
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33 **WHEREAS**, the FDOT recently approved a request for modification from an
34 adjacent property landowner to split the existing median on Hallandale Beach Boulevard
35 to allow traffic to make a left hand turn to S.E. 2nd Avenue when travelling westbound; and
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37 **WHEREAS**, the alteration to the median will necessitate a change in landscape
38 maintenance located on Hallandale Beach Boulevard from N.E/S.E. 1st Avenue to S.E. 2nd
39 Terrace; and

40
41 **WHEREAS**, the FDOT and the City now seek to enter into “District Four (4)
42 Amendment Number Three (3) to the FDOT Landscape MMOA” (Exhibit 1-A) to provide
43 for the maintenance of landscape improvements on Hallandale Beach Boulevard from
44 N.E/S.E. 1st Avenue to S.E. 2nd Terrace. Amendment Three incorporates the existing
45 Landscape MMOA and its subsequent amendments between the City and the FDOT into
46 one agreement; and

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48 **WHEREAS**, the City will maintain the landscape improvements detailed in
49 Amendment Three at no additional cost to the City; and

50
51 **WHEREAS**, it is in the best interest of the City to execute “District Four (4)
52 Amendment Number Three (3) to the State of Florida Department of Transportation
53 Landscape Inclusive Memorandum of Agreement” for maintaining the improvements
54 installed in the State’s right-of-way.

55
56 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY**
57 **COMMISSION OF THE CITY OF HALLANDALE BEACH, FLORIDA:**

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59 **SECTION 1.** The foregoing “Whereas” clauses are hereby incorporated herein.

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61 **SECTION 2.** The Mayor and City Commission hereby authorize the City
62 Manager to execute “District Four (4) Amendment Number Three (3) to the State of Florida
63 Department of Transportation Landscape Inclusive Memorandum of Agreement,” as
64 attached in Exhibit 1-A, to provide for the maintenance of landscape improvements on
65 Hallandale Beach Boulevard from N.E/S.E. 1st Avenue to S.E. 2nd Terrace. The City
66 Manager is authorized to take the necessary actions to implement the project.

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68 **SECTION 3.** The City Clerk is directed to provide a copy of this Resolution to the
69 FDOT.

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

APPROVED AND ADOPTED this 6 day of September, 2017.

JOY F. COOPER
MAYOR

SPONSORED BY: CITY ADMINISTRATION

ATTEST:

MARIO BATAILLE, CMC
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY AND
FORM

JENNIFER MERINO
CITY ATTORNEY