

1 EXHIBIT 1
2 RESOLUTION NO. 2018 -
3 A RESOLUTION OF THE CITY OF HALLANDALE
4 BEACH, FLORIDA, AUTHORIZING THE CITY MANAGER
5 TO EXECUTE "DISTRICT FOUR (4) AMENDMENT
6 NUMBER FOUR (4) TO THE STATE OF FLORIDA
7 DEPARTMENT OF TRANSPORTATION ("FDOT")
8 LANDSCAPE INCLUSIVE MEMORANDUM OF
9 AGREEMENT" TO PROVIDE FOR THE CONSTRUCTION
10 AND MAINTENANCE OF LANDSCAPE IMPROVEMENTS
11 ON STATE ROAD 5 BETWEEN NORTHEAST 4TH
12 COURT AND NORTHEAST 3RD STREET, AS
13 IDENTIFIED IN EXHIBIT 2; PROVIDING FOR
14 TRANSMITTAL TO THE FDOT; AND PROVIDING FOR
15 AN EFFECTIVE DATE.
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17 WHEREAS, the Florida Department of Transportation ("FDOT") requires the
18 execution of a Maintenance Memorandum of Agreement prior to issuance of a permit to
19 perform improvements in the right-of-way on state roads; and
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21 WHEREAS, the City entered into a Landscape Inclusive Maintenance
22 Memorandum of Agreement ("Landscape MMOA") with FDOT on March 29, 2013 via
23 Resolution 2013-25 to outline the maintenance of landscape improvements by the City on
24 various state roads; and
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26 WHEREAS, since entering into the Landscape MMOA, the City Commission has
27 authorized Amendment One via Resolution 2014-03, Amendment Two via Resolution
28 2014-23, and Amendment Three via Resolution 2017-106 to provide for additional
29 landscape improvements throughout the City; and
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31 WHEREAS, the FDOT and the City now seek to enter into "District Four (4)
32 Amendment Number Four (4) to the FDOT Landscape MMOA" (hereinafter "Amendment
33 Four"), attached as Exhibit 2; and
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35 WHEREAS, Amendment Four provides that adjacent property owner, Hallandale
36 Land Ventures LLP may construct additional landscape improvements or modify
37 improvements on State Road 5 as indicated in Exhibit 2, as related to plans for the project
38 known as ArtSquare. Amendment Four further provides for the maintenance of landscape

improvements on State Road 5 between Northeast 4th Court and Northeast 3rd Street;
and

WHEREAS, Amendment Four incorporates the existing Landscape MMOA and its
subsequent amendments between the City and the FDOT into one agreement; and

WHEREAS, the City will maintain the landscape improvements detailed in
Amendment Four at no additional cost to the City; and

WHEREAS, it is in the best interest of the City to execute Amendment Four to
provide for the construction and maintenance of improvements installed in the state's right-
of-way.

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

SECTION 1. The foregoing "Whereas" clauses are hereby incorporated herein.

SECTION 2. The Mayor and City Commission hereby authorize the City
Manager to execute Amendment Four to the State of Florida Department of Transportation
Landscape Inclusive Memorandum of Agreement, as attached in Exhibit 2, to allow an
adjacent property owner to construct additional landscape improvements or modify
improvements on State Road 5, and to provide for the maintenance of landscape
improvements on State Road 5 between Northeast 4th Court and Northeast 3rd Street.
The City Manager is authorized to take all necessary actions to implement the project.

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

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

APPROVED AND ADOPTED this _____ day of _____, 2018.

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KEITH S. LONDON

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MAYOR

77 SPONSORED BY: CITY ADMINISTRATION

78 ATTEST:

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82 JENORGEN GUILLEN

83 CITY CLERK

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85 APPROVED AS TO LEGAL SUFFICIENCY AND

86 FORM

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90 JENNIFER MERINO

91 CITY ATTORNEY