



Hallandale Beach Community Redevelopment Agency Agenda Cover Memo

Meeting Date:	May 13, 2019		Item Type: (Enter X in box)	Resolution X	Ordinance	Other	
Fiscal Impact: (Enter X in box)	Yes	No	Ordinance Reading: (Enter X in box)	1st Reading		2nd Reading	
	X		Public Hearing: (Enter X in box)	Yes	No	Yes	No
Funding Source:			Advertising Requirement: (Enter X in box)	Yes		No	
						X	
Account Balance:			RFP/RFQ/Bid Number:	N/A			
Contract/P.O. Required: (Enter X in box)	Yes	No	Project Number:				
	X						
Strategic Priority: (Enter X in box) Capital Improvements Goal 1 - Undertake Total Improvements of Public Realm <input type="checkbox"/> Goal 2 - Promote Public/Public and Public/Private Partnership <input checked="" type="checkbox"/> Promote Projects with Large-Scale Impacts Goal 1 - Issue a Request for Proposals (RFP) for NW infill Housing <input type="checkbox"/> Goal 2 - Issue a Request for Qualifications (RFQ) for Dixie Highway/Foster Road parcel <input type="checkbox"/> Priority Area: North West Quadrant <input type="checkbox"/> FEC Corridor <input type="checkbox"/> Southwest Quadrant <input type="checkbox"/> Northeast Quadrant <input type="checkbox"/> Southeast Quadrant <input type="checkbox"/>							
Sponsor Name:	Dr. Jeremy Earle, Executive Director		Department:	HBCRA			

Short Title:

A RESOLUTION OF CHAIR AND BOARD OF DIRECTORS OF THE HALLANDALE BEACH COMMUNITY REDEVELOPMENT AGENCY, HALLANDALE BEACH, FLORIDA, APPROVING LEGAL FEES IN THE AMOUNT OF UP TO \$64,000 FOR FOX ROTHSCHILD, LLP FOR THE LAWSUIT ENTITLED HBC MEDICAL HOLDING, LLC V. HALLANDALE BEACH COMMUNITY REDEVELOPMENT AGENCY, CASE NO. CACE-18-009444-04 (BROWARD COUNTY, FL); AND PROVIDING AN EFFECTIVE DATE.

Staff Summary:

Background:

HBC Medical Holding, LLC ("Developer") filed a lawsuit HBC Medical Holding, LLC v. Hallandale Beach Community Redevelopment Agency, Case No. CACE-18-009444-04 (Broward County, FL) (the "Lawsuit") against the Hallandale Beach Community Redevelopment Agency ("HBCRA") essentially disputing the termination by the HBCRA Board of Directors of the Second Amended and Restated Development Agreement on July 10, 2017. To date, the pleadings in the Lawsuit are closed and discovery is ongoing. In early April, the parties attempted unsuccessfully to mediate a settlement.

Section 7 of the of the Engagement Letter between the HBCRA and Fox Rothschild LLP dated October 1, 2018 requires the HBCRA Board of Directors to approve the legal fees for litigation matters. The HBCRA Board of Directors previously approved \$17,500 in legal fees for the Lawsuit and now desires to increase that amount by \$64,000.

Recommendation:

HBCRA Staff recommends that the HBCRA Board of Directors approve an increase in the legal fees payable to Fox Rothschild LLP for the Lawsuit in the amount of \$64,000.

Why Action is Necessary

Section 7 of the of the Engagement Letter between the HBCRA and Fox Rothschild LLP requires the HBCRA Board of Directors to approve the legal fees for litigation matters.

Fiscal Impact:

\$64,000

Attachment(s):

Exhibit 1- Resolution



Prepared by: Steven Zelkowitz, HBCRA Attorney



Reviewed by: Jeremy Earle, Ph. D., AICP, FRA-RA, Executive Director/Assistant City Manager