

1 EXHIBIT 1  
2 RESOLUTION NO. 2019-  
3

4 A RESOLUTION OF THE MAYOR AND CITY COMMISSION OF  
5 THE CITY OF HALLANDALE BEACH, ACCEPTING THE  
6 PROPOSED GUARANTEED MAXIMUM PRICE OF ELEVEN  
7 MILLION FOUR HUNDRED AND THIRTY-SEVEN THOUSAND  
8 FOUR HUNDRED AND FOUR (\$11,437,404) DOLLARS FOR  
9 THE CONSTRUCTION OF THE GOLDEN ISLES TENNIS  
10 CENTER AND GOLDEN ISLES PARK; APPROVING  
11 ADDITIONAL CONTINGENCY FUNDS IN THE NOT-TO-EXCEED  
12 AMOUNT OF SIX HUNDRED AND EIGHTY THOUSAND  
13 DOLLARS (\$680,000); AUTHORIZING THE CITY MANAGER TO  
14 EXECUTE ALL NECESSARY AGREEMENTS TO PROCEED  
15 WITH THE PROJECT; AUTHORIZING THE CITY MANAGER TO  
16 TRANSFER FIVE MILLION TWO HUNDRED AND SEVENTY-  
17 ONE THOUSAND AND SEVENTY SEVEN DOLLARS  
18 (\$5,271,077) FROM THE GENERAL BOND RESERVES WITHIN  
19 THE GENERAL OBLIGATION FUND TO THE GOLDEN ISLES  
20 TENNIS CENTER AND GOLDEN ISLES PARK PROJECT TO  
21 COVER THE ADDITIONAL COSTS; AND PROVIDING FOR AN  
22 EFFECTIVE DATE.  
23

24 **WHEREAS**, the City of Hallandale Beach has followed a Master Plan for the development  
25 of a comprehensive world class parks system and obtained a General Obligation Bond (GO Bond)  
26 to fund the development; and  
27

28 **WHEREAS**, On August 6, 2016 the City Commission awarded a two-phase contract for  
29 Construction Manager at Risk (CMAR). The contract included: Phase I for Preconstruction  
30 Services and Phase 2 for Construction Services - Guaranteed Maximum Price (GMP); and  
31

32 **WHEREAS**, during the Pre-Construction services, Burkhardt Construction, Inc. (BCI) was  
33 required to present a final GMP to the City for consideration following issuance of the 90%  
34 Construction Documents for the construction of Golden Isles Tennis Center, Golden Isles Park,  
35 and Right-of-Way Improvements.; and  
36

37 **WHEREAS**, the CMAR firm assumes responsibility for the performance of the work,  
38 including the work performed by project subcontractors. The City pays the CMAR firm the actual  
39 cost of the work plus the agreed-upon CMAR fee, up to the GMP Price. Any additional costs  
40 beyond the GMP is the responsibility of the CMAR.; and  
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42           **WHEREAS**, the original construction cost estimate, which was developed by the  
43 engineering company tasked with providing the City with the Parks Master Plan, was \$1,427,000  
44 (July 2011). A revised cost estimate of \$8,851,563 was established after the cost of construction  
45 for the tennis courts, pro shop and ancillary elements were added in January 2014; and  
46

47           **WHEREAS**, on March 20, 2019 the Commission approved a site plan. Burkhardt  
48 Construction has offered a GMP of \$11,437,404 for construction of the park as approved; and  
49

50           **WHEREAS**, City Administration is recommending the transfer and appropriation of Five  
51 Million Two Hundred and Seventy-One Thousand and Seventy-Seven Dollars (\$5,271,077) from  
52 the from the General Bond Proceeds within the General Obligation Bond Fund to cover the  
53 additional costs as detailed above related to Golden Isles Park Tennis Center and Golden Isles  
54 Park construction; and  
55

56           **WHEREAS**, the Mayor and City Commission have determined that acceptance of the  
57 GMP of Eleven Million Four Hundred and Thirty-Seven Thousand Four Hundred and Four Dollars  
58 (\$11,437,404), authorization of the use of Contingency Funds in the Not-to-Exceed amount of Six  
59 Hundred and Eighty Thousand (\$680,000) Dollars, to be managed by the City, for soft costs  
60 related to the Project such as permit fees, impact fees and construction related contingencies and  
61 authorizing the City Manager to transfer and appropriate Five Million Two Hundred and Seventy-  
62 One Thousand and Seventy Seven Dollars From the General Bond Proceeds within the General  
63 Obligation Fund to the Golden Isles Tennis Center and Golden Isles Park Project is in the best  
64 interest of the City and its residents and in compliance with the planned development of the Parks  
65 Master Plan.  
66

67           **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION**  
68 **OF THE CITY OF HALLANDALE BEACH, FLORIDA:**  
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70           **SECTION 1.** The foregoing "Whereas" clauses are incorporated herein.  
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72           **SECTION 2. ACCEPTANCE OF THE GMP.** The Mayor and City Commission hereby  
73 accept the Guaranteed Maximum Price of Eleven Million Four Hundred Thirty-Seven Thousand  
74 Four Hundred and Four Dollars (\$11,437,404) for the Golden Isles Tennis Center and Golden

Isles Park project. The City Commission further approves additional contingency funds in the not-to-exceed amount of Six Hundred and Eighty Thousand Dollars (\$680,000), to be managed by the City, for soft costs related to the project such as permit fees, impact fees and construction related contingencies. The City authorizes the City Manager to execute all necessary agreements to effectuate the project.

**SECTION 3. Approval of Budget Transfer.** The Mayor and City Commission hereby authorize the City Manager to utilize Five Million Two Hundred and Seventy-One Thousand and Seventy-Seven Dollars (\$5,271,077) from the General Bond Reserves within the General Obligation Bond Fund to the Golden Isles Park Tennis Center and Golden Isles Park Project to cover the additional costs as detailed above as part of the Parks Master Plan.

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

APPROVED and ADOPTED this 22<sup>nd</sup> day of May, 2019.

\_\_\_\_\_  
JOY D. ADAMS  
MAYOR

SPONSORED BY: CITY ADMINISTRATION  
ATTEST:

\_\_\_\_\_  
JENORGEN GUILLEN, CMC  
CITY CLERK

115  
116  
117 APPROVED AS TO LEGAL SUFFICIENCY FORM  
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119  
120  
121  
122 \_\_\_\_\_  
123 JENNIFER MERINO  
124 CITY ATTORNEY  
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**FINAL VOTE ON ADOPTION**

Mayor Adams \_\_\_\_\_  
Vice Mayor Javellana \_\_\_\_\_  
Commissioner Butler \_\_\_\_\_  
Commissioner Lazarow \_\_\_\_\_  
Commissioner Lima- Taub \_\_\_\_\_  
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