

1 EXHIBIT 1
2 RESOLUTION NO. 2025 -
3

4 A RESOLUTION OF THE MAYOR AND CITY COMMISSION
5 OF THE CITY OF HALLANDALE BEACH, FLORIDA,
6 RATIFYING TERMINATION OF THE BID # FY 2022-2023-002
7 LIFT STATION #1 IMPROVEMENTS CONTRACT AWARDED
8 TO HINTERLAND GROUP, INC. AND RATIFYING THE
9 DIRECT PURCHASE OF EQUIPMENT ORDERED BY THE
10 CONTRACTOR FOR A TOTAL NOT TO EXCEED AMOUNT
11 OF THREE HUNDRED AND NINE THOUSAND, SEVEN
12 HUNDRED AND NINETY-SIX DOLLARS (\$309,796); AND
13 PROVIDING FOR AN EFFECTIVE DATE.
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16 **WHEREAS**, Chapter 23, Section 23-4, of the City of Hallandale Beach Code of
17 Ordinances, Competitive Bidding Required, provides that all purchases of and contracts for
18 equipment, supplies and contractual services, when the estimated cost exceeds \$50,000,
19 shall be based on competitive bids, and pursuant to Chapter 23, Section 23-6, Award of
20 Contract, the City Manager shall have the authority to recommend to the City Commission
21 award of contracts; and
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23 **WHEREAS**, on February 1, 2023, the City of Hallandale Beach awarded Bid # FY
24 2022-2023-002 Lift Station #1 Improvements to Hinterland Group, Inc. (the "Contractor") via
25 Resolution #2023-004, but due to nonperformance of the Contractor, the City of Hallandale
26 Beach elected to terminate for convenience the construction contract on June 4, 2024; and
27

28 **WHEREAS**, two pieces of equipment were ordered but not yet purchased by the
29 Contractor that Staff determined that the City would be best served by purchasing directly
30 from the sellers to avoid future supply chain delays, capture the 2023 pricing, and avoid sales
31 tax; and
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33 **WHEREAS**, the items authorized for direct purchase herein were previously
34 authorized for purchase at these prices by the City Commission as part of the contract with
35 the Contractor in accordance with all competitive procurement requirements of the Code.
36 However, upon termination of that agreement, the payment for the items would need to be
37 made directly to the supplier rather than the previously authorized vendor. While no section

of the Code directly addresses these circumstances, the item is submitted in the best interest of the City for full transparency; and

WHEREAS, Staff recommends that the Mayor and City Commission of Hallandale Beach find it in the public interest to ratify the purchase of two pieces of equipment ordered by the Contractor, but purchased directly by the City from the vendors: a controls and instrumentation package from Barneys Pumps, Inc. in the amount of One Hundred, Fifty-One Thousand, Eight Hundred Dollars (\$151,800) and a generator from Florida Detroit Diesel-Allison, Inc. in the amount of One Hundred, Fifty-Seven Thousand, Nine Hundred and Ninety-Six Thousand Dollars (\$157,996) for a total not to exceed amount of Three Hundred and Nine Thousand, Seven Hundred and Ninety-Six Dollars (\$309,796), and authorize the City Manager to execute relating documents.

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

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

SECTION 2. Authorization. The Mayor and City Commission hereby ratify the termination of the Bid # FY 2022-2023-002 Lift Station #1 Improvements contract awarded to Hinterland Group, Inc. and ratify the purchase of two pieces of equipment ordered by the Contractor, but purchased directly by the City from the vendors: a controls and instrumentation package from Barneys Pumps, Inc. in the amount of One Hundred, Fifty-One Thousand, Eight Hundred Dollars (\$151,800) and a generator from Florida Detroit Diesel-Allison, Inc. in the amount of One Hundred, Fifty-Seven Thousand, Nine Hundred and Ninety-Six Thousand Dollars (\$157,996) for a total not to exceed amount of Three Hundred and Nine Thousand, Seven Hundred and Ninety-Six Dollars (\$309,796), and authorize the City Manager to execute relating documents.

SECTION 3. Effective Date. This Resolution shall take effect immediately upon its passage and adoption.

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APPROVED AND ADOPTED this ____ day of _____ 20__.

JOY F. COOPER
MAYOR

SPONSORED BY: CITY ADMINISTRATION
ATTEST:

JENORGEN GUILLEN
CITY CLERK

APPROVED AS TO LEGAL SUFFICIENCY
AND FORM

JENNIFER MERINO
CITY ATTORNEY