

# POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY

4

Meeting Date: April 19, 2016

Agenda Item \_\_\_\_\_

**REQUESTED CRA BOARD ACTION:**

Resolution                       Consideration                       Approval                       Other

SHORT TITLE OR MOTION: A RESOLUTION OF THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY APPROVING AND AUTHORIZING THE PROPER OFFICIALS TO EXECUTE THE AMENDMENT AND EXTENSION AGREEMENT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND EDSA, INC.; PROVIDING AN EFFECTIVE DATE.

**Summary of Purpose and Why:**

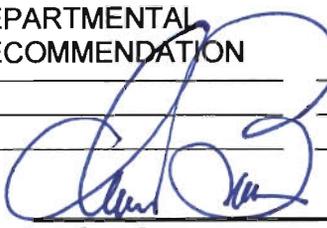
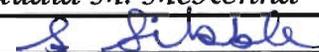
Staff is seeking CRA Board approval to extend the contract for Professional Services with EDSA, Inc. ("Consultant"). Previously, the CRA Board approved Resolution 2015-51 allowing the CRA to enter into an agreement with Consultant to provide professional services. This Resolution will allow the CRA to extend the contract for one (1) year. Staff recommends approval.

**QUESTIONS TO BE ANSWERED BY ORIGINATING DEPARTMENT:**

- (1) Origin of request for this action: Pompano Beach CRA
- (2) Primary staff contact: Horacio Danovich, CIP Manager/CRA Engineer Ext. 7834
- (3) Expiration of contract, if applicable: \_\_\_\_\_
- (4) Fiscal impact and source of funding: No impact at this time.

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	AUTHORIZED SIGNATURE OR ATTACHED MEMO NUMBER
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- CRA Executive Director
- CRA Attorney
- Finance Director

  
Claudia M. McKenna  
  
S. Sibble

**ACTION PREVIOUSLY TAKEN BY CRA BOARD:** None

<u>Resolution</u>	<u>Consideration</u>	<u>Other:</u>
<u>Results:</u>	<u>Results:</u>	<u>Results:</u>
_____	_____	_____
_____	_____	_____



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**MEMORANDUM**

April 12, 2016

TO: CRA Board

THRU: Kim Briesemeister, CRA Executive Director  
Chris Brown, CRA Executive Director

FROM: Horacio Danovich, CIP Manager/CRA Engineer

A handwritten signature in blue ink, consisting of several overlapping loops and a long horizontal stroke at the bottom.

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**Issue**

The Community Redevelopment Agency (“CRA”) is seeking CRA Board approval of a Resolution to execute an Amendment to an existing continuing services contract between the CRA and EDSA, Inc. (“EDSA”).

**Recommendation**

The CRA Staff recommends Approval of the Resolution.

**Background**

On April 24, 2015, the CRA Board approved Resolution 2015-51 (see Exhibit “A”). This Resolution was necessary to execute a continuing services contract with EDSA to provide Landscape Architecture Planning and Urban Design Services for various CRA projects per CRA solicitation RFQ PB-CRA-05-15.

Staff wishes to extend the current contract until April 24, 2017. This will allow EDSA to continue to provide continuing services for future CRA projects requiring Landscape Architecture Planning and Urban Design Services.

Staff recommends approval of this Resolution.

RESOLUTION NO. \_\_\_\_\_

**POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY**

**A RESOLUTION OF THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY APPROVING AND AUTHORIZING THE PROPER OFFICIALS TO EXECUTE THE AMENDMENT AND EXTENSION AGREEMENT TO THE CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND EDSA, INC.; PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY THAT:**

**SECTION 1.** The Amendment and Extension Agreement to the Contract for Consulting/Professional Services between the Pompano Beach Community Redevelopment Agency and EDSA, Inc. for Landscape Architecture, Planning and Urban Design Services for Various Community Redevelopment Agency Projects approved by Resolution No. 2015-51, a copy of which Amendment and Extension Agreement is attached hereto and incorporated by reference as if set forth in full, is hereby approved.

**SECTION 2.** The proper officials are hereby authorized to execute the Amendment and Extension Agreement as described in Section 1 above.

**SECTION 3.** This Resolution shall become effective upon passage.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of April, 2016.

\_\_\_\_\_  
**LAMAR FISHER, CHAIRPERSON**

**ATTEST:**

\_\_\_\_\_  
**MARGARET GALLAGHER, SECRETARY**

## AMENDMENT AND EXTENSION AGREEMENT

This Amendment and Extension Agreement is made on \_\_\_\_\_, 2016, by and between the **POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY**, located at 100 W. Atlantic Boulevard, Pompano Beach, County of Broward, State of Florida (“CRA”), and **EDSA, INC.** of 1512 E. Broward Boulevard, Suite 110, Fort Lauderdale, Florida 33301 (“Consultant”).

### RECITALS

WHEREAS, by Resolution No. 2015-51, the CRA approved that certain Contract for Consulting/Professional Services between the CRA and Consultant (the “Contract”); and

WHEREAS, pursuant to RFQ PB-CRA-05-15 (the “RFQ”), the term of the Contract was for one year with four additional one year terms providing both parties agree to the extension; and

WHEREAS, inadvertently, the Contract provides for a term of five years; and

WHEREAS, the parties desire to amend the Contract to provide for the term recited in the RFQ and to extend the Contract for the first additional one year term.

NOW, THEREFORE, the parties agree as follows:

1. Each “WHEREAS” clause set forth above is true and correct and incorporated in this Amendment and Extension Agreement by reference.
2. The original Contract, as amended, a copy of which is attached to this Amendment and Extension Agreement as Exhibit “A,” shall remain in full force and effect except as specifically amended below.
3. Article 2 – Schedule of the Contract is amended as follows:

The CONSULTANT shall adhere to the schedule given in the work authorization after receiving the “Notice to Proceed.”

Reports and other items shall be delivered or completed in accordance with the detailed schedule set forth in the Scope of Work as negotiated.

The Term of this Agreement shall be for a period of ~~five (5) years~~ one (1) year from the date of execution by both the CRA and the Consultant, unless the CRA and the Consultant choose to terminate this agreement in accordance with the provisions listed in ARTICLE 5. The Term of this Agreement may be extended for four (4) additional one year terms provided both parties agree to the extension, all terms, conditions and specifications remain the same and such extension is approved by the CRA Board.

4. The Term of this Agreement, as amended by Paragraph 3 above, is extended for the first additional one year term.

5. No other amendment to the terms of the Contract shall be effective unless contained in a written document executed with the same formality and of equal dignity herewith.

IN WITNESS WHEREOF, CRA and Consultant have duly executed this Amendment and Extension Agreement on the day and year first above written.

**“CRA”**

Signed, Sealed and Witnessed  
In the Presence of:

**POMPANO BEACH COMMUNITY  
REDEVELOPMENT AGENCY**

\_\_\_\_\_

By: \_\_\_\_\_

Print Name: \_\_\_\_\_

Lamar Fisher, Chairman

\_\_\_\_\_

ATTEST:

Print Name: \_\_\_\_\_

\_\_\_\_\_  
Margaret Gallagher, Secretary

\_\_\_\_\_

**EXECUTIVE DIRECTOR:**  
Redevelopment Management Associates, LLC  
a Florida limited liability company

Print Name: \_\_\_\_\_

By: MetroStrategies, Inc., a Florida corporation  
a managing member

By: \_\_\_\_\_

Kim Briesemeister, President

**“CONSULTANT”**

Witnesses:

**EDSA, INC.**

Signature: \_\_\_\_\_

By: Paul D. Kissinger  
Signature

JERRY SUITZ  
Name Typed, Printed or Stamped

Paul D. Kissinger  
Name Typed, Printed or Stamped

Signature \_\_\_\_\_

Title: Principal

Name Typed, Printed or Stamped \_\_\_\_\_

Address: 1512 East Broward Blvd. Ste 110

Ft. Lauderdale, FL 33301

STATE OF FLORIDA  
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 13 day of April, 2016 by Paul D. Kissinger as principal of EDSA, INC. He/she is personally ~~known to me~~ or who has produced \_\_\_\_\_ (type of identification) as identification.

NOTARY'S SEAL:



Kristen D. Lawlor  
NOTARY PUBLIC, STATE OF FLORIDA

KRISTEN D. LAWLOR  
(Name of Acknowledger Typed, Printed or Stamped)

FF158497  
Commission Number

RESOLUTION NO. 2015-51

**POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY**

**A RESOLUTION OF THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY, APPROVING AND AUTHORIZING THE PROPER OFFICIALS TO EXECUTE A CONTRACT FOR CONSULTING/PROFESSIONAL SERVICES BETWEEN THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY AND EDSA, INC. FOR CONTINUING CONTRACT FOR LANDSCAPE ARCHITECTURE, PLANNING AND URBAN DESIGN SERVICES FOR VARIOUS CRA PROJECTS; PROVIDING AN EFFECTIVE DATE.**

**BE IT RESOLVED BY THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY:**

**SECTION 1.** That an Agreement between the Pompano Beach Community Redevelopment Agency and EDSA, Inc. for landscape architecture, planning and urban design services for various CRA projects, a copy of which Agreement is attached hereto and incorporated by reference as if set forth in full, is hereby approved.

**SECTION 2.** That the proper officials are hereby authorized to execute said Agreement between the Pompano Beach Community Redevelopment Agency and EDSA, Inc.

**SECTION 3.** This Resolution shall become effective upon passage.

**PASSED AND ADOPTED** this 24<sup>th</sup> day of April, 2015.

  
\_\_\_\_\_  
**LAMAR EISHER, CHAIRPERSON**

**ATTEST:**

  
\_\_\_\_\_  
**MARGARET GALLAGHER, SECRETARY**