

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A PROJECT COOPERATION AGREEMENT BETWEEN THE CITY OF POMPANO BEACH AND O.B. MITCHELL MOORE PARK, LLC AND TO TAKE ALL ACTION CONSISTENT WITH SAID AGREEMENT; APPROVING THE RENAMING OF ATHLETIC FIELDS AT THE PARK; WAIVING COMPETITIVE BIDDING FOR THE PROJECT; PROVIDING AN EFFECTIVE DATE.

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That a Project Cooperation Agreement (“the Cooperation Agreement”) between the City of Pompano Beach and O.B. Mitchell Moore, LLC, (“OBMM”), to construct, renovate or upgrade certain mutually agreeable facilities at Mitchell Moore Park, 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 City officials are hereby authorized to execute said Cooperation Agreement between the City of Pompano Beach and the OBMM, and to take all action consistent with said Agreement.

SECTION 3. In consideration of the considerable charitable financial contribution made to the city by OBMM for renovation of City’s Mitchell Moore Park, the City Commission determines that exceptional circumstances exist to rename the athletic fields located at Mitchell Moore Park to “Orange Bowl Field at Mitchell Moore Park”.

SECTION 4. The City Commission finds that because OBMM has offered to make a charitable gift to the City, which if not immediately accepted by the City, may be withdrawn if another

use is found for said funds, that it is in the City’s best interest and best interest of the public, to waive competitive bidding for the project as the funding source for the project as proposed by OBMM will be diminished or lost as the time required to competitively award the project after the funds become available exceeds the time within which the funding source must be accepted and expended, as set forth in § 255.20 (c)(7), Florida Statutes. Furthermore, OBMM’s offer to fund and construct the park improvements, is in reality, the equivalent of a sole- source provider based upon its substantial financial contribution and construction of improvements pursuant to its established unique business model which it has successfully utilized in multiple cities throughout South Florida to benefit local communities.

SECTION 5. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2021.

REX HARDIN, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

MEB/jmz
6/16/21
l:reso/2021-202