

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

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE ATTACHED ROOFTOP ACCESS AGREEMENT BETWEEN THE CITY AND NORTH BEACH CONDOMINIUM ASSOCIATION, INC. FOR THE PURPOSE OF INSTALLING, OPERATING AND MAINTAINING THE CITY'S COMMUNICATION EQUIPMENT FOR ITS CCTV PROJECT.

WHEREAS, on July 2, 2014, the City Commission passed and adopted Resolution No. R-2014-204 which authorized the issuance of purchase orders for the purchase and installation of a CCTV and Automated License Reader Camera system and related components to be performed in separate phases (the "Project") as well as authorized the City Manager and City Attorney to negotiate certain terms and conditions with the vendor and execute an agreement with Safeware; and

WHEREAS, on February 18, 2015, the City and Safeware executed an agreement; and

WHEREAS, the agreement set forth that the Project was to be implemented in sequential phases, whereby the first phase has to be completed and accepted by the City before any succeeding phases could occur to ensure the viability of the Project and the system; and

WHEREAS, the initial phase of the Project could not be initiated until the required infrastructure was validated in order to proceed with the purchase an installation of the equipment for the Project; and

WHEREAS, as part of the Project, the CCTV camera equipment was intended to be installed utilizing existing Florida Department of Transportation ("FDOT") poles in designated locations; and

WHEREAS, FDOT notified the City staff that the installation of such equipment on it poles was not permissible whereby City staff in coordination with Safeware needed to reevaluate the implementation of the Project: and

WHEREAS, as part of the reevaluation of the Project, it was determined that certain aspects of the Project relating to the infrastructure required that additional locations be designated in order to provide adequate network coverage of the CCTV system which included identifying existing City owned utility poles for Phase 0 (the implementation stage) and Phase 1, however, the existing poles were deemed to be

insufficient for the proposed equipment and further alternatives needed to be evaluated;  
and

WHEREAS, on August 26th, 2015, the City Commission passed and adopted Resolution No. R-2015-258 which approved the purchase of additional poles to replace the existing City owned utility poles in order to have the required infrastructure for the Project: and

WHEREAS, as part of the reevaluation of the Project, it was determined that a structural analysis of a key network location for the Project, the Police Department's Tower, was necessary and a consultant was retained pursuant to Section 38.43 of the City's Code of Ordinances and Purchase Order P208137 for this purpose; and

WHEREAS, based upon the structural analysis, on September 16th, 2015, the City Commission passed and adopted Resolution No. R-2015-289, which approved the structural upgrade of the Police Department Tower; and

WHEREAS, in evaluating additional locations, it was determined that the Rooftop of the North Beach Condominium Association, Inc. ("North Beach") would be a viable location to install, operate and maintain certain communications equipment; and

WHEREAS, North Beach has agreed to allow the City to use a portion of the Building's roof pursuant to the attached Rooftop Access Agreement; and

WHEREAS, the attached Rooftop Access Agreement requires the City to indemnify the North Beach Condominium Association, Inc.; and

WHEREAS, the Chief of Police recommends that the City Commission approve and authorize the appropriate City Officials to execute the attached Rooftop Access Agreement between North Beach and the City of Hollywood;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That it hereby approves and authorizes the execution, by the appropriate City Officials, of the attached Rooftop Access Agreement between the North Beach Condominium Association, Inc. and the City of Hollywood together with such non material changes as may subsequently be agreed to by the City Manager and approved as to form and legality by the City Attorney.

RESOLUTION AUTHORIZING THE EXECUTION OF THE ATTACHED ROOFTOP ACCESS AGREEMENT WITH NORTH BEACH CONDOMINIUM ASSOCIATION, INC.

Section 2: That this resolution shall be in full force and effect immediately upon its passage and adoption.

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

\_\_\_\_\_  
PETER BOBER, MAYOR

ATTEST:

\_\_\_\_\_  
PATRICIA A. CERNY, MMC  
CITY CLERK

APPROVED AS TO FORM AND LEGALITY  
for the use and reliance of the  
City of Hollywood, Florida, only.

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JEFFREY P. SHEFFEL, CITY ATTORNEY