

**RESOLUTION OF
THE DOWNTOWN MOBILITY AUTHORITY
(ARCHITECTURAL SERVICES – ORPHEUM LOT)**

WHEREAS, this Corporation has previously found that it is in its best interest to determine the potential design of a parking garage, including commercial, retail, parking and other multi-mobile uses on the parking lot located at Peabody Place Avenue and Front Street currently owned by the City of Memphis (the “Orpheum Lot”);

WHEREAS, through an RFQ, the Corporation’s staff identified LRK, Inc. (the “Architect”) as the preferred firm to provide the conceptual design service in connection with such proposed garage (the “Design Services”) and engaged the Architect to provide such services;

WHEREAS, it is proposed that this Corporation engage the Architect in connection with the preparation of the construction documents and other architectural services for the development of such garage based on the Conceptual Design (the “Architectural Services”);

WHEREAS, the Corporation’s staff has recommended that the Corporation conduct the Architectural Services with a budget not to exceed \$500,000; and

WHEREAS, the Corporation’s staff has recommended that the Corporation engage the Architect to conduct the Architectural Services on behalf of the Corporation pursuant to an AIA architectural agreement or other agreement reasonably acceptable to the Architect and this Corporation’s staff (the “Architectural Services Agreement”);

NOW, THEREFORE, BE IT RESOLVED by this Board of Directors as follows:

1. The Architectural Services, with a cost not to exceed \$500,000, are hereby authorized and approved in all respects.
2. This Corporation hereby authorizes and approves the execution by its President or any of its other officers and the delivery of the Architectural Services Agreement in the form thereof approved by the President or other officer of this Corporation executing the same, with such execution to constitute conclusive evidence of such officer’s approval and this Corporation’s approval of the form, terms and provisions thereof.
3. Each of the officers of this Corporation be, and hereby is, authorized and directed to do any and all other acts, including without limitation, the execution and delivery of any of the documents necessary and desirable to make effective these Resolutions, and the execution, delivery and performance thereof by such officer or officers of this Corporation shall be deemed to be conclusive evidence of the approval by this Corporation to the terms and conditions and appropriateness thereof.
4. All actions taken by the officers of this Corporation, acting jointly or severally, relating to the Architectural Services are hereby ratified.

5. All prior resolutions of this Board of Directors or any parts thereof in conflict with any or all of this Resolution are hereby repealed to the extent of such conflict but are otherwise ratified and approved.

6. The Secretary or any other officer of this Corporation is hereby authorized to certify to the due adoption of this Resolution and to provide certified copies of this Resolution and any other Resolutions to any party in connection with the transactions contemplated by this Resolution and to attest the execution of any document or instrument by any other officer on behalf of this Corporation.

Adopted this 22nd day of September, 2020.

DOWNTOWN MOBILITY AUTHORITY

By: _____
Its: _____