

PROPOSED RESOLUTION NO. 2019-R-35

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE FIRST AMENDMENT TO AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES PROVIDING FOR DISBURSEMENT OF HOME PROGRAM FUNDS FOR HOUSING REHABILITATION PROGRAM – MINOR HOME REPAIR PROGRAM FY 2016-2017 FUNDING IN THE AMOUNT OF \$198,559; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE FIRST AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Pembroke Pines (“City”) and Broward County (“County”) are members of the Broward County HOME Consortium (“Consortium”), and are subject to the terms and conditions of the HOME Investment Partnership Program Consortium Cooperation Agreement (“HOME Agreement”) entered into by the City and the County on June 9, 2009; and,

WHEREAS, in its representative capacity for members of the Consortium to the Department of Housing and Urban Development (“HUD”), the County is the recipient of HOME funds from HUD, and has allocated these funds to various municipalities within the County, including the City; and,

WHEREAS, the City receives annual allocation of federal HOME funding to address priority housing needs; and,

WHEREAS, the City Commission of the City of Pembroke Pines approved the original 2016-2017 Home Agreement at its June 20, 2018 meeting in Resolution 3611; and,

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RESOLUTION NO. _____

WHEREAS, the proposed First Amendment to the City's FY 2016-2017 provides for a 12-month extension necessary to close out home repair projects allocated to this program year and obtain reimbursement from the County. The proposed First Amendment under consideration this evening will extend the program to June 30, 2020; and,

WHEREAS, the County requires the City to amend the HOME Agreement in order to permit the twelve (12) month extension; and,

WHEREAS, no changes to the previously approved budget or scope of work are being proposed as part of this First Amendment; and,

WHEREAS, the City administration recommends approving proposed Resolution 2019-R-35; and,

WHEREAS, the City Commission of the City of Pembroke Pines finds it to be in the best interest of the citizens and residents of the City of Pembroke Pines to enter into a First Amendment to the HOME Agreement to provide for additional time to complete the projects associated with the HOME Agreement, a copy of which is attached hereto as Exhibit "A".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THAT:

Section 1. The foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Resolution. All exhibits attached hereto are incorporated herein and made a specific part of this Resolution.

PROPOSED RESOLUTION NO. 2019-R-35

RESOLUTION NO. _____

Section 2. The City Commission of the City of Pembroke Pines hereby approves and further authorizes the appropriate City officials to execute the First Amendment to the HOME Agreement between the City and County Providing for Disbursement of HOME Program Funds for Housing Rehabilitation Program – Minor Home Repair Program FY 2016-2017 Funding in the Amount of \$198,559, a copy of which is attached hereto as Exhibit "A".

Section 3. All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

Section 4. If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

Section 5. This Resolution shall become effective immediately upon its passage and adoption.

[THIS SECTION INTENTIONALLY LEFT BLANK]

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**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
PEMBROKE PINES, FLORIDA, THIS _____ DAY OF _____,
2019.**

CITY OF PEMBROKE PINES, FLORIDA

ATTEST: BY: _____
MAYOR FRANK C. ORTIS

MARLENE GRAHAM, CITY CLERK
ORTIS _____

CASTILLO _____

GOOD _____

APPROVED AS TO FORM:
SCHWARTZ _____

OFFICE OF THE CITY ATTORNEY
SIPLE _____