

PROPOSED RESOLUTION NO. 2018-R-35

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING THE SECOND AMENDMENT TO AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES PROVIDING FOR DISBUSEMENT OF HOME PROGRAM FUNDS FOR HOUSING REHABILITATION PROGRAM – MINOR HOME REPAIR PROGRAM FY 2015 FUNDING IN THE AMOUNT OF \$159,691; AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE SECOND AMENDMENT; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND 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 and Broward County entered into an Agreement dated May 31, 2016, providing funding in FY 2015 for HOME Program Funds for Housing Rehabilitation Program – Minor Home Repair Program in the amount of \$159,691 (the “Agreement”); and

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WHEREAS, the City and Broward County previously entered into a First Amendment to the Agreement to extend the dates for completion of the projects associated with the Agreement through 2018; and

WHEREAS, the City and Broward County desire to extend the date for the completion of projects associated with the Agreement through 2019; and

WHEREAS, the City Commission finds it to be in the best interest of the citizens and residents of the City of Pembroke Pines to enter into a Second Amendment to the Agreement to provide for additional time to complete the projects associated with the 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:

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.

SECTION 2: The City Commission of the City of Pembroke Pines ("City") approves and further authorizes the appropriate City officials to execute the Second 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 2015 Funding in the Amount of \$159,691, a copy of which is attached hereto as Exhibit "A".

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SECTION 3: All Resolutions or parts of Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 4: If any clause, section, other part or application of this Resolution is held by any court of competent jurisdiction to be unconstitutional or invalid, in part or application, it shall not affect the validity of the remaining portions or applications of this Resolution.

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

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF
PEMBROKE PINES, FLORIDA THIS _____ DAY OF _____, 2018.**

CITY OF PEMBROKE PINES, FLORIDA

ATTEST:

MARLENE GRAHAM, CITY CLERK

By: _____

MAYOR FRANK C. ORTIS

ORTIS _____

CASTILLO _____

GOOD _____

APPROVED AS TO FORM:

SCHWARTZ _____

SIPLE _____

OFFICE OF THE CITY ATTORNEY