

**PROPOSED RESOLUTION NO. 2021-R-57**

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

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE A REINSTATEMENT AND FIRST AMENDMENT BETWEEN BROWARD COUNTY AND THE CITY OF PEMBROKE PINES PROVIDING FOR DISBURSEMENT OF HOME PROGRAM FUNDS FOR THE HOMEBUYER ASSISTANCE PROGRAM AND EXTENDING THE TERM OF THE AGREEMENT; 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**, on February 21, 2020, the City and the County entered into an Agreement Providing for Disbursement of HOME Program Funds for Homebuyer Purchase Assistance Program for Fiscal Year 2019 – 2020 ("Agreement").

**WHEREAS**, the Agreement expired on September 30, 2021, and City has requested, and County has agreed, that the Agreement be reinstated and the term of the Agreement be extended to September 30, 2022, and the Parties now desire to enter into this Reinstatement and First Amendment to extend the term of the Agreement.

**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

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enter into the Reinstatement and First Amendment to the HOME Agreement to reinstate the previously expired agreement with the County.

**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.

**Section 2.** The City Commission of the City of Pembroke Pines hereby approves and authorizes the appropriate City officials to execute the Reinstatement and First Amendment to the HOME Agreement between the City and County 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**Section 3.** All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.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.

**PASSED AND ADOPTED BY THE CITY COMMISSION OF THE CITY OF PEMBROKE PINES, FLORIDA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2021.**

**CITY OF PEMBROKE PINES, FLORIDA**

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ATTEST:

BY: \_\_\_\_\_

MAYOR FRANK C. ORTIS

\_\_\_\_\_  
MARLENE GRAHAM, CITY CLERK

ORTIS \_\_\_\_\_

GOOD \_\_\_\_\_

SCHWARTZ \_\_\_\_\_

APPROVED AS TO FORM:

CASTILLO \_\_\_\_\_

\_\_\_\_\_  
OFFICE OF THE CITY ATTORNEY

SIPLE \_\_\_\_\_