

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42

RESOLUTION NO. R-2022-164

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA, APPROVING AND AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE THE FIRST AMENDMENT TO PURCHASE AND SALE AGREEMENT BETWEEN THE CITY OF OAKLAND PARK AND HORIZON OAKLAND PARK, LLC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Commission deems it to be in the best interests of the City to approve and authorize the appropriate city officials to execute the First Amendment to Purchase and Sale Agreement between the City of Oakland Park and Horizon Oakland Park, LLC.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF OAKLAND PARK, FLORIDA THAT:

SECTION 1. The foregoing "WHEREAS" clause is true and correct and hereby ratified and confirmed by the City Commission. All exhibits attached hereto are hereby incorporated herein.

SECTION 2. The City Commission of the City of Oakland Park, Florida, hereby approves and authorizes the appropriate City officials to execute the First Amendment to Purchase and Sale Agreement between the City of Oakland Park and Horizon Oakland Park, LLC. The First Amendment is attached hereto as Exhibit "A".

SECTION 3. The appropriate City officials are authorized and directed to execute the necessary documents to comply with this Resolution.

SECTION 4. All Resolutions or parts of Resolutions in conflict herewith, be and the same are repealed to the extent of such conflict.

SECTION 5. If any clause, section or other part of this Resolution shall be held by any court of competent jurisdiction to be unconstitutional or invalid, such unconstitutional or invalid part shall be considered eliminated and will in no way affect the validity of the other provisions of this Resolution.

SECTION 6. This Resolution shall become effective immediately upon its passage and adoption.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

ADOPTED by the City Commission of the City of Oakland Park, Florida this 30th
day of November 2022.

CITY OF OAKLAND PARK, FLORIDA


MAYOR AISHA GORDON

M. ROSENWALD	<u>YES</u>
M. SPARKS	<u>ABSENT</u>
T. LONERGAN	<u>YES</u>
S. ARNST	<u>YES</u>
A. GORDON	<u>YES</u>

ATTEST:


RENEE M. SHROUT, CMC
CITY CLERK

FIRST AMENDMENT
TO PURCHASE AND SALE
AGREEMENT

WHEREAS, the **City of Oakland Park, a Florida municipal corporation** (the "Seller") and **Horizon Oakland Park, LLC, a Florida limited liability company** ("Purchaser") entered into that certain Purchase and Sale Agreement dated August 3, 2022 (the "Original Agreement") concerning 4.072 acres of real property located in Oakland Park, Broward County, Florida and further described in the Original Agreement (the "Property"); and

WHEREAS, the Purchaser has requested an extension the Inspection Period under the Original Agreement for additional time to evaluate certain title objections raised pursuant to the Title Commitment dated August 11, 2022 for the Property; and

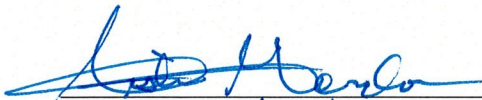
WHEREAS, the Seller has agreed to the extension requested by the Purchaser; and

NOW THEREFORE, Seller and Purchaser agree as follows:

1. The Whereas clauses are hereby ratified and confirmed.
2. The Inspection Period as defined under Section 1.23 of the Original Agreement is hereby extended up to and including December 20, 2022, after which date the Inspection Period shall expire.
3. All other terms and provisions of the Original Agreement not otherwise modified by this First Amendment are hereby ratified and confirmed, and shall remain in full force and effect.
4. In the event of any inconsistencies between this First Amendment and the Original Agreement, the provisions contained in this First Amendment shall prevail. In any other respects, the Original Agreement remains unchanged. All capitalized terms used but not defined herein shall have the meaning assigned in the Original Agreement.

SELLER:


City of Oakland Park


By: Aisha Gordon
Title: Mayor

Signed on November 30, 2022

PURCHASER:

Horizon Oakland Park, LLC, a Florida
Limited liability company


By: Arthur Falcone
Title: Manager

Signed on November 29th, 2022