

SECOND 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 Seller and Purchaser entered into that certain First Amendment to the Original Agreement dated November 30, 2022 in order to extend the Inspection Period up to and including December 20, 2022 (“First Amendment”); and

WHEREAS, the Purchaser and Seller mutually agree that additional time is warranted to allow for an examination of outstanding issues related to the status of title; and

WHEREAS, the Seller and Purchaser have agreed to the extensions, provided herein; 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, as amended is hereby extended up to and including February 18, 2023, after which date the Inspection Period shall expire.
3. The Seller’s title cure period under Section 11.1(b) including the Cure Notice under Section 11.1(c) of the Original Agreement are hereby extended up to and including February 18, 2023.
4. All other terms and provisions of the First Amendment and Original Agreement not otherwise modified by this Second Amendment are hereby ratified and confirmed, and shall remain in full force and effect.
5. In the event of any inconsistencies between this Second Amendment, the First Amendment, and the Original Agreement, the provisions contained in this Second Amendment shall prevail. In any other respects, the Original Agreement and First Amendment remain unchanged. All capitalized terms used but not defined herein shall have the meaning assigned in the Original Agreement.

SELLER:

City of Oakland Park

By: _____
Title: _____

Signed on _____, 2022

PURCHASER:

Horizon Oakland Park, LLC, a Florida
Limited liability company

By: _____
Title: _____

Signed on _____, 2022