

## **CONTINUATION OF SUMMARY EXPLANATION AND BACKGROUND**

Thereafter and during its Inspection Period, Lennar Homes, LLC communicated to SBBC's cadre attorney working on the Elementary D-1 School Site land transaction, the potential challenges it may face from the Hawks Landing Property Owners Association, and the Hawks Landing community (Hawks Landing) regarding Lennar Homes, LLC proposed residential development. As evidence of this potential challenge, Lennar Homes, LLC provided the attached May 22, 2019 letter, which the Hawks Landing Property Owners Association wrote to the Mayor of Plantation opposing Lennar Homes, LLC proposed residential development.

Due to the looming challenges, Lennar Homes, LLC is seeking a First Amendment to the Agreement of Sale and Purchase (First Amendment). If approved by SBBC this First Amendment would amend language in the Agreement to state that in the case of a challenge or appeal by a third party, dates in the Agreement would be automatically extended until such challenge or appeal is adjudicated and resolved; and all associated litigation costs would be at the sole expense of Lennar Homes, LLC. Also, Lennar Homes, LLC agrees to indemnify, hold harmless and defend, SBBC against any future litigation.

This First Amendment has been reviewed and approved as to form and legal content by a District Cadre Attorney and the Office of the General Counsel.