

RESOLUTION 23-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT WITH ST. LUCIE COUNTY FOR INTERSECTION IMPROVEMENTS AT PEACOCK BOULEVARD AND ST. LUCIE WEST BOULEVARD; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie (“City”) and St. Lucie County (“County”), pursuant to Section 163.01, Florida Statutes, known as the “Florida Interlocal Cooperation Act of 1969” which authorizes local governmental units to make the most efficient use of their powers by enabling them to cooperate with each other on a basis of mutual advantage, desire to enter into the Peacock Boulevard/St. Lucie West Boulevard Intersection Improvements Interlocal Agreement (“Interlocal Agreement”) which attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, the County agrees to contribute One Million Five Hundred Thousand Dollars (\$1,500,000.00) towards the Construction Project by utilizing impact fees collected by the City and remitted to the County in accordance with the April 19, 2022 Interlocal Agreement (“Interlocal Agreement”) recorded in Book 4821, Page 1729, of the Public Records of St. Lucie County, Florida; and

WHEREAS, the City agrees to perform the procurement, design and construction of the Construction Project; and

WHEREAS, the funds provided by the County shall only be used towards the construction aspect of the Construction Project; and

WHEREAS, coordination of the Construction Project between the City and County will minimize impacts to residents and will serve a public purpose; and

WHEREAS, County and City agree to cooperate in an economic, timely and efficient manner

WHEREAS, the City Council hereby authorizes the Mayor and City Manager, or their designees, to execute the Interlocal Agreement and to take any such other actions as are reasonably necessary to accomplish the purposes set forth in the Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF PORT ST. LUCIE, FLORIDA:

Section 1. Ratification of Recitals. The foregoing recitals are hereby ratified and confirmed as true and correct and are hereby made a part of this Resolution.

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Section 2. Implementation. That the Mayor and City Manager, or their designees, are hereby authorized to execute the Interlocal Agreement, in substantially the same form as attached hereto as Exhibit “A” and to execute any other documents and take such actions as are reasonably necessary to fully accomplish the purposes set forth in the Interlocal Agreement.

Section 3. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith this Resolution shall control to the extent of the conflicting provisions.

Section 4. Severability. The provisions of this Resolution are intended to be severable. If any provision of this Resolution is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Resolution shall remain in full force and effect.

Section 5. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this ____ day of _____, 2023.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney