

RESOLUTION 24-R\_\_

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE THE UTILITY EASEMENT AGREEMENT WITH MIDWAY GLADES DEVELOPERS, LLC FOR THE PROPERTY LYING IN SECTIONS THREE AND TEN, TOWNSHIP 36 SOUTH, RANGE 39 EAST KNOWN AS “WYLDER” FOR THE BENEFIT OF THE UTILITY SYSTEMS DEPARTMENT FOR ACCESS TO FLORIDAN WELL SITES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, Midway Glades Developers, LLC, a Delaware limited liability company (“Developer”) owns the real property known as “Wylder” located in Tract A2 of LTC Ranch in Port St. Lucie, St. Lucie County, Florida (“Property”); and

**WHEREAS**, the Developer agrees to convey the City of Port St. Lucie an easement for vehicle and pedestrian access to the City’s Floridan well sites located within the Property; and

**WHEREAS**, the Developer and the City desire to enter into the Utility Easement Agreement (“Agreement”) in substantially the form attached hereto and incorporated herein by reference as Exhibit “A”; and

**WHEREAS**, the City Council hereby determines that the parties may enter into the Agreement as it serves a public purpose,

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

Section 1. Ratification of Recitals. The City Council hereby adopts and ratifies those matters set forth in the foregoing recitals.

Section 2. Authorization. The City Council of the City of Port St. Lucie, Florida hereby authorizes the City Manager to execute the Agreement.

Section 3. Conflict. If any Resolution, or parts of any Resolution, 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 part of this Resolution is determined to be void or is held to be illegal, invalid, or unconstitutional by a Court of competent jurisdiction, then the remainder of this Resolution shall remain in full force and effect and this Resolution shall nevertheless stand and be construed as if the illegal or invalid part or portion had not been included herein.

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

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**PASSED AND ADOPTED** by the City Council of the City of Port St. Lucie, Florida, this  
\_\_\_\_ day of \_\_\_\_\_ 2024.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

By: \_\_\_\_\_  
Shannon M. Martin, Mayor

ATTEST:

\_\_\_\_\_  
Sally Walsh, City Clerk

APPROVED AS TO FORM:

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Richard Berrios, City Attorney