

RESOLUTION 24-R\_\_

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE FINAL ACCEPTANCE OF PUBLIC ROADWAY IMPROVEMENTS FOR BECKER ROAD AT WILSON GROVE PHASE 2 (P23-067), CONSTRUCTED BY ACR ACQUISITION, LLC; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, ACR Acquisition, LLC, a Florida limited liability company (hereinafter, “ACR”), an affiliated entity of the Developer for the Wilson Grove DRI, has completed the construction of certain public roadway improvements, specifically Becker Road at Wilson Grove Phase 2, the plat and construction plans (P23-067) for which have been previously approved on January 1, 2024, by the City Council of the City of Port St. Lucie via Resolution 24-R04; and

**WHEREAS**, the plat of Becker Road at Wilson Grove was recorded on January 17, 2024, in Plat Book 121, at Pages 7-13, of the Public Records of St. Lucie County, Florida; and

**WHEREAS**, the public improvements constructed by ACR for Becker Road consist of two lanes, with landscaping, from just west of N/S A intersection to the Range Line Road intersection, together with the installation of sidewalk and drainage improvements that will support the ultimate design for the roadway’s future buildout (the “Road Improvements”); and

**WHEREAS**, the Road Improvements have been completed in substantial conformance with the approved plans and the delivery of a Bill of Sale from ACR to the City of Port St. Lucie (“City”) shall serve to transfer the public roadway improvements located within the constructed portion of the Becker Road right-of-way; and

**WHEREAS**, pursuant to and in accordance with Section 156.150 of the City Code of Ordinances, ACR has formally requested that the City accept the Road Improvements; and

**WHEREAS**, the City Engineer has caused the Road Improvements to be inspected and recommends that the City accept the Road Improvements; and

**WHEREAS**, the purpose of this Resolution is to accept the ownership and maintenance responsibility of the completed Road Improvements and obtain documentation relating to said turnover, including but not to, warranties and a maintenance bond.

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

**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.

**Section 2. Authorization.** The City Council of the City of Port St. Lucie hereby authorizes the final acceptance of the completed construction of the Becker Road at Wilson Grove Phase 2

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public roadway improvements dedicated to the City so as to place said improvements under the ownership and maintenance obligation of the City.

Section 3. Conflict. If any resolutions 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 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 upon the CAO and Public Works determining that an issue relating to the Maintenance Bonds for Phase 1 and Phase 2 of Becker Road have been resolved to the satisfaction of Public Works and the CAO.

**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