

RESOLUTION 21-R

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE ACQUISITION OF REAL PROPERTY DESCRIBED AS THE NORTH 110 FEET OF THE NORTH HALF OF LOT 5, BLOCK 3 OF SECTION 2, TOWNSHIP 37 SOUTH, RANGE 40 EAST, PLAT NO. 1 SAINT LUCIE GARDENS, RECORDED IN PLAT BOOK 1, PAGE 35 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, FOR THE PURPOSE OF PROVIDING ADDITIONAL CONNECTIVITY TO THE NORTH FORK OF THE ST. LUCIE RIVER AS WELL AS ADDITIONAL TRAIL CONNECTIONS WITHIN THE PORT DISTRICT; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO TAKE ANY AND ALL APPROPRIATE ACTIONS TO ACQUIRE THE SUBJECT PROPERTY IN FEE SIMPLE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City’s Community Redevelopment Agency (“CRA”) has recommended the acquisition of real property described as the North 110 feet of the North Half of Lot 5, Block 3 of Section 2, Township 37 South, Range 40 East, Plat No. 1 SAINT LUCIE GARDENS, according to the Plat thereof, recorded in Plat Book 1, Page 35 of the Public Records of St. Lucie County, Florida (the “Subject Property”), to the City Council of the City of Port St. Lucie, for execution of projects related the Port District Master Plan (hereinafter “Project”), and

WHEREAS, acquisition of the Subject Property will allow for additional connectivity to the North Fork of the St. Lucie River as well as additional trail connections within the Project; and

WHEREAS, the Project is identified within the City’s Ten-Year Parks and Recreation Master Plan; and

WHEREAS, the Project is an integral and necessary component of the City’s Strategic Plan of promoting culture, nature, and fun activities; and

WHEREAS, the Project is a public necessity and constitutes a public purpose for which public funds may be expended; and

WHERE, the owner of the Subject Property has agreed to sell the Subject Property to the City pursuant to the terms and conditions set forth in the Vacant Land Contract and Addendum (“Contract”), attached hereto and incorporated herein as Exhibit “A”; and

WHEREAS, after considering the factors set forth above, this City Council has determined that the fee simple acquisition of the Subject Property for additional connectivity and trail connections within the Project is in the best interest of the City; and

WHEREAS, the City Manager, or his designee, are authorized to take any and all appropriate actions, including executing the Contract, to accomplish the acquisition of the Subject Property in fee simple on behalf of the City of Port St. Lucie, Florida.

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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.

Section 2. Implementation. The City Manager, or his designee, are hereby authorized and directed to proceed to take any and all necessary actions, including executing the Contract, for the City of Port St. Lucie to acquire, in its own name, by purchase, fee simple title tot the Subject Property and are further authorized to prepare and execute all papers and other instruments required for that purpose.

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 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 immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of Port St. Lucie, Florida, this _____ day of _____, 2021.

CITY COUNCIL
CITY OF PORT ST. LUCIE

ATTEST:

Sally Walsh, City Clerk

By: _____
Shannon M. Martin, Vice Mayor

APPROVED AS TO FORM:

James D. Stokes, City Attorney