

RESOLUTION 25-R\_\_

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE MAYOR TO ENTER INTO A MAINTENANCE AGREEMENT BETWEEN RIVERLAND COMMUNITY ASSOCIATION, INC., AND THE CITY OF PORT ST. LUCIE TO MAINTAIN LANDSCAPING, IRRIGATION, HARDSCAPE, AND NON-REGULATORY SIGNAGE LYING WITHIN CERTAIN ARTERIAL AND COLLECTOR ROAD RIGHT-OF-WAY; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, the Riverland Community Association, Inc. (“Riverland”) is a Florida not for profit corporation; and

**WHEREAS**, among the components of the right-of-way are Landscaping, Hardscape Improvements, and Non-Regulatory Signs (“Right-of-Way Amenities”) constructed or installed within the public road rights-of-way of certain arterial and collector roadway segments that are under the jurisdiction of the City and are located near the Riverland development, as such rights-of-way are identified in this Agreement (collectively, the “Enhanced Rights-of-Way”); and

**WHEREAS**, the Riverland developer has requested, or in the future may request additional right-or-way, that the City accept arterial and collector roadway segments within certain of the Enhanced Rights-of-Way (each a “Roadway Segment”), subject to securing final approval and acceptance in accordance with the provisions of Section 156.148 of the Code of Ordinances of the City (following such approval, each an “Accepted Roadway Segment”), and Riverland and the City anticipate that such approval and acceptance may be on a segment-by-segment basis; and

**WHEREAS**, Riverland has determined that it would be in the best interest of their development and all landowners within the community for the Right-of-Way Amenities lying within each of the Enhanced Rights-of-Way to be maintained according to the enhanced maintenance standards established for the Development and as generally described in the Agreement, and at a level of service greater than that customarily provided by the City, upon acceptance by the City of the corresponding Roadway Segment; and

**WHEREAS**, upon approval and acceptance of each Accepted Roadway Segment listed within the Agreement, the City will own the Accepted Roadway Segments, including all Right-of-Way Amenities within such segments, and Riverland and the City recognize the need for an Agreement designating and setting forth the responsibilities of each party regarding maintenance of the Right-of-Way Amenities lying within the Enhanced Rights-of-Way for Accepted Roadway Segments following such approval and acceptance; and

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**WHEREAS**, in accordance with the Maintenance Agreement, Riverland will have the ability to maintain, and desires to assume the City's responsibilities for maintenance of, the Right-of-Way Amenities lying within the Enhanced Rights-of-Way for Accepted Roadway Segments; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Port St. Lucie, Florida, as follows:

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

Section 2. The City Council of the City of Port St. Lucie, Florida, hereby authorizes the Mayor to enter into and execute the Maintenance Agreement with the Riverland Community Association, Inc., in substantially the same form that is attached hereto and incorporated herein as Exhibit "A" to this Resolution, and such other documents necessary to implement the terms of said Agreement.

Section 3. The City Clerk is hereby directed to send a certified copy of this Resolution to Riverland Community Association, Inc., c/o President, 1600 Sawgrass Corporation, Suite 400, Sunrise, Florida 33323, and all other persons as directed by the City Council.

Section 4. 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 5. 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 6. 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 \_\_\_\_\_, 2025.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

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

ATTEST:

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Sally Walsh, City Clerk

APPROVED AS TO FORM:

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Richard Berrios, City Attorney