

RESOLUTION 26-R\_\_

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING SECOND AMENDMENT TO AGREEMENT FOR CONSTRUCTION OF PARK AND RECREATIONAL FACILITIES FOR REGIONAL PARK AND PARK IMPACT FEE CREDITS; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, the City and Mattamy Palm Beach, LLC (“Mattamy”) entered into the Agreement for the Construction of Park and Recreational Facilities for Regional Park and Park Impact Fee Credits on May 21, 2024, and the first amendment thereto on December 1, 2025 (the “Agreement”); and

**WHEREAS**, Section C.2 of the Agreement requires Final Completion of the Park Improvements within twenty-four (24) months of the Effective Date, which is May 21, 2026 (“Outside Completion Date”).

**WHEREAS**, the City desires to enter the attached Second Amendment for Construction of Park and Recreational Facilities for Regional Park and Park Impact Fee Credits (“Amendment”); and

**WHEREAS**, the parties desire to extend the Outside Completion Date in the Agreement by approximately three (3) months to September 1, 2026, in order to provide more time to true-up payment and reimbursement between the parties and come forward with an additional Amendment to the Agreement to memorialize said true-up; and

**WHEREAS**, the terms of the Amendment are set forth as attached hereto as **Exhibit “A”**; and

**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, or the Mayor, or her designee, are hereby authorized and directed to proceed to execute the

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Amendment in substantially the same form as attached hereto as **Exhibit “A”** and take any and all necessary actions to implement the Amendment.

Section 3. Amendment. 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 \_\_\_\_\_, 2026.

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