

RESOLUTION 25-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, APPROVING THE THIRD AMENDMENT TO CITY OF PORT ST. LUCIE IMPACT FEE AGREEMENT BETWEEN CITY OF PORT ST. LUCIE, ACCEL INTERNATIONAL HOLDINGS, INC., AND ACCEL FLORIDA, LLC; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie, a Florida municipal corporation (the “City”), Accel International Holdings, Inc. a Florida corporation (the “Company”), and Accel Florida, LLC, a Florida limited liability company (the “Owner/Landlord”) previously entered into an Impact Fee Mitigation Agreement; and

WHEREAS, the Company’s manufacturing facility was located on a forty (40) acre parcel; and

WHEREAS, the forty (40) acres was subdivided to facilitate the sale of a portion of the forty (40) acres from Accel Florida, LLC to Project King; and

WHEREAS, pursuant to impact fees waived by the City, the City holds a lien on the property and such lien now secures less property, from forty (40) acres to 16.96 acres; and

WHEREAS, the parties seek a modification to the site’s legal description as referenced Exhibit B; and

WHEREAS, the City desires to accept the terms and conditions of the requested third amendment (“Amended Agreement”).

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. Approval. The City Council authorizes the Mayor or her designee, or the City Manager or his designee, to enter into, execute and deliver the Third Amended Agreement in substantially the same form that is attached hereto and incorporated herein as **Exhibit “A”**, and such other documents necessary to implement the terms and conditions of said Amended Agreement.

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

RESOLUTION 25-R__

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 _____, 2025.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Shannon M. Martin, Mayor

ATTEST:

Sally Walsh, City Clerk

APPROVED AS TO FORM:

Richard Berrios, City Attorney