

RESOLUTION 20-R__

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE ACQUISITION OF REAL PROPERTY DESCRIBED AS LOTS 20 AND 21, BLOCK 2060, PORT ST LUCIE SECTION TWENTY-ONE, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 13, PAGES 27, 27A THROUGH 27F INCLUSIVE, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, NECESSARY FOR THE PURPOSE OF MAINTAINING THE INTERSECTION SIGHT DISTANCE AT THE INTERSECTION OF PORT ST. LUCIE BOULEVARD AND MCCOMB AVENUE, 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 State of Florida Department of Transportation (FDOT) is designing, and constructing the Port St. Lucie Boulevard improvements from Paar Drive to Darwin Boulevard (Project) on behalf of the City of Port St. Lucie, Florida (City); and

WHEREAS, the design plans have identified the intersection sight distance clear zone at the southeast corner of Port St. Lucie Boulevard and McComb Avenue needs to be maintained for un-obstructed view of the northbound approach to said intersection from McComb Avenue; and

WHEREAS, FDOT has completed right-of-way acquisition for the project; and

WHEREAS, the design plan proposes to post a reduced speed limit (30 mph) on the northbound approach to the Port St. Lucie Boulevard/McComb Avenue intersection to meet the 355-foot intersection sight distance that will be required for a 30-mph posted speed limit; and

WHEREAS, the Port St. Lucie Boulevard corridor will be posted at 45 mph; and

WHEREAS, the City of Port St. Lucie's Public Works Department recommends the acquisition of the real property described as Lots 20 and 21, Block 2060, Port St. Lucie Section Twenty-One, according to the plat thereof, as recorded in Plat Book 13, Pages 27, 27A through 27F inclusive, of the Public Records of St. Lucie County, Florida to maintain 530-foot of intersection sight distance for a 45-mph posted speed limit; and

WHEREAS, the owner of the subject real property has agreed to sell the property to the City pursuant to the terms and conditions set forth in the "Vacant Land Contract", attached hereto as Exhibit "A" and incorporated herein by reference; and

WHEREAS, the City Manager, or his designee, is authorized to take any and all appropriate action, to proceed with the purchase under the "Vacant Land Contract" and to accomplish the acquisition of the subject parcel 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. Conflict. If any resolutions, or parts of resolutions, are in conflict herewith, this Resolution shall control to the extent of the conflicting provisions.

Section 3. 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 4. 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 _____, 2020.

CITY COUNCIL
CITY OF PORT ST. LUCIE

By: _____
Gregory J. Oravec, Mayor

ATTEST:

Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

James D. Stokes, City Attorney