

RESOLUTION 24-R

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE ACQUISITION OF REAL PROPERTY DESCRIBED LOT 29, BLOCK 1379, PORT ST. LUCIE SECTION FOURTEEN, AS RECORDED IN PLAT BOOK 13, PAGE 5, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, FOR STORMWATER MANAGEMENT PURPOSES; AND AUTHORIZING THE CITY MANAGER, OR HIS DESIGNEE, TO TAKE ANY AND ALL APPROPRIATE ACTION TO ACQUIRE THE SUBJECT PROPERTY IN FEE SIMPLE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie's Public Works Department has recommended the acquisition of real property described as Lot 29, Block 1379, Port St. Lucie Section Fourteen, as recorded in Plat Book 13, Page 5, of the Public Records of St. Lucie County, Florida, for stormwater management purposes; and

WHEREAS, access to the City of Port St. Lucie's ("City") stormwater network has become increasingly challenging due to the limited number access points from privately owned properties located along and adjoining critical stormwater facilities; and

WHEREAS, acquisition of the subject property will allow the City to access a critical stormwater facility that manages flood control for residential properties; and

WHEREAS, acquisition of the subject property will be beneficial to the City's stormwater management program; and

WHEREAS, after considering the factors set forth above, this City Council has determined that the fee simple acquisition of the subject property is a public necessity and constitutes a public purpose for which public funds may be expended; and

WHEREAS, the City Manager, or his designee, are hereby authorized to take any and all appropriate action, including executing and entering into the Vacant Land Contract in substantially the same form as attached hereto and incorporated herein as Exhibit "A", and to accomplish the acquisition of the subject property in fee simple on behalf of the City of Port St. Lucie, Florida.

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 Vacant Land Contract, for the City of Port St. Lucie to acquire, in its own name, by purchase, the real property described above and execute all papers and other instruments required for that purpose.

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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 _____, 2024.

CITY COUNCIL
CITY OF PORT ST. LUCIE

ATTEST:

Sally Walsh, City Clerk

By: _____
Shannon Martin, Mayor

APPROVED AS TO FORM:

Richard Berrios, City Attorney