

ORDINANCE 26-__

AN ORDINANCE OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CONVEYANCE OF REAL PROPERTY LYING IN SECTION SIX, TOWNSHIP 36 SOUTH, RANGE 40 EAST, TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE CONSTRUCTION OF AN INTERCHANGE RAMP AT MIDWAY ROAD AND THE TURNPIKE AND PURSUANT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE FLORIDA DEPARTMENT OF TRANSPORTATION AND THE CITY OF PORT ST. LUCIE; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Port St. Lucie (“City”) is the owner in fee simple of real property lying in Section Six, Township 36 South, Range 40 East (the “City Land”) and more particularly described in the Quit Claim Deed (the “Deed”) which is attached as Exhibit “F” to the Memorandum of Agreement between the Florida Department of Transportation (“Department”) and the City, which attached hereto as Exhibit “A” (the “Agreement”); and

WHEREAS, the Department’s Five-Year Adopted Work Program includes a project to construct a partial interchange to connect Midway Road and the Florida’s Turnpike (SR 91) in the City (the “Project”); and

WHEREAS, to ensure the most effective utilization of public resources and to facilitate the construction of the Project, the City’s Public Works Department recommends the conveyance of the City Land to the Department; and

WHEREAS, in exchange for the conveyance of the City Land, the Department has agreed to perform certain drainage work as well as include project enhancements that create a gateway into the City (“Department Work”); and

WHEREAS, in an effort to cooperate and coordinate resources to minimize the costs of construction, maintenance, and other Project-related matters, the parties have negotiated the Agreement setting forth the rights and responsibilities of the parties pertaining to the City Land, the Department Work, and the Project; and

WHEREAS, after considering the factors set forth herein, the City Council has determined that conveyance of the City Land to the Department pursuant to the terms of the Agreement serves a public purpose and hereby authorizes the Mayor, or her designee, to execute and enter into the Agreement in substantially the same form as attached hereto as Exhibit “A” as well as execute and deliver the Deed to the Department.

NOW, THEREFORE, THE CITY OF PORT ST. LUCIE HEREBY ORDAINS:

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 Ordinance.

Section 2. Authorization. The City Council of the City of Port St. Lucie hereby authorizes the conveyance of the City Land to the Florida Department of Transportation pursuant to the terms of the Agreement and authorizes the Mayor, or her designee, to execute the Deed in substantially the same form as attached as Exhibit “F” to the Agreement, and deliver the Deed to the Department.

Section 3. Execution. The City Council of the City of Port St. Lucie further authorizes the Mayor, or her designee, to execute the Agreement in substantially the same form as attached hereto as Exhibit “A” as well as any and all documents necessary to complete the conveyance of the City Land to the Florida Department and accomplish the purposes set forth in the Agreement.

Section 4. Conflict. If any ordinances, or parts of ordinances, are in conflict herewith, this Ordinance shall control to the extent of the conflicting provisions.

Section 5. Severability. The provisions of this Ordinance are intended to be severable. If any provision of this Ordinance is determined to be void or is declared illegal, invalid, or unconstitutional by a Court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 6. Effective Date. This Ordinance shall become effective immediately upon final adoption on second reading.

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:

Richard Berrios, City Attorney