

RESOLUTION 19-R\_\_

A RESOLUTION OF THE CITY OF PORT ST. LUCIE, FLORIDA, AUTHORIZING THE CITY MANAGER TO TAKE ALL APPROPRIATE ACTION, INCLUDING EXECUTING A VACANT LAND CONTRACT, TO ACQUIRE REAL PROPERTY LOCATED AT 2692 SW PORT ST. LUCIE BOULEVARD FOR STORMWATER ACCESS MANAGEMENT PURPOSES; PROVIDING FOR CONFLICT; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

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**WHEREAS**, on May 28, 2019, the City Council approved the Public Works Department's request to negotiate with the owners of vacant parcels located within the City of Port St. Lucie ("City") which were identified by Public Works as being able to significantly improve access to critical stormwater outfall structures; and

**WHEREAS**, vacant real property located at 2692 SW Port St. Lucie Boulevard, Port St. Lucie, Florida 34984 (the "Property"), was one of the parcels identified by Public Works; and

**WHEREAS**, Aura Edge is the owner of the Property desires to sell the Property to the City; and

**WHEREAS**, the terms and conditions upon which the Property will be purchased by the City are formalized in the Vacant Land Contract attached hereto and incorporated herein as Exhibit "A"; and

**WHEREAS**, the City desires to accept the terms and conditions of the Vacant Land Contract and acquire the Property for Stormwater access management purposes.

**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. The City Council hereby authorizes the City Manager or his designee to enter into, execute and deliver the Vacant Land Contract, 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 Contract.

Section 3. The City Manager or his designee is hereby authorized to take all actions necessary to implement the terms and conditions of the Vacant Land Contract and accomplish the purposes set forth herein.

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

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Section 5. 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 6. 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 \_\_\_\_\_, 2019.

CITY COUNCIL  
CITY OF PORT ST. LUCIE

ATTEST:

By: \_\_\_\_\_  
Gregory J. Oravec, Mayor

\_\_\_\_\_  
Karen A. Phillips, City Clerk

APPROVED AS TO FORM:

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James D. Stokes, City Attorney