

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO REQUEST THE FLORIDA DEPARTMENT OF TRANSPORTATION TO CONVEY SURPLUS PROPERTY TO THE CITY OF RIVIERA BEACH TO BE UTILIZED FOR THE PUBLIC PURPOSE OF THE RIVIERA BEACH HEIGHTS COMMUNITY CENTER AND OVERFLOW PARKING IN SUPPORT OF THE RIVIERA BEACH HEIGHTS COMMUNITY CENTER AND OTHER FUTURE PUBLIC PURPOSE PROJECTS, SUCH PROPERTY BEING IDENTIFIED IN THE LEGAL DESCRIPTIONS AND SKETCHES ATTACHED HERETO AS EXHIBIT "A"; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation (FDOT) acquires properties for transportation facilities for the citizens of the State of Florida; and

WHEREAS, the FDOT is permitted by law to convey real property that FDOT no longer needs and determines to be surplus to other public entities to further the public needs of the State of Florida; and

WHEREAS, the City can utilize FDOT's surplus property described on the attached Exhibit "A" for said public purpose use(s); and

WHEREAS, it is in the best interest of the citizens of the State of Florida to gain the most benefit from properties acquired with public funds; and

WHEREAS, the City is requesting that FDOT convey to the City the surplus property described on the attached Exhibit "A" (see below) and by the following legal description:

All of Lots 31 and 32, RIVIERA BEACH HEIGHTS, according to the plat thereof, as recorded in Plat Book 22, Page 61, less that parcel of land as described in Official Record Book 3787, Page 94, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach County, Florida

Containing 9,950 square feet, more or less.

AND

All of Lot 62, RIVIERA BEACH HEIGHTS, according to the plat thereof, as recorded in Plat Book 22, Page 61, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach

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County, Florida.

Containing 5,000 square feet, more or less.

AND

All of Lot 62, RIVIERA BEACH HEIGHTS ADDITION NO. 2, according to the plat thereof, as recorded in Plat Book 23, Page 15, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach County, Florida.

Containing 5,000 square feet, more or less.

AND

All of Lot 61, RIVIERA BEACH HEIGHTS ADDITION NO. 2, according to the plat thereof, as recorded in Plat Book 23, Page 15, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach County, Florida.

Containing 5,000 square feet, more or less.

AND

All of Lots 52 and 53, RIVIERA BEACH HEIGHTS ADDITION NO. 2, according to the plat thereof, as recorded in Plat Book 23, Page 15, less that parcel of land as described in Official Records Book 3864, Page 843, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach County, Florida.

Containing 9,950 square feet, more or less.

AND

All of Lot 51, RIVIERA BEACH HEIGHTS ADDITION NO. 2, according to the plat thereof, as recorded in Plat Book 23, Page 15, of the Public records of Palm Beach County, Florida, lying in Section 33, Township 42 South, Range 43 East, Palm Beach County, Florida.

Containing 5,000 square feet, more or less; and

WHEREAS, the FDOT's referenced parcels are on PCN: 56-43-42-33-08-000-0310; 56-43-42-33-09-000-0520; 56-43-42-33-09-000-0510; 56-43-42-33-08-000-0370; 56-43-42-33-09-000-0620 and 56-43-42-33-09-000-0610 and contain 0.92 acres; and

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WHEREAS, the City's Public Works Department will be the City entity responsible for maintaining the FDOT's referenced parcels upon completion of the conveyance to the City until the properties are developed by the City and/or the Riviera Beach Community Redevelopment Agency; and

WHEREAS, the surplus property is proposed to be conveyed to the City for said public purpose use(s).

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVIERA BEACH, PALM BEACH COUNTY, FLORIDA, AS FOLLOWS:

SECTION 1. The City Council hereby finds that the foregoing recitals are true, correct and incorporated into this Resolution by this reference.

SECTION 2. The City requests the FDOT to convey title to the surplus property described on the attached Exhibit "A" to the City pursuant to Section 337.25(4)(b), Florida Statutes.

SECTION 3. The surplus property to be conveyed to the City by FDOT will be used for the public purpose(s).

SECTION 4. The City Council hereby authorizes the City Clerk to forward an executed copy of this Resolution to the Florida Department of Transportation, 3400 W. Commercial Blvd., Ft. Lauderdale, Florida 33309-3421, for further handling.

SECTION 5. Should any one or more of the provisions or element of this Resolution be held invalid, such provision or element shall be null and void, and shall be deemed separate from the remaining provisions or elements and shall in no way affect the validity of any of the remaining provisions or elements of this resolution.

SECTION 6. This Resolution shall take effect immediately upon approval.

PASSED and APPROVED this _____ day of _____, 2016.

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APPROVED:

THOMAS A. MASTERS
MAYOR

DAWN S. PARDO
CHAIRPERSON

ATTEST:

CLAUDENE L. ANTHONY
CERTIFIED MUNICIPAL CLERK
CITY CLERK

TERENCE D. DAVIS
CHAIR PRO TEM

BRUCE A. GUYTON
COUNCILPERSON

KASHAMBA L. MILLER-ANDERSON
COUNCILPERSON

CEDRICK A. THOMAS
COUNCILPERSON

MOTIONED BY: _____

SECONDED BY: _____

B. GUYTON _____

K. MILLER-ANDERSON _____

C. THOMAS _____

D. PARDO _____

T. DAVIS _____

REVIEWED AS TO LEGAL SUFFICIENCY

PAMALA HANNA RYAN, B.C.S.
CITY ATTORNEY

DATE: _____