

RESOLUTION NO. 16-R33

A RESOLUTION OF THE CITY OF FORT PIERCE, FLORIDA AUTHORIZING THE **SALE OF CERTAIN REAL PROPERTY NOT NEEDED FOR A PUBLIC PURPOSE** OWNED BY THE CITY OF FORT PIERCE, FL TO **TAI, LLC AND TMH, LLC IN EXCHANGE FOR CERTAIN OFF-SITE IMPROVEMENTS AS OUTLINED IN A PROPOERTY DISPOSITION AGREEMENT (EXHIBIT A)**; DIRECTING THE SUCH SALE CONFORMS WITH THE CITY CHARTER; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Pierce, Florida owns certain real property not needed for a public purpose (the "Property"), generally located at approximately 401 Indian River Drive and legally described as:

A PARCEL OF LAND BEING PART OF LOTS 1 AND 2, BLOCK D, ANDREWS AND RICHARDS RE-SUBDIVISION, AS PER THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 191, ST. LUCIE COUNTY, FLORIDA, PUBLIC RECORDS BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS; COMMENCE AT THE NORTHWEST CORNER OF SAID LOT 1, BLOCK D, RUN SOUTH 89°54'45" EAST (BASIS OF BEARINGS) ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 172.48 FEET; THENCE CONTINUE SOUTH 89°54'45" EAST, A DISTANCE OF 61.38 FEET TO THE POINT OF BEGINNING; THENCE RUN SOUTH 12°04'45"EAST A DISTANCE OF 178.64 FEET TO THE SOUTH LINE OF SAID LOT 2, BLOCK D; THENCE RUN ALONG SAID SOUTH LINE NORTH 89°51'32" WEST, A DISTANCE OF 29.76 FEET TO THE MONUMENTED EAST RIGHT OF WAY LINE OF INDIAN RIVER DRIVE (A VARIABLE WIDTH RIGHT OF WAY); THENCE RUN NORTH 11°43'16" WEST ALONG SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 52.07 FEET; THENCE LEAVING SAID EAST RIGHT OF WAY LINE RUN NORTH 01°27'42" EAST, A DISTANCE OF 123.67 FEET TO THE POINT OF BEGINNING. AND EXCEPTING FROM ABOVE ALL RIGHTS OF WAY FOR PUBLIC ROADS.

WHEREAS, the City issued Bid No. 2016-026, seeking bids for the Property; and

WHEREAS, at its meeting on July 5, 2016, the City Commission of the City of Fort Pierce, Florida awarded the bid on the Property to TAI, LLC/TMH, LLC (the "Company") in exchange for proposed off-site improvements on Citrus Avenue valued at \$248,000.00.

WHEREAS, the City of Fort Pierce Charter specifically authorizes the sale of City property for such price and upon such terms and conditions as deemed proper by the City Commissioners, and also provides that no conveyance shall be made unless notice of such conveyance shall be advertised in a newspaper of general circulation, published in said City, once a week for two consecutive weeks; and

WHEREAS, the City Clerk has caused to be advertised the intended conveyance once a week for two consecutive weeks in a newspaper of general circulation published in the City.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AS FOLLOWS:

Section 1. The City Commission of the City of Fort Pierce, Florida, authorizes the sale, by quit claim deed, of the Property to the Company.

Section 2. The Property shall be sold to the Company in exchange for certain off-site improvements consisting of a public access waterfront park with kayak launch pad, storm water improvements and parking on Citrus Avenue, valued at \$248,000.00 as outlined in the Property Disposition Agreement (Exhibit A).

Section 3. The Mayor, City Clerk, and City Attorney are hereby authorized and directed to take all actions necessary to consummate the transfer of the Property to the Company.

Section 4. This Resolution shall become effective immediately upon its adoption.

IN WITNESS WHEREOF, this Resolution has been duly adopted on this 18th day of July, 2016.

Linda Hudson, Mayor

ATTEST:

Linda Cox, City Clerk

Approved as to Form
And Correctness:

James M. Messer, Esq.
City Attorney

EXHIBIT A

Property Disposition Agreement Attached