C I T Y O F F O R T P I E R C E

CITY COMMISSION AGENDA

Regular Meeting - Monday, December 6, 2021 - 6:00 p.m.
City Hall - City Commission Chambers, 100 North U.S. #1, Fort Pierce, Florida

1. **CALL TO ORDER**

2. **OPENING PRAYER -** Apostle Trevor Banks with Resurrection Life Family Worship Center

3. **PLEDGE OF ALLEGIANCE**

4. **ROLL CALL**

5. **APPROVAL OF MINUTES**

   a. Approval of Minutes from the November 15, 2021 Regular Meeting.

6. **PROCLAMATIONS**

7. **LETTERS TO COMMISSION**

   a. Email from Miranda Talley commending Solid Waste Sanitation Driver Tangela Chester for her dedication, diligence, and going above and beyond in keeping the streets looking clean.

   b. Letter of appreciation from Dennis J. DeVivo for the great customer service offered by Building Department employees Amaris Gil, Permit Specialist, Latasha Carey, Permit Specialist, and Karen Murphy, Executive Assistant, when dealing with pool contractor concerns.

8. **ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA**

9. **COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS**

   Any person who wishes to comment on an agenda item which is not under Public Hearings on the Agenda may be heard at this time and must sign up to speak in advance. Please limit your comments to three (3) minutes or less, as directed by

the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

10. **MISCELLANEOUS REPORTS**

11. **CONSENT AGENDA**

a. Approval of Specific Authorization No. 1 to C.W. Roberts Contracting, Inc. for the 2021 Street Resurfacing Program in the total amount of $415,054.00.

b. Approval of Specific Authorization No. 3 to Kimley Horn and Associates for the Surfside Park Residential Street Drainage Improvements Phase II - Professional Design Services in an amount not to exceed $199,750.00.

c. Approve contract with Swagit., Plano, TX for the annual renewal of ADA compliance for FPTV services in the amount not to exceed $68,328.00.

d. Approval of a Release of Unity of Title for 1569 and 1573 Thumb Point Drive.

e. Approve request to reduce Code Enforcement lien in the amount of $32,240.00, against 1312 Atlantic Avenue, Fort Pierce, FL 34950 - Parcel ID Number 2409-813-0018-000/6, owned by William & Virginia Smith (TR), to $1,000.00 to be paid within six months or at closing. The applicant, Mr. William Smith, is requesting the full amount of the lien, $32,240.00, be waived leaving a balance of $0.00, which requires the item to be pulled from the Consent Agenda with a direct vote of the City Commission.

f. Approve Interlocal Agreement Governing Use of St. Lucie County Regional Opioid Settlement Funds between St. Lucie County, the City of Port St. Lucie, the City of Fort Pierce, and the St. Lucie County Fire District.

g. Approval of participation agreements on behalf of the City of Fort Pierce as required under Resolution 21-R44 and as part of the potential settlement of Opioid Litigation.

h. Approval of retainer agreement with Matthew D. Weidner, P.A. as outside counsel for foreclosure actions related to code enforcement/nuisance abatement liens under the supervision of the City Attorney.

i. Approval of Letter to St. Lucie County Commissioners as a follow-up to the Joint Meeting of November 18, 2021.

12. **PUBLIC HEARINGS**

a. 2020 Consolidated Annual Performance and Evaluation Report (CAPER) Public Hearing

b. Legislative Hearing - Ordinance 21-036 - The subject application is a voluntary annexation of a parcel of land located at 3420 Sunrise Boulevard in Fort Pierce, Florida.SECOND READING

Legislative Hearing - Ordinance 21-037 - The subject application is a voluntary annexation of a parcel of land located at 3450 Sunrise Boulevard in Fort Pierce, Florida. SECOND READING

c. Legislative Hearing - Ordinance 21-038 -This is a voluntary annexation of a parcel of land located at 2704 Avenue Q in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-039 - This is a voluntary annexation of a parcel of land located at 2908 Avenue Q in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-040 - This is a voluntary annexation of a parcel of land located at 3120 Avenue Q in Fort Pierce, Florida. SECOND READING

d. Legislative Hearing - Ordinance No. 21-041 - This is a voluntary annexation of one parcel of land located at 2905 Forest Place in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-042 - This is a voluntary annexation of one parcel of land located at 2906 Forest Place in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-043 - This is a voluntary annexation of one parcel of land located at 2910 Forest Place in Fort Pierce, Florida. SECOND READING

e. Legislative Hearing - Ordinance No. 21-044 - This is a voluntary annexation of a parcel of land located at 1909 Edgevale Road. SECOND READING.

Legislative Hearing - Ordinance No. 21-045 - This is a voluntary annexation of a parcel of land located at 2002 Edgevale Road. SECOND READING

f. Legislative Hearing - Ordinance 21-046 - This is a voluntary annexation of a parcel of land located at 2803 Admiral Street in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-047 - This is a voluntary annexation of a parcel of land located at 2830 Admiral Street in Fort Pierce, Florida. SECOND READING

g. Legislative Hearing - Ordinance No. 21-048 - This is a voluntary annexation of a parcel of land located at 505 Midway Road. SECOND READING

h. Legislative Hearing - Ordinance No. 21-049 - This is a voluntary annexation of a parcel of land located at 3921 South US Highway 1 in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-050 - This is a voluntary annexation of a parcel of land located at 3957 South US Highway 1 in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-051 - This is a voluntary annexation of a parcel of land located at 5560 South US Highway 1 in Fort Pierce, Florida. SECOND READING

i. Legislative Hearing - Ordinance No. 21-052 - This is a voluntary annexation of a parcel of land located at 4653 Kirby Loop Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-053 - This is a voluntary annexation of a parcel of land located at 4681 Kirby Loop Road in Fort Pierce, Florida. SECOND READING

j. Legislative Hearing - Ordinance No. 21-054 - This is a voluntary annexation of a parcel of land located at 427 South Market Avenue in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-055 - This is a voluntary annexation of a parcel of land located at 601 South Market Avenue in Fort Pierce, Florida. SECOND READING

k. Legislative Hearing - Ordinance No. 21-056 - This is a voluntary annexation of a parcel of land located at 1720 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-057 - This is a voluntary annexation of a parcel of land located at 1760 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-058 - This is a voluntary annexation of a parcel of land located at 1840 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-059 - This is a voluntary annexation of a parcel of land located at 1998 Copenhaver Road in Fort Pierce, Florida. SECOND READING

l. Legislative Hearing - Ordinance No. 21-060 - This is a voluntary annexation of a parcel located at 2835 McNeil Road in Fort Pierce, Florida. SECOND READING

m. Legislative Hearing - Ordinance No. 21-061 - This is a voluntary annexation of a parcel located at 3005 Summit Street in Fort Pierce, Florida. SECOND READING

n. Legislative Hearing - Ordinance No. 21-062 - This is a voluntary annexation of a parcel located at 4119 Oleander Avenue in Fort Pierce, Florida. SECOND READING

o. Legislative Hearing - Ordinance No. 21-063 annexing property located at 2120 North Old Dixie Highway. SECOND READING

13. **CITY COMMISSION**

14. **COMMENTS FROM THE PUBLIC**

Any person who wishes to comment on any subject may be heard at this time. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

15. **COMMENTS FROM THE CITY MANAGER**

a. Reports

16. **COMMENTS FROM THE COMMISSION**

17. **ADJOURNMENT**

Immediately following adjournment, please move toward the doors and exit the chambers. This allows for the safe and courteous exit of all persons, and those on the dais. Conversations after the meeting should be held outside of chambers, in the foyer or elsewhere, but not in the commission chambers where lights will be out as soon as the chambers are empty.

Pursuant to Sec. 2-49, Fort Pierce Code of Ordinances, persons desiring to place an item on the agenda may make written request to the city manager no later than 5:00 p.m. fifteen (15) days preceding the regular city commission meeting. Such request must state the subject matter of the individual's appearance and should include any background materials pertinent to the issue. The city manager shall review the request to determine if the item might be handled administratively or whether the subject matter is an item of city business. If appropriate, the city manager shall submit the item for placement on the agenda to the city clerk no later than 5:00 p.m. ten (10) days preceding the regular city commission meeting. The mayor may impose a time limitation of five (5) minutes, or allow such additional time he or she determines necessary and appropriate for such person to make presentation. All reports, communications, ordinances, resolutions, contracts, documents or other materials to be submitted to the commission shall, no later than 12:00 noon on Wednesday prior to each meeting, be delivered to the city clerk and furnish each member thereof with a copy of the same prior to the regular meeting.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. This notice

does not constitute consent by the City for the introduction or admission into evidence of otherwise inadmissible or irrelevant evidence, nor does it authorize challenges or appeals not otherwise allowed by law.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

City Commission Regular Meeting - 6:00 pm **5. a.**

Meeting Date: 12/06/2021

Re: Minutes of 11.15.2021

Submitted For: Linda Cox, City Clerk, City Clerk

SUBJECT:

Approval of Minutes from the November 15, 2021 Regular Meeting.

Attachments

Form Review

Form Started By: Latoya Ransom Started On: 11/22/2021 04:08 PM

Final Approval Date: 11/22/2021

MINUTES OF A REGULAR MEETING OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, HELD IN THE CITY HALL COMMISSION CHAMBERS, 100 NORTH U.S. #1, FORT PIERCE, FLORIDA, AT 4:30 P.M. ON MONDAY, November 15, 2021.

1. CALL TO ORDER

Mayor Hudson called the November 15, 2021 Regular Meeting of the City Commission to order at 4:30 PM

2. OPENING PRAYER - Pastor Wayne Hewlett, Macedonia Church

3. PLEDGE OF ALLEGIANCE

4. ROLL CALL

Present: Commissioner Curtis Johnson, Jr.; Commissioner Jeremiah Johnson; Commissioner Thomas Perona; Mayor Linda Hudson

Staff Present: City Clerk Linda Cox
City Manager Nicholas Mimms
City Attorney Tanya Earley

5. APPROVAL OF MINUTES

a. Approval of Minutes from the November 1, 2021, Regular Meeting

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve the minutes from the November 01, 2021 Regular Meeting.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

6. PROCLAMATIONS

7. LETTERS TO COMMISSION

a. Email from Paul Scavello thanking Jennifer Hofmeister-Drew for her positive outlook and especially for her willingness to go above and beyond.

b. Email from James Clasby in recognition of Audria Moore-Wells, Peggy Arraiz and City staff's contribution to the 10/21/21 community input meeting that was scheduled after business hours.

c. Email from Gina Vardis with Fort Pierce KOA thanking Mayor Hudson for services performed by the Public Works Department.

8. ADDITIONS OR DELETIONS TO AGENDA AND APPROVAL OF AGENDA

Mayor Hudson requested an item be added as 13b regarding a letter of support for the Zora Neal Hurston Florida Education Foundation Grant Application.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Thomas Perona to set agenda as amended.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

9. **COMMENTS FROM THE PUBLIC ON AGENDA ITEMS NOT REQUIRING PUBLIC HEARINGS**

Any person who wishes to comment on an agenda item which is not under Public Hearings on the Agenda may be heard at this time and must sign up to speak in advance. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

No comments

10. MISCELLANEOUS REPORTS

a. Students4H20 presentation on Veteran's Memorial Park Adoption

Kaitlyn Ballard, Public Works, intruduced Adriana Mancini, founder and President of Students4H2O. Tyler Daniel, Sydney Daniel, and Anna Rose Hillhurst members of the Lincoln Park Academy Chapter presented the mission of Students4H2O and the adopting of Veterans Memorial Park. On November 27, 2021 Students4H20 will host the Veterans Memorial Park Clean up at 10 am. In addition, they will participate in the Stuart Water Fest March 26, 2022. Commissioner Jeremiah Johnson inquired as to how the Commission can assist in furthering the goals of Students4H2O. Ms. Tyler Daniels explained that assistance in expanding their reach to other students is helpful.

11. CONSENT AGENDA

a. Approve request to reduce Code Enforcement lien in the amount of $98,780.00, against 521 Douglas Court, Fort Pierce, FL 34950 - Parcel ID Number 2409-501-0091-000/3, owned by 2nd Generation Building Corp, to $1,000.00, to be paid within 60 days.

b. Approve request to reduce Code Enforcement lien in the amount of $109,780.00, against 521 Douglas Court, Fort Pierce, FL 34950 - Parcel ID Number 2409-501-0091-000/3, owned by 2nd Generation Building Corp, to $2,000.00 to be paid within 60 days.

c. Approve staff recommendation in response to request to reduce lot clearing fees in the amount of $1,904.50 against 714 N 17th Street, Fort Pierce, FL, Parcel ID# 2404-816-0015-000/9 owned by 2nd Generation Building Corp, by waiving the interest, penalties and a portion of the administrative costs in the amount of $854.50, leaving a **balance due of $1,050.00 payable in 60 days**. The applicant is asking to waive all costs and fees in the amount of $1,904.50 leaving a balance due of $0.00, which requires the item be pulled from the Consent Agenda with a direct vote of the City Commission.

d. Approval of S.R. A1A Maintenance Memorandum of Agreement (MMOA) Amendment No. 1 between the City of Fort Pierce and the Florida Department of Transportation.

e. Approve staff recommendation in response to request to reduce demolition lien in the amount of $9,255.24 against 714 N 17th Street, Fort Pierce, FL, Parcel ID# 2404-816-0015-000/9 owned by 2nd Generation Building Corp, by waiving the interest, penalties and a portion of the administrative costs in the amount of 2,844.74, leaving a **balance due of $6,410.50 payable in 60 days**. The applicant is asking to waive all costs and fees in the amount of $9,255.24 leaving a balance due of $0.00, which requires the item be pulled from the Consent Agenda with a direct vote of the City Commission.

f. Approval of Engineering Design & Construction, Inc. (EDC) Specific Authorization No. 7 in the amount not to exceed $92,575 for Avenue D roadway improvements.

g. Approval of Request to Allocate Funds for the Oaks at Moore Creek Phase II Infrastructure Construction.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve the Consent Agenda.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

12. PUBLIC HEARINGS

a. Legislative Hearing - Ordinance No. 21-031 amending the Comprehensive Plan to incorporate a Property Rights Element pursuant to Florida Statutes. SECOND READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-031

AN ORDINANCE BY THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, AMENDING THE CITY OF FORT PIERCE COMPREHENSIVE PLAN BY **CREATING A PROPERTY RIGHTS ELEMENT** IN ORDER TO MEET UPDATED STATUTORY REQUIREMENTS; MAINTAINING INTERNAL CONSISTENCY OF AND WITHIN THE COMPREHENSIVE PLAN; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT; PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-031.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

b. Legislative Hearing - Ordinance 21-036 - The subject application is a voluntary annexation of a parcel of land located at 3420 Sunrise Boulevard in Fort Pierce, Florida.FIRST READING

Legislative Hearing - Ordinance 21-037 - The subject application is a voluntary annexation of a parcel of land located at 3450 Sunrise Boulevard in Fort Pierce, Florida.FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-036
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3420 SUNRISE BOULEVARD. IN FORT PIERCE, FLORIDA (AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-037
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3450 SUNRISE BOULEVARD. IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTIES AND PLACE THEM ON THE CITY TAX ROLLS AS OF JANUARY 1, 2020; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTIES; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Jennifer Hofmeister-Drew provided a brief overview of the voluntary annexation process and requirements.
Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No 21-036.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Jeremiah Johnson to approve Ordinance No 21-037.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

c. Legislative Hearing - Ordinance 21-038 -This is a voluntary annexation of a parcel of land located at 2704 Avenue Q in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance 21-039 - This is a voluntary annexation of a parcel of land located at 2908 Avenue Q in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance 21-040 - This is a voluntary annexation of a parcel

of land located at 3120 Avenue Q in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-038
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2704 AVENUE Q IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-039
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2908 AVENUE Q IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-040
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3120 AVENUE Q IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-038.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Thomas Perona to approve Ordinance No. 21-039.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-040.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

d. Legislative Hearing - Ordinance No. 21-041 - This is a voluntary annexation of one parcel of land located at 2905 Forest Place in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-042 - This is a voluntary annexation of one parcel of land located at 2906 Forest Place in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-043 - This is a voluntary annexation of one parcel of land located at 2910 Forest Place in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-041

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2905 FOREST PLACE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-042

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2906 FOREST PLACE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE

FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-043

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2910 FOREST PLACE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Thomas Perona to approve Ordinance No. 21-041.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-042.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-043.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

e. Legislative Hearing - Ordinance No. 21-044 - This is a voluntary annexation of a parcel of land located at 1909 Edgevale Road. FIRST READING.

Legislative Hearing - Ordinance No. 21-045 - This is a voluntary annexation of a parcel of land located at 2002 Edgevale Road. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-044

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 1909 EDGEVALE ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND

PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-045

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2002 EDGEVALE ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-044.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-045.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

f. Legislative Hearing - Ordinance 21-046 - This is a voluntary annexation of a parcel of land located at 2803 Admiral Street in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance 21-047 - This is a voluntary annexation of a parcel of land located at 2830 Admiral Street in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-046
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2803 ADMIRAL STREET IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE

HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-047
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2830 ADMIRAL IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-046.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-047.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

g. Legislative Hearing - Ordinance No. 21-048 - This is a voluntary annexation of a parcel of land located at 505 Midway Road. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-048

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 505 MIDWAY ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT

AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-048.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

h. Legislative Hearing - Ordinance No. 21-049 - This is a voluntary annexation of a parcel of land located at 3921 South US Highway 1 in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-050 - This is a voluntary annexation of a parcel of land located at 3957 South US Highway 1 in Fort Pierce, Florida.FIRST READING

Legislative Hearing - Ordinance No. 21-051 - This is a voluntary annexation of a parcel of land located at 5560 South US Highway 1 in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-049
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3921 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTIES AND PLACE THEM ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTIES; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-050
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3957 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO

THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-051
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 5560 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Thomas Perona to approve Ordinance No. 21-049.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-050.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-051.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

i. Legislative Hearing - Ordinance No. 21-052 - This is a voluntary annexation of a parcel of land located at 4653 Kirby Loop Road in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-053 - This is a voluntary annexation of a parcel of land located at 4681 Kirby Loop Road in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-052
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 4653 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND

PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-053
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 4681 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-052.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-053.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

j. Legislative Hearing - Ordinance No. 21-054 - This is a voluntary annexation of a parcel of land located at 427 South Market Avenue in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-055 - This is a voluntary annexation of a parcel of land located at 601 South Market Avenue in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-054
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO 427 SOUTH MARKET AVENUE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND

PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-055
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 601 SOUTH MARKET AVENUE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-054.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-055.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

k. Legislative Hearing - Ordinance No. 21-056 - This is a voluntary annexation of a parcel of land located at 1720 Copenhaver Road in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-057 - This is a voluntary annexation of a parcel of land located at 1760 Copenhaver Road in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-058 - This is a voluntary annexation of a parcel of land located at 1840 Copenhaver Road in Fort Pierce, Florida. FIRST READING

Legislative Hearing - Ordinance No. 21-059 - This is a voluntary annexation of a parcel of land located at 1998 Copenhaver Road in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-056
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 1720 COPENHAVER ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-057
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 1760 COPENHAVER ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-058
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 1840 COPENHAVER ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

ORDINANCE NO. 21-059
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 1998 COPENHAVER ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING

FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-056.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve Ordinance No. 21-057.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-058.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-059.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

I. Legislative Hearing - Ordinance No. 21-060 - This is a voluntary annexation of a parcel located at 2835 McNeil Road in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-060
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2835 MCNEIL ROAD IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE

DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Thomas Perona to approve Ordinance No. 21-060.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

m. Legislative Hearing - Ordinance No. 21-061 - This is a voluntary annexation of a parcel located at 3005 Summit Street in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-061

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 3005 SUMMIT STREET IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Thomas Perona to approve Ordinance No. 21-061.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

n. Legislative Hearing - Ordinance No. 21-062 - This is a voluntary annexation of a parcel located at 4119 Oleander Avenue in Fort Pierce, Florida. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-062

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 4119 OLEANDER AVENUE IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING

FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.

Seeing no one, she closed the public hearing.

Motion was made by Commissioner Thomas Perona, seconded by Commissioner Curtis Johnson, Jr. to approve Ordinance No. 21-062.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

o. Legislative Hearing - Ordinance No. 21-063 annexing property located at 2120 North Old Dixie Highway. FIRST READING

City Clerk Linda Cox introduced the Ordinance, read by title only, into the record.

ORDINANCE NO. 21-063
AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE 2120 NORTH OLD DIXIE HIGHWAY IN FORT PIERCE, FLORIDA AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Mayor Hudson opened the public hearing.
Seeing no one, she closed the public hearing.

Motion was made by Commissioner Jeremiah Johnson, seconded by Commissioner Thomas Perona to approve Ordinance No. 21-063.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

13. CITY COMMISSION

a. Resolution No. 21-R66 requiring electronic filing of campaign finance reports for all local candidates and political committees utilizing the Supervisor of Elections' electronic filing system.

City Clerk Linda Cox introduced the Resolution, read by title only, into the record.

RESOLUTION NO. 21-R66

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT PIERCE, FLORIDA, IMPLEMENTING THE PROVISIONS OF SECTION 106.07(2)(a)2., FLORIDA STATUTES, REQUIRING ELECTRONIC FILING OF CAMPAIGN FINANCE REPORTS OF LOCAL CANDIDATES AND POLITICAL COMMITTEES; ESTABLISHING AN ELECTRONIC FILING SYSTEM AND REQUIRING A WRITTEN ACKNOWLEDGEMENT REGARDING CERTAIN MATTERS PERTAINING TO THE ELECTRONIC FILING SYSTEM AND PROVIDING FOR EFFECTIVE DATE.

City Clerk Linda Cox presented the resolution formalizing the requirement for all candidates and committees to use our electronic filing system.

Commissioner Curtis Johnson, Jr. requested clarification that filing requirements are for the purpose of record keeping.

Commissioner Jeremiah Johnson inquired if the Supervisor of Elections or the City Clerk supply candidates with notifications. Mrs. Cox confirmed that she manually verifies notifications.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Thomas Perona to approve Resolution No. 21-R66.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

b. ADDED ON ITEM: Letter of support for the Zora Neale Hurston Florida Education Foundation Grant Application.

Motion was made by Commissioner Curtis Johnson, Jr., seconded by Commissioner Jeremiah Johnson to approve the letter of support.

AYE: Commissioner Curtis Johnson, Jr., Commissioner Jeremiah Johnson, Commissioner Thomas Perona, Mayor Linda Hudson

Passed

14. COMMENTS FROM THE PUBLIC

Any person who wishes to comment on any subject may be heard at this time. Please limit your comments to three (3) minutes or less, as directed by the Mayor, as this section of the Agenda is limited to thirty minutes. The City Commission will not be able to take any official actions under Comments from the Public. Speakers will address the Mayor, Commissioners, and the Public with respect. Inappropriate language will not be tolerated.

No comments

15. COMMENTS FROM THE CITY MANAGER

City Manager Nick Mimms expressed that the City had a successful week. Mr. Mimms and Commissioner Curtis Johnson, Jr. attended the groundbreaking of Blue Sky Landing a 164-unit apartment community. Saturday, November 13th Mayor Hudson, Commissioner Curtis Johnson and Mr. Mimms passed out turkeys. The Joint Meeting with St Lucie County will be held November 18, 2021 at the St Lucie County Administrative Build from 9 am -11 am.

Attorney Tanya Earley has no comments.
City Clerk Linda Cox has no comments.

16. COMMENTS FROM THE COMMISSION

Commissioner Thomas Perona applauded the City Clerk for doing an excellent job, is proud of where the City is in comparison to other municipalities, and is excited about the upcoming Joint Meeting.

Commissioner Curtis Johnson, Jr. is excited about Blue Sky providing affordable housing, commended Mr. Mimms and staff on the success of this year's turkey giveaway and wished the City Happy Thanksgiving.

Commissioner Jeremiah Johnson expressed excitement for Blue Sky development and inquired as to how calls for service impact the police department during the holiday season.

Mayor Linda Hudson wished everyone a safe and happy thanksgiving. December 5th from 6-11 pm is the Sights & Sounds on Second Festival and Parade.

17. ADJOURNMENT

Immediately following adjournment, please move toward the doors and exit the chambers. This allows for the safe and courteous exit of all persons, and those on the dais. Conversations after the meeting should be held outside of chambers, in the foyer or elsewhere, but not in the commission chambers where lights will be out as soon as the chambers are empty.

Mayor Linda Hudson adjourned the meeting at 5:58 pm

ATTEST:

_____ _____

CITY CLERK MAYOR COMMISSIONER

City Commission Regular Meeting - 6:00 pm **7. a.**

Meeting Date: 12/06/2021

Re: Email from Miranda Talley

Submitted For: Nick Mimms, City Manager, City Manager

SUBJECT:

Email from Miranda Talley commending Solid Waste Sanitation Driver Tangela Chester for her dedication, diligence, and going above and beyond in keeping the streets looking clean.

Attachments

Email from Miranda Talley

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:28 PM
City Manager	Nick Mimms	11/22/2021 03:29 PM

Form Started By: Jennifer Robinson Started On: 11/18/2021 02:09 PM

Final Approval Date: 11/22/2021

From: Miranda Talley <mtalley@midwaycare.org>
Sent: Tuesday, November 16, 2021 10:41:15 AM
To: Jacolby Washington <jwashington@cityoffortpierce.com>
Subject: Tangela Chester

SECURITY WARNING: This email originated outside of the City of Fort Pierce systems. Please use caution when clicking links or opening attachments. For questions or concerns please contact IT immediately. .

Hi Mr. Washington
I am writing this email in regards to one of your solid waste employees Tangela Chester. I have had the pleasure of observing her doing her work and she is fantastic, always goes above and beyond to leave the streets looking cleaned up and nice. I have lived in the city my whole life and have not seen a nicer, friendlier, more hard working solid waste employee yet! I want to make sure her her work does not go unnoticed.

Thank you so much for your time
Miranda Talley
1718 Miami Court
Ft. Pierce,FL 34950

Secured by Paubox - HITRUST CSF certified

City Commission Regular Meeting - 6:00 pm **7. b.**

Meeting Date: 12/06/2021

Re: Email from Dennis J. DeVivo

Submitted For: Nick Mimms, City Manager, City Manager

SUBJECT:

Letter of appreciation from Dennis J. DeVivo for the great customer service offered by Building Department employees Amaris Gil, Permit Specialist, Latasha Carey, Permit Specialist, and Karen Murphy, Executive Assistant, when dealing with pool contractor concerns.

Attachments

Email from Dennis J. DeVivo

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:28 PM
City Manager	Nick Mimms	11/22/2021 03:29 PM

Form Started By: Jennifer Robinson Started On: 11/19/2021 04:09 PM

Final Approval Date: 11/22/2021

From: Dennis J DeVivo <dennis@devivoassociates.com>
Sent: Monday, November 15, 2021 11:56:10 AM
To: Linda Hudson <LHudson@cityoffortpierce.com>
Subject: Building Department Staff

SECURITY WARNING: This email originated outside of the City of Fort Pierce systems. Please use caution when clicking links or opening attachments. For questions or concerns please contact IT immediately. .

Linda, I hope this email finds you in good health and enjoying the cooler month of Florida's winter but I wanted to reach out to you to give praise for three ladies in the building department. They are Amaris Gil, Latasha Carey, and Karen Murphy. These ladies were very informative and gave me solutions for a problem I'm having with a pool contractor that I hired to install my pool. Th company has been one of the worse experiences anyone can have and as I understand, everyone that contracts with this contractor experiences the same type of delays, empty promises, Covid issues, lack of due diligence and unskilled labor. These ladies helped me with a work around in which I will become my own general contractor and hired the necessary subcontractor to complete the work. The pool contractor is a company called Premier Pools out of Stuart and we started on this pool April 26 and here we are November 15 and still the pool is not close to being completed. For the last 5 months, no work was being done and I was at my wits end. This contractor should lose his license but that has been addressed and I submitted a complaint directly to the agenda in charge of licensing. Just wanted to give you a little history to understand the situation so you can understand my sincere appreciation for the resourceful recommendations and information given to me so I can in fact move forward and end this unconscionable situation. Please, if there is anyway to address these ladies for a job well done, I want like you as the mayor to give them that type of recognition for doing the jobs well and going over and above the norm. It's wonderful to know that the building department has people employed that understand your concerns. I can't thank these ladies enough but I surely wanted you to know. Thank you for allowing me to give you some positive news. See you soon I hope, Dennis

Dennis J. DeVivo, CLCS

DeVivo Associates Inc.
718 Union Blvd.
West Islip, New York 11795
631.661.9059 FAX 631.661.1754
dennis@devivoassociates.com
www.devivoassociates.com

Coverage cannot be bound, altered, or cancelled via e-mail, voice mail or answering service. Please note quotes are only valid for 30 days from submission date and can only be bound by signing the applications and providing the necessary deposit to activate and bind a policy. To bind coverage please contact our office to set up an appointment to do so. To makes changes on your present policy, please contact our office for instructions. All claims must be reported to our office in a timely manner. Products, coverage and carriers represented may vary by state regulations.

City Commission Regular Meeting - 6:00 pm **11. a.**

Meeting Date: 12/06/2021

Re: 2021 Street Resurfacing Program

SUBJECT:

Approval of Specific Authorization No. 1 to C.W. Roberts Contracting, Inc. for the 2021 Street Resurfacing Program in the total amount of $415,054.00.

SUMMARY:

C.W. Roberts Contracting, Inc. was chosen as contractor for the 2021 Street Resurfacing Program in the City of Fort Pierce. We are utilizing the City of Vero Beach's Annual Street Resurfacing Contract 26-2019, that was competitively bid and awarded to C.W. Roberts Contracting, Inc. The streets that will be milled, leveled and resurfaced are located in the Lincoln Park Neighborhood, primarily bounded by Avenue E to the north, 7th Street to the east, Moore's Creek to the south and 17th Street to the west. A total of 2.35 miles of roadway will be resurfaced by this project.

RECOMMENDATION:

Engineering recommends approval of this Specific Authorization No. 1

ALTERNATIVES:

Rebid proposed resurfacing project.

RESPONSIBLE STAFF:

Jack Andrews, City Engineer

COORDINATED WITH:

Fort Pierce Utilities Authority

Fiscal Impact

Budgeted Y/N:	Y
Fiscal Year:	2021
Account:	Half-Cent Surtax
Amount:	$415,054.00

FISCAL IMPACT:

Funding will be provided from the 1/2 cent Surtax Account for this project.

Attachments

Street Resurfacing Program

Specific Authorization #1

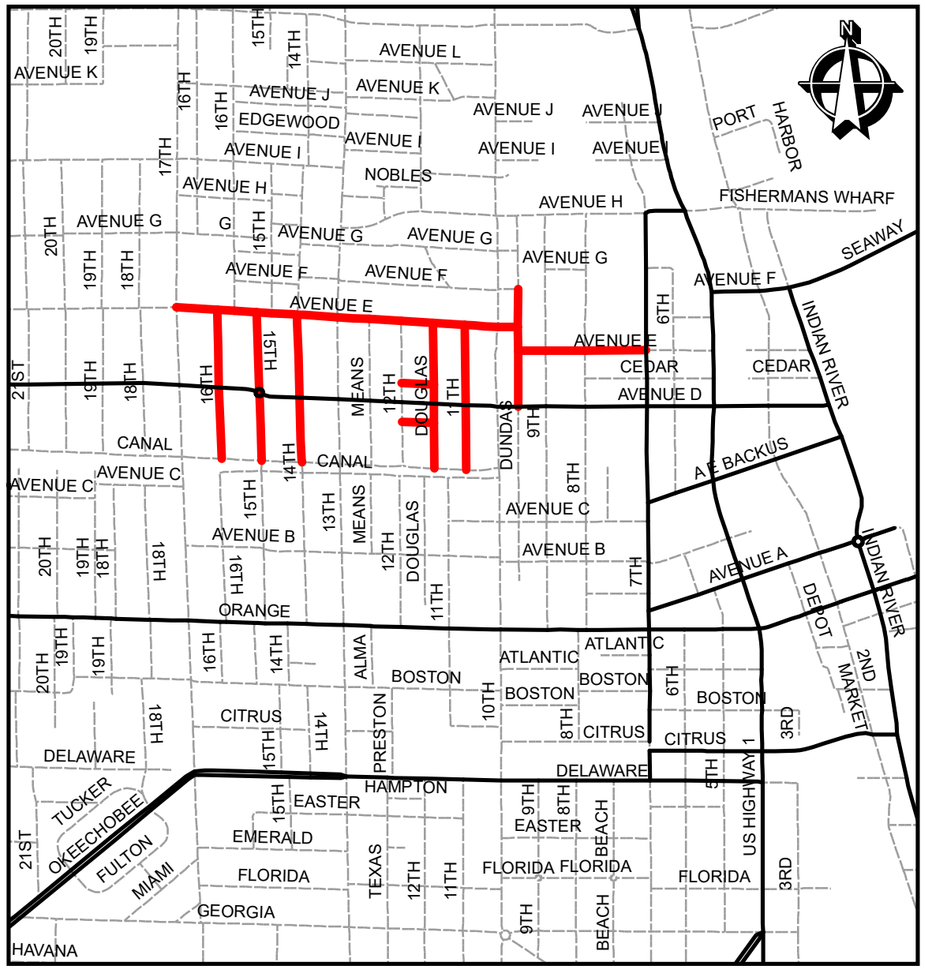
Form Review

Inbox	Reviewed By	Date
Finance Department	Johnna Morris	11/15/2021 09:06 AM
City Manager	Nick Mimms	11/16/2021 09:44 AM
Form Started By: John Andrews		Started On: 11/03/2021 04:57 PM
Final Approval Date: 11/16/2021		

CITY OF FORT PIERCE

DEPARTMENT OF ENGINEERING

2021 STREET RESURFACING PROGRAM

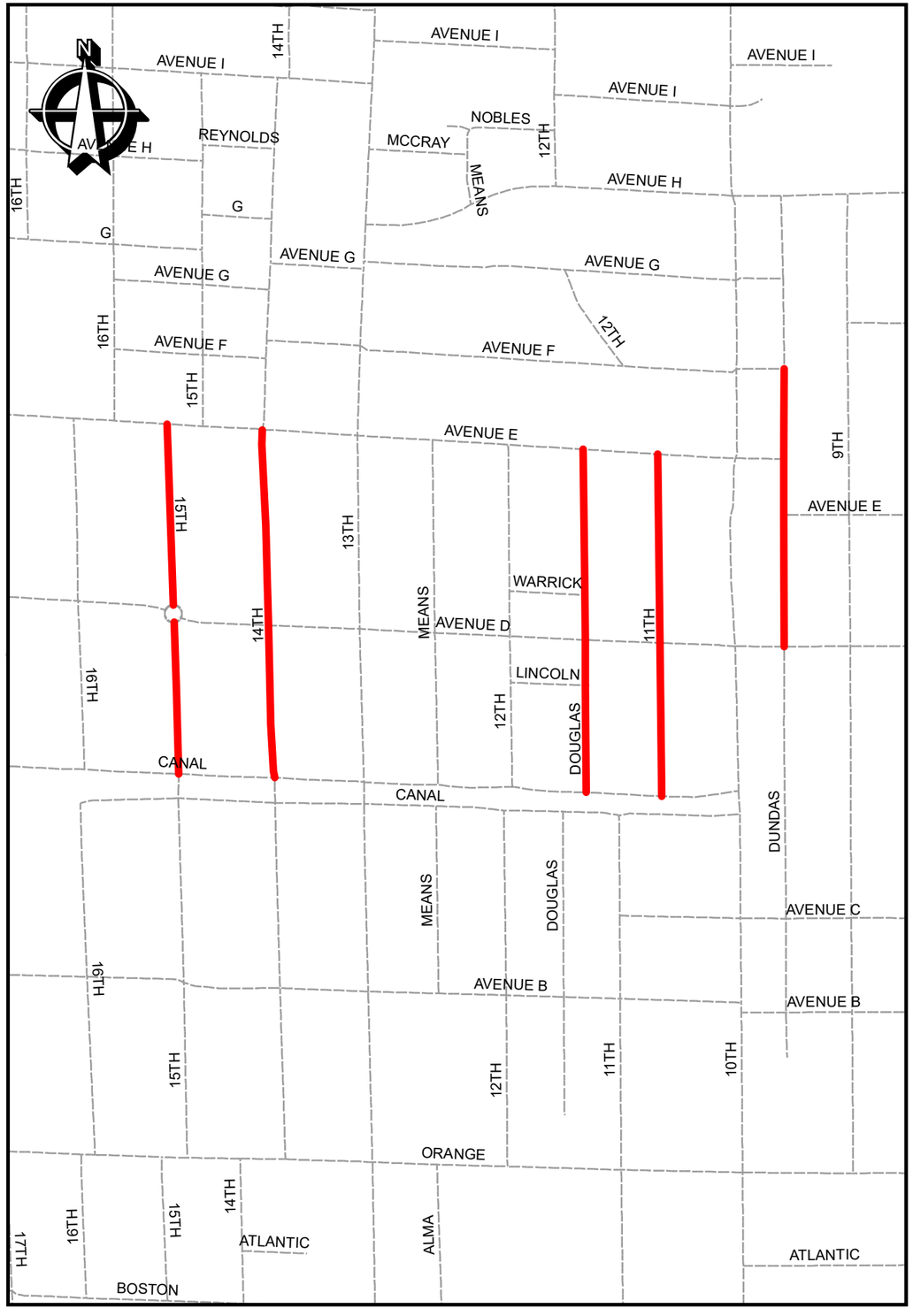


LOCATION MAP

INDEX:

COVER SHEET	**1 OF 4**
PLAN SHEET	**2 OF 4**
PLAN SHEET	**3 OF 4**
DETAIL SHEET	**4 OF 4**

2021 STREET RESURFACING PROGRAM



1 - 4 (POOR) 5 - 7 (FAIR) 8 - 10 (GOOD)

DUNDAS COURT

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
DUNDAS COURT	AVENUE D	AVENUE E	490.8	22	10797.64
DUNDAS COURT	AVENUE E	AVENUE E	209.1	22	4600.23
DUNDAS COURT	AVENUE E	AVENUE F	335.81	18	6044.54
Sum LENGTH	1035.71	Sum AREA	21442.41		

11TH STREET

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
11TH STREET	AVENUE D	AVENUE E	703.85	22	15484.65
11TH STREET	DEAD END	AVENUE D	572.64	22	12597.98
Sum LENGTH	1276.48	Sum AREA	28082.64		

DOUGLAS COURT

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
DOUGLAS COURT	AVENUE D	WARRICK DRIVE	170.81	22	3757.92
DOUGLAS COURT	DEAD END	LINCOLN PLACE	398.92	22	8776.13
DOUGLAS COURT	LINCOLN PLACE	AVENUE D	169.5	22	3729.06
DOUGLAS COURT	WARRICK DRIVE	AVENUE E	541.05	22	11903.05
Sum LENGTH	1280.28	Sum AREA	28166.17		

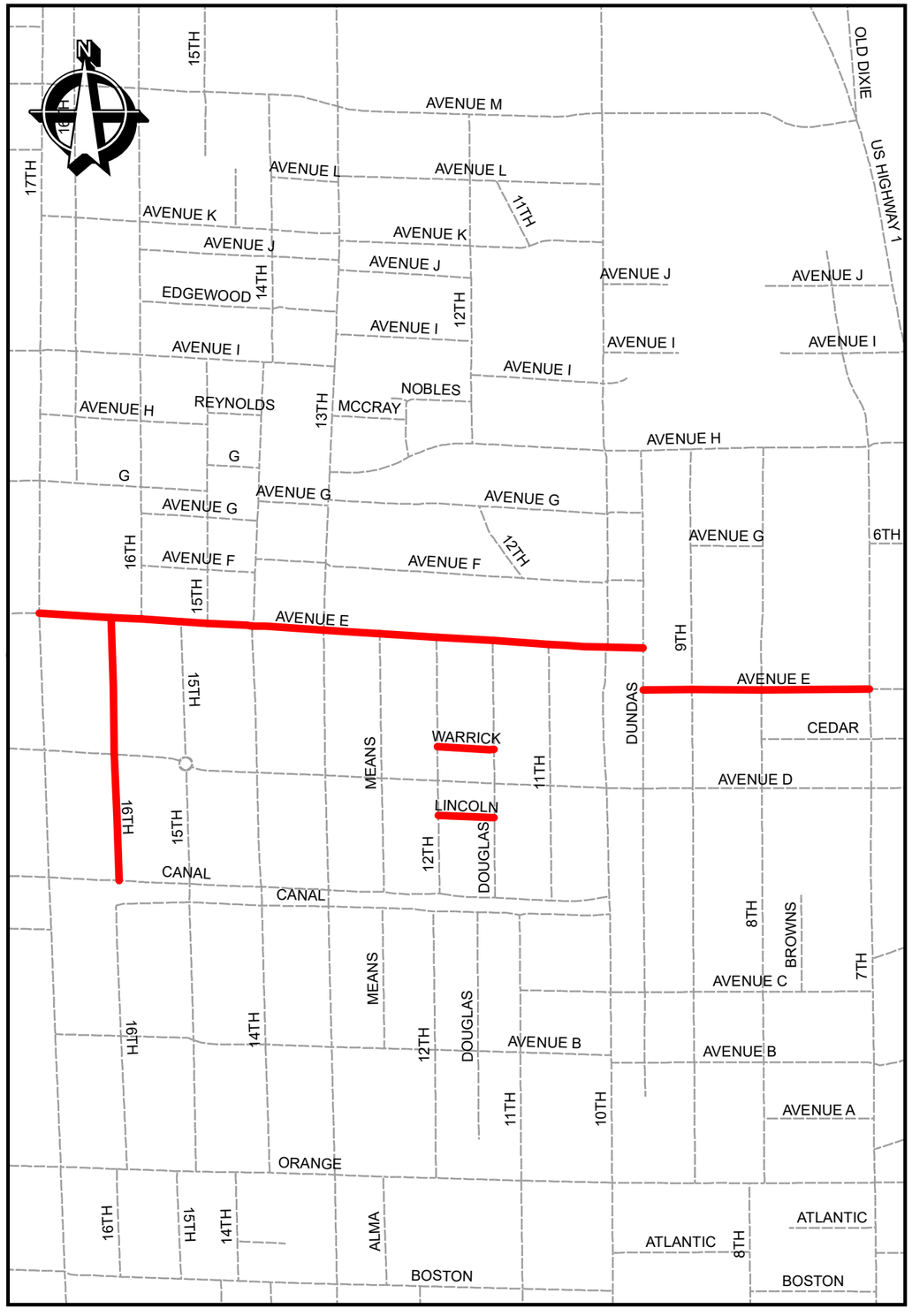
14TH STREET

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
14TH STREET	AVENUE D	AVENUE E	730.21	22	16064.59
14TH STREET	MOORES CREEK	AVENUE D	569	22	12517.96
Sum LENGTH	1299.21	Sum AREA	28582.55		

15TH STREET

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
15TH STREET	AVENUE D	AVENUE E	675.32	22	14857.1
15TH STREET	MOORES CREEK	AVENUE D	565.96	22	12451.21
Sum LENGTH	1241.29	Sum AREA	27308.32		

2021 STREET RESURFACING PROGRAM



1 - 4 (POOR) — 5 - 7 (FAIR) — 8 - 10 (GOOD)

16TH STREET

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
16TH STREET	AVENUE D	AVENUE E	681.93	22	15002.55
16TH STREET	MOORES CREEK	AVENUE D	627.89	22	13813.49
Sum LENGTH	1309.82	Sum AREA	28816.05		

LINCOLN PLACE

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
LINCOLN PLACE	DOUGLAS COURT	12TH STREET	278.41	21	5846.52
Sum LENGTH	278.41	Sum AREA	5846.52		

WARRICK DRIVE

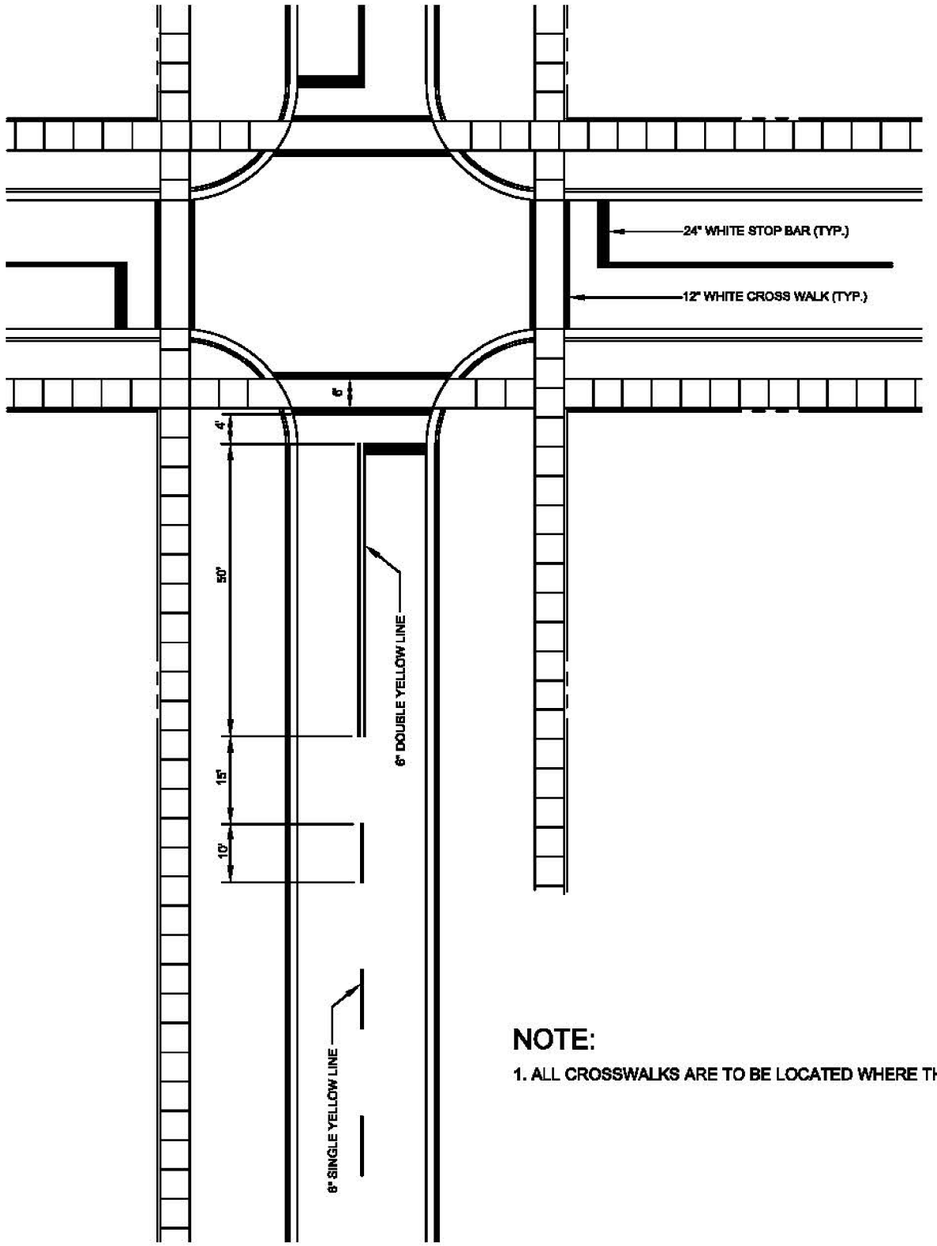
STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
WARRICK DRIVE	DOUGLAS COURT	12TH STREET	282.26	21	5927.38
Sum LENGTH	282.26	Sum AREA	5927.38		

AVENUE E

STREET NAME	FROM	TO	LENGTH	WIDTH	AREA
AVENUE E	10TH STREET	11TH STREET	289.32	22	6365.01
AVENUE E	11TH STREET	DOUGLAS COURT	279.63	22	6151.91
AVENUE E	12TH STREET	MEANS COURT	283.6	22	6239.15
AVENUE E	13TH STREET	14TH STREET	355.88	22	7829.28
AVENUE E	14TH STREET	15TH STREET	222.62	22	4897.61
AVENUE E	15TH STREET	15TH STREET	133.85	22	2944.6
AVENUE E	15TH STREET	16TH STREET	195.93	22	4310.35
AVENUE E	16TH STREET	16TH STREET	152.93	22	3364.48
AVENUE E	16TH STREET	17TH STREET	358.04	22	7876.88
AVENUE E	7TH STREET	8TH STREET	536.72	22	11807.79
AVENUE E	8TH STREET	9TH STREET	346.6	22	7625.27
AVENUE E	9TH STREET	DUNDAS COURT	243.3	22	5352.68
AVENUE E	DOUGLAS COURT	12TH STREET	279.39	22	6146.66
AVENUE E	DUNDAS COURT	10TH STREET	180.72	22	3975.88
AVENUE E	MEANS COURT	13TH STREET	279.58	22	6150.77
Sum LENGTH	4138.11	Sum AREA	91038.31		

ALL STREETS TOTAL LENGTH = 12408.06'

2021 STREET RESURFACING PROGRAM



NOTE:

1. ALL CROSSWALKS ARE TO BE LOCATED WHERE THERE IS SIDEWALK ONLY.

CITY OF FORT PIERCE ● DEPARTMENT OF ENGINEERING
TECHNICAL SPECIFICATIONS AND DETAILS

TYPICAL STREET STRIPING DETAIL

SCALE: N.T.S. | ISSUED DECEMBER 2000

REVISIONS

SHEET No. STP 01

NOTES:

1. MAINTENANCE OF TRAFFIC SHALL INCLUDE ALL ITEMS NECESSARY TO MAINTAIN VEHICULAR AND PEDESTRAIN TRAFFIC AT ALL TIMES DURING CONSTRUCTION.

2. IMMEDIATELY FOLLOWING MILLING OF ROADWAY CITY ENGINEER OR DESIGNEE WILL DETERMINE THE LIMITS OF ROADWAY BASE TO BE REPAIRED. BASE REPAIR SHALL CONSIST OF 6" LIMEROCK COMPACTED TO 98% OF MAXIMUM DENSITY AS DETERMINED BY AASHTO T-180.

3. CONTRACTOR MUST REMOVE AND DISPOSE OF BROKEN CONCRETE COLLARS THAT EXIST AROUND ANY MANHOLE OR VALVE AND REPLACE WITH ACS ASPHALT. ANY DAMAGE TO MANHOLES, VALVES OR OTHER EXISTING STRUCTURES WILL BE THE RESPONSIBILITY OF THE CONTRACTOR.

4. MANHOLE COVERS AND ADJUSTABLE RINGS SHALL BE "NUPCO" AND SHALL BE "ADJUST-TO-GRADE'S 4 SECTION EXTENSION RINGS" AS REQUIRED BY THE THICKNESS OF ASPHALT OVERLAY.

5. ASPHALT PAY ITEM TO INCLUDE BITUMINOUS MATERIAL TACK COAT, AND PRIME COAT AS REQUIRED.

6. TEMPORARY PAVEMENT MARKINGS TO BE PROVIDED THE SAME DAY THAT RESURFACING OCCURS.

7. ALL PAVEMENT MARKINGS TO BE THERMOPLASTIC AS SPECIFIED BY SECTION 711 OF THE FDOT STANDARD SPECIFICATIONS FOR ROAD AND BRIDGE CONSTRUCTION LATEST EDITION.

2021 STREET RESURFACING PROGRAM

SPECIFIC AUTHORIZATION NO. 1

2021 STREET RESURFACING
Piggy-Back City of Vero Beach Annual Street Resurfacing
Bid 140-2019/JO

SCOPE OF SERVICES

Pursuant to the provisions contained in "Bid No. _____ – 2021 Street Resurfacing" between The City of Fort Pierce (hereinafter referred to as "CITY") and C.W. Roberts Contracting, Inc. (hereinafter referred to as "CONTRACTOR") dated the _____ day of _____ 2021, CITY authorizes the CONTRACTOR to provide services in accordance with the terms and conditions set forth in Bid No. _____.

Section 1 - Scope of Work and Schedule of Services

CONTRACTOR will provide the following services in accordance with this AUTHORIZATION:

Contractor will furnish all labor, materials, tools, equipment, supervision, services and incidentals necessary to construct the asphalt paving, resurfacing, milling and concrete sidewalk replacement, along with concrete curb and gutter and concrete driveway replacement, curb cut ramps including miscellaneous incidentals, and restoration work as specified herein and as directed by the City Engineer through the term of this contract.

Section 2 - Deliverables

CONTRACTOR shall provide the following deliverables to the CITY as listed below and as described in Exhibit "A', attached hereto and incorporated by reference herein:

Completion of Specific Authorization No. 1 project within 60 days of Notice to Proceed

SPECIFIC AUTHORIZATION NO. 1

2021 STREET RESURFACING
Piggy-Back City of Vero Beach Annual Street Resurfacing
Bid 140-2019/JO

Section 3 - Method and Amount of Compensation

CITY will compensate CONTRACTOR for services under this AUTHORIZATION in accordance with the payment method set forth in the attached Exhibit "A", attached hereto and incorporated by reference herein.

The budget (or fee) for the services is not to exceed $415,054.00

Section 4 - CITY's Responsibilities

CITY hereby designates City Engineer or designee as CITY's representative.

Section 5 - Other Provisions

All applicable portions of the AGREEMENT not specifically modified herein shall remain in full force and effect and are incorporated by reference herein.

IN WITNESS WHEREOF, this AGREEMENT, consisting of three pages has been fully executed on behalf of the CONTRACTOR by its duly authorized officer, and the CITY has the same to be duly executed in its name and in its behalf, effective as of the date herein above written.

CITY OF FORT PIERCE, FLORIDA:

By: _____ Date: _____
Linda Hudson, Mayor

Attest: _____
Linda Cox, City Clerk

SPECIFIC AUTHORIZATION NO. 1

2021 STREET RESURFACING
Piggy-Back City of Vero Beach Annual Street Resurfacing
Bid 140-2019/JO

C.W. ROBERTS CONTRACTING, INC

By:_____ Date: 11/4/21
W. Todd Castleberry, Vice President

APPROVED AS TO FORM & CORRECTNESS:

By:_____ Date: _____
Tanya Earley, City Attorney

C.W. Roberts Contracting, Inc.

Tallahassee Corporate Office
3372 Capital Circle NE
Tallahassee, FL 32308
Phone: 850-385-5060
Fax: 850-385-5605

Tallahassee Operations Office
22574 NE SR 20
Hosford, FL 32334
Phone: 850-379-8116
Fax: 850-379-8188

Freeport Office
160 Industrial Park Road
Freeport, FL 32439
Phone: 850-835-3500
Fax: 850-835-3519

Okeechobee Office
806 NW 9th Street
Okeechobee, FL 34972
Phone: (863) 763-7373
Fax: (863) 763-7379

Panama City Office
1603 Bay Avenue
Panama City, FL 32405
Phone: 850-769-6640
Fax: 850-769-7775

Wildwood Office
4208 Highway 124-A
Wildwood, FL 34785
Phone: 352-330-2540
Fax: 352-330-2609

Plant City Office
2102 Jim Johnson Road
Plant City, FL 33566
Phone: 813-756-2009
Fax: 813-659-3787

Palm City Office
8530 SW Jayme Way
Palm City, FL, 34990
Phone: 772-288-0951
Fax: 772-288-0983

PROPOSAL AND CONTRACT

REVISED 10/25/2021

October 25, 2021
Proposal No.: **21243**

To: CITY OF FT. PIERCE
2021 RESURFACING
FT. PIERCE

Phone: **772-467-3780**
Email: eseissiger@cityofftpierce.com

C.W. Roberts Contracting, Inc., hereinafter called the Company, offers to furnish all labor, materials and equipment required for the performance of the following described work in connection with the construction of improvements of the **2021 RESURFACING**

Item	Description	Qty	Unit	Unit Price	Total
1	1.25" MILLING OF EXISTING ASPHALT	30218	SY	$ 3.00	$ 90,654.00
2	1.5" TYPE SP-12.5 PAVING WITH TACK	2600	TN	$ 120.00	$ 312,000.00
3	1" RISER RINGS @ MANHOLES (AS NEEDED)	10	EA	$ 250.00	$ 2,500.00
4	MATCH EXISTING STRIPING - THERMOPLASTIC (PER PLANS)	1	LS	$ 9,900.00	$ 9,900.00
				TOTAL	$ 415,054.00

Notations:

1. *EXCLUDES ANY REQUIRED PERMITS AND ASSOCIATED FEES.*
2. *EXCLUDES ALL TESTING INSPECTIONS, SURVEYS, LAYOUT, AS-BUILTS AND ASSOCIATED FEES.*
3. *THIS PROPOSAL IS FOR ASPHALT LAID ON PRPARED BASE BY OTHERS, CWR IS NOT RESPONSIBLE FOR THE INTEGRITY OR IMPERFECTIONS OF SAID BASE.*
4. *PROPOSAL BASED ON QUANTITIES SHOWN ABOVE, ANY REQUIRED OVERBUILD WILL BE CHARGED AT LISTED TONNAGE PRICE.*
5. *CWR WILL NOT BE LIABLE FOR BIRD BATHS WITH LESS THAN 2% SLOPE.*
6. *EXCLUDES PROTECTION OF PAVERS, CLEANUP AND SWEEPING OF EXISTING SURFACES.*

If the foregoing meets with your acceptance, kindly sign and return this proposal. Upon its' receipt it is understood and the foregoing will constitute the full and complete agreement between us.

This proposal expires **thirty (30)** days from the date hereof, but may be accepted at any later date at the sole option of CWR.

ACCEPTED:

(Firm Name)

(Signature)

(Printed Name and Title)

(Date)

Respectfully Submitted, **RICK SLONE**

C.W. Roberts Contracting, Inc.

October 25, 2021
(Date)

City Commission Regular Meeting - 6:00 pm **11. b.**

Meeting Date: 12/06/2021

Re: Professional Services for Surfside Park Residential Street Drainage Improvements - Phase II & III - RFQ No. 2019-027

SUBJECT:

Approval of Specific Authorization No. 3 to Kimley Horn and Associates for the Surfside Park Residential Street Drainage Improvements Phase II - Professional Design Services in an amount not to exceed $199,750.00.

SUMMARY:

Professional contractual services are required for the preparation of engineering plans and specification package to support the design, permitting, and bidding of drainage improvements in the Surfside Park neighborhood Phase II. The streets identified for drainage improvements under this project are Melaleuca, Plover, Pelican, Walnut, Eucalyptus, Cypress,Sunset Isles, Mimosa and Jacaranda. Improvements will include valley gutters constructed on both sides of the roadway, elimination of the remaining roadside swale by re-grading, driveway replacement, milling and resurfacing.

Kimley Horn and Associates was selected in accordance with "RFQ No. 2019-027 - Engineering Services". The contract is not to exceed $199,750.00.

RECOMMENDATION:

Engineering recommends approval of Specific Authorization No. 3.

ALTERNATIVES:

Request proposal from another continuing service provider.

RESPONSIBLE STAFF:

Jack Andrews, City Engineer

COORDINATED WITH:

Brian Good, Kimley Horn and Associates

Fiscal Impact

Budgeted Y/N:	Y
Fiscal Year:	2022
Account:	403-4300-538.34-90
Amount:	$199,750.00

FISCAL IMPACT:

Design will be funded by Stormwater Management Utility Account.

Attachments

Specific Authorization #3

Form Review

Inbox	Reviewed By	Date
Finance Department	Johnna Morris	11/15/2021 09:06 AM
City Manager	Nick Mimms	11/16/2021 09:45 AM
Form Started By: John Andrews		Started On: 11/04/2021 08:04 AM
Final Approval Date: 11/16/2021		

SPECIFIC AUTHORIZATION NO. 3

SURFSIDE PARK RESIDENTIAL STREET DRAINAGE IMPROVEMENTS – PHASE II
PROFESSIONAL DESIGN SERVICES

REF. RFQ No. 2019-027

SCOPE OF SERVICES

Pursuant to the continuing agreement related to "RFQ No. 2019-027 – Engineering Services" (hereinafter referred to as "AGREEMENT") between The City of Fort Pierce (hereinafter referred to as CITY") and Kimley-Horn and Associates, Inc. (hereinafter referred to as "ENGINEER") dated the _____ day of _____ 2021, CITY authorizes the ENGINEER to provide professional services as detailed herein.

The CITY desires professional engineering services related to the drainage improvements proposed for ten (10) residential streets located within the Surfside Park neighborhood, hereinafter referred to as the "PROJECT"

Section 1 - Scope of Work and Schedule of Services

ENGINEER will provide the following services in accordance with this AUTHORIZATION:

Professional contractual services are required for the preparation of engineering plans and specification package to support the design, permitting, and bidding of drainage improvements in the PROJECT area. The proposed improvements and scope of services are more particularly described in Exhibit "A", attached hereto and incorporated by reference herein.

Section 2 - Deliverables

ENGINEER shall provide the following deliverables to the CITY as listed below and as described in Exhibit "A', attached hereto and incorporated by reference herein:

Preliminary Construction Documents	9 Months from NTP
Final Construction Documents	12 Months from NTP
Bid and Specification Package	12 Months from NTP

SPECIFIC AUTHORIZATION NO. 3

SURFSIDE PARK RESIDENTIAL STREET DRAINAGE IMPROVEMENTS – PHASE II
PROFESSIONAL DESIGN SERVICES

REF. RFQ No. 2019-027

Section 3 - Method and Amount of Compensation

CITY will compensate ENGINEER for services under this AUTHORIZATION in accordance with the payment method set forth in the attached Exhibit "B", attached hereto and incorporated by reference herein.

The budget (or fee) for the services is not to exceed $199,750.00

Section 4 - CITY's Responsibilities

CITY hereby designates City Engineer or designee as CITY's representative for matters related to this AUTHORIZATION.

Section 5 - Other Provisions

All applicable portions of the AGREEMENT not specifically modified herein shall remain in full force and effect and are incorporated by reference herein.

IN WITNESS WHEREOF, this AGREEMENT, consisting of three pages, Exhibit "A" and Exhibit "B" attached, has been fully executed on behalf of the ENGINEER by its duly authorized officer, and the CITY has the same to be duly executed in its name and in its behalf, effective as of the date herein above written.

CITY OF FORT PIERCE, FLORIDA:

By: _____ Date: _____
Linda Hudson, Mayor

Attest: _____
Linda Cox, City Clerk

SPECIFIC AUTHORIZATION NO. 3

SURFSIDE PARK RESIDENTIAL STREET DRAINAGE IMPROVEMENTS – PHASE II
PROFESSIONAL DESIGN SERVICES

REF. RFQ No. 2019-027

KIMLEY-HORN AND ASSOCIATES

By:_____ Date: November 5, 2021
Brian Good, P.E., Senior Vice President

APPROVED AS TO FORM & CORRECTNESS:

By:_____ Date: _____
Tanya Earley, City Attorney

EXHIBIT "A"
DETAILED DESCRIPTION OF THE PROJECT
AND
ENGINEER SCOPE OF SERVICES

CITY OF FORT PIERCE SURFSIDE PARK RESIDENTIAL STREET DRAINAGE IMPROVEMENTS – PHASE II

PROJECT DESCRIPTION:

The City desires to implement drainage improvements along ten (10) residential streets located within the Surfside Park neighborhood. The Surfside Park Neighborhood Unit 1 and Unit 2 were platted in the 1950's and were intended to be residential streets with roadside swales that were to collect and convey stormwater runoff. Over time required to phase construct the residential lots, the originally intended roadside swales were never constructed as designed or have been encroached upon through redevelopment and/or improvements constructed within each residential lot.

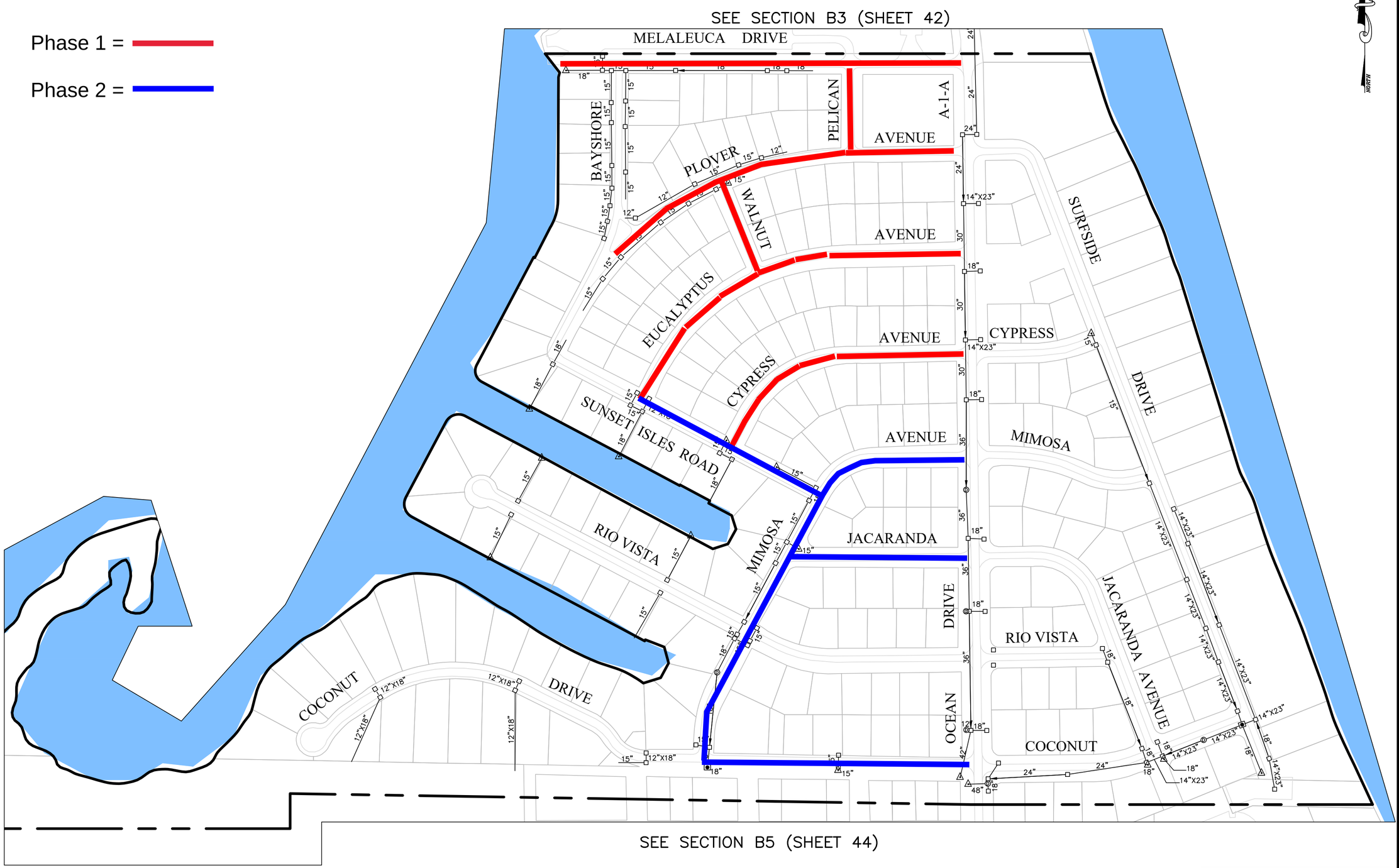
Today stormwater runoff from the residential streets and lots have been directed to the roadways themselves for means of conveyance. As a result, the roadways experience isolated flooding and are deteriorating at accelerated rates. To improve stormwater collection and address the degrading roadway pavement conditions, the City desires to have valley gutters to be added along three residential streets to direct stormwater runoff to existing catch basins. The streets identified for improvement consist of the following:

1. Melaleuca Drive – Bayshore Drive to SR A1A, 1,100 linear feet
2. Plover Avenue – Bayshore Drive to SR A1A, 1,150 linear feet
3. Pelican Drive – Plover Avenue to Melaleuca Drive, 250 linear feet
4. Walnut Court – Eucalyptus Avenue to Plover Avenue, 250 linear feet
5. Eucalyptus Avenue – Sunset Isles Road to SR A1A, 1,150 linear feet
6. Cypress Avenue – Sunset Isles Road to SR A1A, 800 linear feet
7. Sunset Isle Road – Eucalyptus Avenue to Mimosa Avenue, 600 linear feet
8. Jacaranda Avenue – Mimosa Avenue to SR A1A, 525 linear feet
9. Mimosa Avenue – Coconut Drive to SR A1A, 1,350 linear feet
10. Coconut Drive – Mimosa Avenue to SR A1A, 800 linear feet

Please refer to the Location Map on the following page for a visual depiction associated with the proposed Project Limits.

Phase 1 =

Phase 2 =



NORTH

THE SUNRISE CITY
FORT PIERCE *Florida*
ENGINEERING DEPARTMENT

DATE	BY	REVISIONS

DATE 02-28-16
SCALE 1" = 200'
SURVEY BY CRACKERJACK
DWNG. BY D.SUMNER
DESIGN BY D.SUMNER
APPROVE BY J.ANDREWS

B4

DRAINAGE MAINTENANCE MAP

SHEET NO.
43 OF 44
PROJECT NO.
W-0285

LEGEND

STORM MANHOLE	Ⓓ
CATCH BASIN	□
BAFFLE BOX	▣
PIPE	———
OUTFALL PIPE	△

Q:\Engineering CADD Files\Drawings\Reference\Base Maps\MAINTENANCE MAP2.dwg

DESCRIPTION OF TASK DELIVERABLES:

The ENGINEER agrees to perform professional roadway design and related services in connection with the project as required and set forth in the following:

A. General:

1. The ENGINEER will endeavor not to duplicate any previous work done on the project. After issuance of written authorization to proceed, the ENGINEER shall consult with the CITY to clarify and define the requirements for the project and review available data.

2. The ENGINEER will attend conferences with the CITY and its representatives upon reasonable request.

3. In order to accomplish the work described under this Task Order in the time frames and conditions set forth, the ENGINEER will observe the following requirements:

    a. The ENGINEER will complete his work on the project within the time allowed by maintaining an adequate staff of registered engineers, draftsmen, and other employees on the work.

    b. The ENGINEER will design the project in such a manner as to be in reasonable conformance with applicable federal, state and local laws, and shall comply with the Florida Department of Transportation's Plans Preparation Manual Design Criteria, latest edition.

    c. The ENGINEER will prepare all necessary sketches and completed application forms to accompany the CITY's applications for required federal, state, or local permits.

    d. The ENGINEER will cooperate with the CITY in order that all phases of the work may be properly scheduled and coordinated.

    e. The ENGINEER will send a complete preliminary set of construction plans to any city, county, state, regional or federal regulatory agency from which a permit or other approval is required prior to final approval of the design by the City Engineer, and will coordinate the project design with all applicable agencies.

4. Compensation to the ENGINEER for basic services shall be in accordance with Section IV – Compensation, of this Agreement, as mutually agreed upon by the

ENGINEER and CITY.

B. Design Topographic Survey:

The ENGINEER will provide topographic design survey services necessary to support and facilitate contemplated design and permitting activities associated with this project. This task will consist of the preparation of digital base map topographic surveys in accordance with the Professional Land Surveyors in Chapter 5J-17, Florida Administrative Code, pursuant to the intent of the Florida Standards of Practice set forth by the Florida Board of Professional Surveyors in Section 472.027, Florida Statutes.

The survey will include:

1. Records Research: Obtain information from St. Lucie County to acquire record evidence of parcel ownership and existing right-of-way limits.
2. Survey Control Horizontal/Vertical: Recover published horizontal and vertical control for the project. Establish horizontal and vertical control along the route and establish NAVD 88 elevation benchmarks and State Plane Coordinate control points along said route. Approximately 5 primary control points will be set and referenced on the digital Base Map control file.
3. Road Right of Way Retracement: Right of way lines will be calculated based upon existing plats and existing field monumentation.
4. Route Survey and Topography: Obtain cross-section elevations at 50-foot intervals along the route within the roadway right of way. Above-ground improvements, including the existing pavement, driveways, signs, power poles and surface evidence of buried utilities will be located. Drainage structures will be located. Invert elevations and pipe sizes will be obtained on the accessible structures within the existing right of way. All elevations will be referenced to the North American Vertical Datum of 1988 (NAVD88).
5. Base Map Digital Control File: Create a master horizontal control file to be utilized throughout the planning and design of the roadway improvements. This map will include the location of the right-of-way lines and the improvements and elevations that were collected during the previous survey tasks.

C. Geotechnical Investigation:

Field Exploration

The proposed field exploration program will include performing 20 pavement cores and auger borings to a depth of 2 feet below the existing ground surface within the subject roadway areas. The thicknesses of the asphalt and discernable base material will be measured within the core holes and recorded. The auger borings will be drilled using a 3-inch diameter, hand-held bucket auger. Samples of soil will be removed from the auger in the field and then examined and visually classified by our crew chief. Representative portions will be sealed and packaged for transportation to our laboratory for further analysis as required. The boreholes will be backfilled with accumulated cuttings and the core holes will be patched with cold patch asphalt.

Engineering Analysis and Report

Engineering analysis of all data obtained will be made to evaluate the existing roadway materials and to provide recommendations to resurface the asphalt roadway section for the roadways. The data developed during the exploration, will be submitted in a written report upon conclusion of the study.

D. Culvert Inspections:

The ENGINEER will provide limited culvert inspections that will include the collection of baseline measurements that will aid in the evaluating of the existing culvert structural integrity and remaining useful lifespan. Typical baseline measurements include the following:

- Size of culvert — pipe diameter (if round) or span and rise dimensions
- Culvert elevation — invert elevation at both ends and at stations along culvert length
- External visual investigation looking for surface indicative of culvert failure (loss of embankment/fill, surface defects)
- Internal culvert visual investigation (automated camera or dive inspection)
- Length of culvert
- Type and configuration of end treatments
- Build-up of debris/sediment at ends of culvert affecting flow
- Alignment changes, culvert shape, or material changes along culvert length

Based upon deterioration such as corrosion, coating loss, perforations, cracks, joint deficiencies, culvert deformation; the ENGINEER will make pipe culvert rehabilitation recommendations along with estimated construction costs. It is intended that the

outfall culverts along Sunset Isles Road (3 outfalls) and Coconut Drive (2 outfalls) will be inspected.

E. Construction Documents:

The ENGINEER will develop construction documents to adequately define the horizontal and vertical location of the proposed improvements. The construction documents will consist of the following:

Construction Documents:
The ENGINEER will prepare engineering plans, profiles and cost estimates utilizing the survey data collected by the ENGINEER. The design shall be consistent with Federal, State and City standards for construction of a drainage system and conform to the City Land Development Regulation's Standards and Codes, where applicable. The ENGINEER will develop the construction cost estimate utilizing construction line items, quantities, unit prices and individual line item totals. Preliminary engineering plans will be submitted to City staff at the time of 60% completion and consist of the following, but not limited to:

- Cover Sheet
- General Notes and Specifications Sheet
- Summary of Pay Item Sheet
- Key Map Sheet
- Paving, Grading and Drainage Plan Sheets (minimum scale 1"=20' on 24"x36" sheets)
- Roadway Cross Section Sheets
- Detail Sheets

The ENGINEER will furnish two full size (24"x36") copies of the preliminary engineering plans, cost estimate and preliminary calculations to City staff at the predetermined deliverable date. All deliverables shall also be submitted in PDF format. The ENGINEER will submit plans to the City Staff at the 60% design milestone. Based upon comments provided by the City regarding the preliminary engineering plans (60% submittal), the ENGINEER will prepare final construction design plans and an updated construction cost estimate for bidding and construction. Final plans and calculations will be submitted to City staff. All changes resulting from comments will be addressed by the ENGINEER to finalize the engineering plans and construction cost estimate.

The ENGINEER shall include the City's boiler plate general agreement and conditions to the contract document and specifications and is to submit, for review and approval, a completed contract document to the City. The ENGINEER will

furnish two full size (24”x36”) copies of the final design plans and construction cost estimate to City.

F. Bid & Specification Packages:

The ENGINEER will prepare the City’s Standard Unit Price Construction Contract, inclusive of the project specification package and bid blank form (pay items and quantities) necessary to competitively bid the contemplated scope of work.

TIME OF PERFORMANCE:

Preliminary Construction Documents	9 months from NTP
Final Construction Documents	12 months from NTP
Bid and Specification Package	12 months from NTP

EXHIBIT "B"

COMPENSATION

The CITY agrees to pay and the ENGINEER agrees to accept for services rendered pursuant to fees in accordance with the following:

A. Professional Services Fee: The basic compensation mutually agreed upon by the ENGINEER and the CITY follows:

Lump Sum Tasks

Task Description	Fee
Design Topographic Survey	$ 42,250
Geotechnical Investigation	$ 4,500
Culvert Inspections	$ 6,800
Construction Documents	$ 143,760
Bid & Specification Packages	$ 2,440
Grand Total	**$ 199,750**

Compensation will be computed at the hourly rates of

Project Manager	$	225.00
Assistant Project Manager	$	175.00
Senior Engineer	$	145.00
Engineer	$	125.00
Engineering Technician	$	90.00
Draftsperson	$	85.00
Secretary	$	50.00

City Commission Regular Meeting - 6:00 pm **11. c.**

Meeting Date: 12/06/2021

Re: Purchase approval for Swagit: Annual Renewal of ADA compliance for FPTV services

Submitted For: Devoshay Johnson, IT Manager, Information Technology

SUBJECT:

Approve contract with Swagit., Plano, TX for the annual renewal of ADA compliance for FPTV services in the amount not to exceed $68,328.00.

SUMMARY:

Swagit currently provides closed captioning services and is a single source vendor for the City of Fort Pierce.

By approving the purchase approval, the City of Fort Pierce will remain ADA compliant.

Annual Services start November 2021 through October 2022.

RECOMMENDATION:

Recommendation is to approve the purchase for Swagit., Plano, TX for the annual renewal of ADA compliance for FPTV closed captioning services in the amount not to exceed $68,328.00.

ALTERNATIVES:

Do not approve.

RESPONSIBLE STAFF:

IT Director

COORDINATED WITH:

N/A

Fiscal Impact

Budgeted Y/N:	Y
Fiscal Year:	2022
Account:	00160005134675
Amount:	68,328.00

FISCAL IMPACT:

Annual renewal of ADA compliance for FPTV services

Attachments

Swagit Annual Renewal

Form Review

Inbox	Reviewed By	Date
Information Technology	Devoshay Johnson	11/15/2021 03:01 PM
Finance Department	Gelencia Carter	11/15/2021 03:33 PM
City Manager	Nick Mimms	11/16/2021 09:46 AM

Form Started By: Alma Juarez Started On: 11/15/2021 02:33 PM

Final Approval Date: 11/16/2021

Swagit Productions, LLC

P.O. Box 251002
Plano, TX 75025-1002
Fax # 214-750-9513
corporate@swagit.com

*Make Checks Payable To Swagit Productions, LLC

Bill To
City of Fort Pierce Attn: Finance Department P.O. Box 1480 Fort Pierce, FL 34954

Invoice #	19020
Sales Representative	David Owusu
Phone #	214-432-5905
Date	10/31/2021
Client Contact	DeVoshay Johnson
P.O. No.	
Swagit Account #	2K120322FP

Invoice

Description	Qty	Rate	Amount
Agenda Quick Monthly Managed Services: November 2021 through October 2022	12	650.00	7,800.00
Video Streaming Services: November 2021 through October 2022 Content Delivery Package 3: Up to 125 indexed meetings per year, 24/7 Live Stream, PEG PSAs, PEG App Support, Sound Search, Social Media eXstream and 120 hours of specialty content per year. Remote Switching Included (up to 125 meetings/year). Includes live and video on-demand closed captioning for 125 meetings per year, with a VOD captions turnaround time of 4 - 5 business days from the end of the meeting.	12	5,044.00	60,528.00
		Subtotal	USD 68,328.00

Payments/Credits	USD 0.00
Balance Due	**USD 68,328.00**

City Commission Regular Meeting - 6:00 pm **11. d.**

Meeting Date: 12/06/2021

Re: Release of Unity of Title - 1569 Thumb Point Drive

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Approval of a Release of Unity of Title for 1569 and 1573 Thumb Point Drive.

SUMMARY:

In 2015, a Unity of Title was secured by the owners of both 1569 Thumb Point Drive and 1573 Thumb Point Drive to allow for a garden on 1569 Thumb Point Drive. The property at 1573 Thumb Point Drive has a home and the property at 1569 Thumb Point is vacant but wanted to be used as a garden with a fence surrounding. The Unity of Title was required as vacant parcels are not permitted to have a fence without a structure.

Subsequently, the owners sold the property at 1573 Thumb Point Drive but have maintained ownership of the property located at 1569 Thumb Point Drive. The fence at 1569 Thumb Point Drive was removed in October 2021.

The Release of Title is now requested by the owners of 1573 Thumb Point Drive.

RECOMMENDATION:

Approve the Release of Title

ALTERNATIVES:

Disapprove the Release of Title

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

Tanya M. Earley, City Attorney

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a
Amount:	n/a

OTHER INFORMATION:

n/a

Attachments

letter by representing attorney
Revised Unity of Title Release request
Initial Request of Release of Unity of Title

Form Review

Inbox	Reviewed By	Date
City Manager	Jennifer Hofmeister	11/15/2021 06:16 AM
City Manager	Jennifer Hofmeister	11/16/2021 09:00 AM
City Manager	Nick Mimms	11/16/2021 09:46 AM

Form Started By: Jennifer Hofmeister Started On: 11/15/2021 06:14 AM
Final Approval Date: 11/16/2021

ATTORNEYS AT LAW
MILDNER & ASSOCIATES, P.A.

ROY T. MILDNER, Esq.
OF COUNSEL
GLENN M. BLAKE, Esq.
MICHAEL R. OHLE, Esq.
LOUIS N. LARSEN, Esq.

October 27, 2021

City of Ft. Pierce
Jennifer Hofmeister
100 N US 1
Ft. Pierce, FL 34950

Sent Via Email: jhofmeister@cityoffortpierce.com

In Re: Release of Unity of Title
1569 Thumb Point Drive

Dear Ms. Hofmeister:

Please be advised the undersigned law firm represents Jerry and Kristina Walters with regard to the above referenced matter. Several years ago, Unity Title was obtained for this property as the homeowners wished to incorporate the vacant lot next door for gardening purposes thereby fencing both the residence and the vacant lot together. The city ordinances did not allow the fencing of a vacant lot separately and therefore the unity of title was necessary for this purpose.

Since that time the home has been sold and the fence has been removed from the vacant lot which is still owned by my clients. I have enclosed herewith a copy of the unity of title. Pursuant to the terms of the unity of title now that the fence has been removed and my client's would like to obtain a release from the Fort Pierce City Commission pursuant to Paragraph 2 so that the lot may be conveyed to the perspective purchasers. Please put this matter on the next agenda, if necessary, in order to obtain said release.

If you should have any questions, please feel free to contact my office.

Very Truly Yours,

Roy T. Mildner, Esq.
RTM/lac

cc: clients
First International Title, Shonda.boatright@firstintitle.com

423 DELAWARE AVENUE • FORT PIERCE, FLORIDA 34950
(772) 464-8008 800-793-8008 FAX (772) 464-8233
WWW.FLORIDALEGAL.COM

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4083739 OR BOOK 3760 PAGE 147, Recorded 06/22/2015 at 04:15 PM

Corrective Copy to include definition of both properties being unified.

UNITY OF TITLE

BY THESE PRESENTS, Jerry C. Walters and Kristina W. Walters hereinafter referred to as "Owner(s)", for other good and valuable considerations, hereby agrees to restrict the use of lands more particularly described in Exhibit "A" attached hereto in the following manner:

1. That said property shall be considered as one plot and parcel of land and that no portion of said plot and parcel of land shall be sold, transferred, devised, or assigned separately except in its entirety as one plot or parcel of land.

2. The undersigned further agrees that this condition, restriction and limitation shall be deemed a covenant running with the land, and shall remain in full force and effect, and be binding upon the undersigned, their heirs and assigns until such time as the same may be released in writing by the City Commission for the City of Fort Pierce, Florida.

3. The undersigned further agrees that this instrument shall be recorded in the Public Records of St. Lucie County.

Signed, sealed, executed and acknowledged on the 2nd day of June, 2015, in St. Lucie County, Florida.

WITNESSES:

Signature: Zelda Peterson
Name Printed

Signature: Cheryl Freeman
Name Printed

OWNER(S):

By: Jerry C Walters
Signature
Jerry C Walters
Name Printed
Address: 1578 Thumb Point Drive

By: Kristina W. Walters
Signature
Kristina W. Walters
Name Printed
Address: 1573 Thumb Point Drive

STATE OF COUNTY OF FLORIDA
COUNTY OF St. Lucie

I HEREBY CERTIFY that the foregoing instrument was acknowledged before me this 2ND day of June, 2015, by Jerry & Kristina Walters, he or she ( ) is personally known to me or (X) has produced DL as identification.

NOTARY PUBLIC
Signature: Cheryl Freeman
Name Printed: Cheryl Freeman
My Commission Expires:

CHERYL FREEMAN
Notary Public - State of Florida
My Comm. Expires Jul 12, 2018
Commission # FF 184567

Exhibit "A" is the legal description of all properties to be included in this UoT

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
SAINT LUCIE COUNTY
FILE # 4076672 06/02/2015 at 01:29 PM
OR BOOK 3752 PAGE 2104 - 2108 Doc Type UT
RECORDING: $18.50

Escrow File No.: R15046037

Unoccupied vacant lot at:

EXHIBIT "A"

LOT 3, BLOCK 7, OF THUMB POINT, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 10, PAGE 79, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

To be unified with occupied homestead at:

LOT 2, BLOCK 7, THUMB POINT, according to the Plat thereof, as recorded in Plat Book 10, Page 79, public records of St. Lucie County, Florida.

Prepared by and Returned to:
Mildner & Associates, P.A.
423 Delaware Avenue
Ft. Pierce, FL 34950
(772) 464-8008

RELEASE OF UNITY OF TITLE

KNOWN BY MEN BY THESE PRESENTS that the City Commission for the City of Fort Pierce, Florida, hereby releases the following described real property located in St. Lucie County, Florida from the covenants and provisions contained in that certain Unity of Title dated June 2, 2015, and originally recorded in Official Records Book 3752, Page 2104 and re-recorded in Official Records Book 3760, Page 147 of the Public Records of St. Lucie County, Florida.

Lots 2 and 3, Block 7, of THUMB POINT, according to the Plat thereof as recorded in Plat Book 10, Page 79, of the Public Records of St. Lucie County, Florida.

CITY OF FORT PIERCE

Signed, sealed and delivered in the presence of:

By: _____

_____
Witness

ATTEST:

_____
Witness

_____
City Clerk

State of _____
County of _____

The foregoing instrument was acknowledged before me this ____ day of _____, 2021, by _____ who is/are personally known to me or who produced _____ as identification.

_____
Notary Public
Print Name: _____
My Commission Expires: _____

Prepared by and Returned to:
Mildner & Associates, P.A.
423 Delaware Avenue
Ft. Pierce, FL 34950
(772) 464-8008

RELEASE OF UNITY OF TITLE

KNOWN BY MEN BY THESE PRESENTS that the City Commission for the City of Fort Pierce, Florida, hereby releases the following described real property located in St. Lucie County, Florida from the covenants and provisions contained in that certain Unity of Title dated June 2, 2015, and recorded in Official Records Book 3760, Page 147 of the Public Records of St. Lucie County, Florida.

Lots 2 and 3, Block 7, of THUMB POINT, according to the Plat thereof as recorded in Plat Book 10, Page 79, of the Public Records of St. Lucie County, Florida.

CITY OF FORT PIERCE

Signed, sealed and delivered in the presence of:

By: _____

_____
Witness

ATTEST:

_____
Witness

_____
City Clerk

State of _____
County of _____

The foregoing instrument was acknowledged before me this ____ day of _____, 2021, by _____ who is/are personally known to me or who produced _____ as identification.

_____
Notary Public
Print Name: _____
My Commission Expires: _____

City Commission Regular Meeting - 6:00 pm **11. e.**

Meeting Date: 12/06/2021

Re: 1312 Atlantic Avenue - Request to Reduce Code Enforcement Lien

Submitted For: Peggy Arraiz, Code Compliance Manager, Code Enforcement

SUBJECT:

Approve request to reduce Code Enforcement lien in the amount of $32,240.00, against 1312 Atlantic Avenue, Fort Pierce, FL 34950 - Parcel ID Number 2409-813-0018-000/6, owned by William & Virginia Smith (TR), to $1,000.00 to be paid within six months or at closing. The applicant, Mr. William Smith, is requesting the full amount of the lien, $32,240.00, be waived leaving a balance of $0.00, which requires the item to be pulled from the Consent Agenda with a direct vote of the City Commission.

SUMMARY:

Request by applicant, Mr. William Smith, to reduce the lien of $32,240.00 to 0.00.

RECOMMENDATION:

The Special Magistrate, having heard the request of the owner, and testimony of Staff, recommends reducing the lien in the amount of $32,240.00 to $1,000.00 payable in six months or at closing.

Hard Costs (postage / filing fees / photos)	$56.68
Case Processing Fees (months open / inspections)	$393.32
Special Magistrate Hearing Costs	$300.00
City Commission Hearing (3/2/20)	$250.00

ALTERNATIVES:

Approve the applicant's request
Determine an alternate amount

RESPONSIBLE STAFF:

Margaret M. Arraiz, Director of Community Response

COORDINATED WITH:

City Attorney's Office
Special Magistrate Pelletier

Fiscal Impact

Budgeted Y/N: Y
Fiscal Year: 2022
Amount: $1,000.00
OTHER INFORMATION:

Revenue of $1,000.00 to the general fund.

Attachments

Property ID Card
Order Assessing Fine and Imposing Lien
Request for Reduction
Administrative Fees

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:28 PM

Form Started By: Peggy Arraiz
Started On: 11/17/2021 02:20 PM
Final Approval Date: 11/22/2021

Michelle Franklin, CFA -- Saint Lucie County Property Appraiser -- All rights reserved.

Property Identification

Site Address: 1312 ATLANTIC AVE
Sec/Town/Range: 09/35S/40E
Parcel ID: 2409-813-0018-000-6
Jurisdiction: Fort Pierce

Use Type: 0100
Account #: 22699
Map ID: 24/09S
Zoning: Medium Den

Ownership

William H Smith (TR)
Virginia R Smith (TR)
69 Horseshoe LOOP
Kingston, GA 30145

Legal Description

J.S.KEEN`S S/D BLK 4 LOT 2 (OR 1865-1275)

Current Values

Just/Market Value:	$49,300
Assessed Value:	$30,646
Exemptions:	$0
Taxable Value:	$30,646

Property taxes are subject to change upon change of ownership.

- **Past taxes are not a reliable projection of future taxes.**
- **The sale of a property will prompt the removal of all exemptions, assessment caps, and special classifications.**

Taxes for this parcel: SLC Tax Collector's Office
Download TRIM for this parcel: Download PDF

Total Areas

Finished/Under Air (SF):	1,004
Gross Sketched Area (SF):	1,232
Land Size (acres):	0.17
Land Size (SF):	7,500

Building Design Wind Speed

Occupancy Category	I	II	III & IV
Speed			

Sources/links:

All information is believed to be correct at this time, but is subject to change and is provided without any warranty.
© Copyright 2021 Saint Lucie County Property Appraiser. All rights reserved.

THE SUNRISE CITY
FORT PIERCE
CODE ENFORCEMENT
Florida

SPECIAL MAGISTRATE
ORDER ASSESSING FINE AND IMPOSING LIEN

Case # 20-2044

Violator: WILLIAM & VIRGINIA SMITH (TR)
2440 JERNIGAN RD
FT PIERCE, FL 34945

MICHELLE R. MILLER, CLERK OF THE CIRCUIT COURT
SAINT LUCIE COUNTY
FILE # 4902359 07/30/2021 03:55:17 PM
OR BOOK 4657 PAGE 2647 - 2647 Doc Type: ORD
RECORDING: $10.00

Property Address: 1312 ATLANTIC AVE
Tax ID #: 2409-813-0018-000/6
Legal Description: J.S.KEEN`S S/D BLK 4 LOT 2

Violation of Section(s): IPMC 302.7 – Accessory Structures

THIS CAUSE having come before the Special Magistrate pursuant to Florida Statute 162.09 upon notification by the Code Enforcement Officer that the Special Magistrate's Order herein dated December 17, 2020 was not complied with by the date set forth therein, and being otherwise advised in the premises, it is

ORDERED AND ADJUDGED that the violator shall pay a daily fine as provided in such order in the sum of $150.00 from March 2, 2021 and a like sum thereafter for each day the violation continues. A certified copy of this Order may be recorded in the public records of St. Lucie County and shall thereafter pursuant to Florida Statute 162.09(3) constitute a lien against the above described property and upon any other real or personal property owned by the violator.

Upon petition to the Circuit Court this Order may be enforced in the same manner as a Court Judgment by the Sheriffs of the State, including levy against personal property. The fine imposed herein shall continue to accrue until the violator comes into compliance or until judgment is rendered upon a suit to foreclose on this lien, whichever occurs first. The lien arising from this fine runs in favor of the City of Fort Pierce, a municipal corporation, and the City of Fort Pierce may execute a satisfaction of release of lien. This Order shall not be deemed to be a Court judgment except for enforcement purposes and may be foreclosed as further provided by law.

DONE AND ORDERED this 21st day of July, 2021.

Claudette Pelletier, Esq., Special Magistrate

ATTEST:

STATE OF FLORIDA
ST. LUCIE COUNTY
CITY OF FORT PIERCE

I HEREBY CERTIFY THAT THIS IS A TRUE
AND CORRECT COPY OF THE ORIGINAL.

Linda W. Cox
CITY CLERK

(CITY SEAL)

7/26/21
DATE

C0103901

THE SUNRISE CITY
FORT PIERCE
CODE ENFORCEMENT
Florida

REQUEST FOR A REDUCTION OR RESCINDMENT OF CODE ENFORCEMENT FINES / LIENS

Date:	October 6th 2021				
Property address:	1312 Atlantic Ave, Fort Pierce				
Owner(s) of record:	William Smith				
Mailing address:					
Property tax ID #:					
Original purchase date:	1-2003	Original purchase price:	25,000		
Property is used for:	☒ Single Family	☐ Multi-family	☐ Commercial	☐ Industrial	☐ Vacant Lot
Name of person requesting reduction:	William Smith	Relationship to owner(s)	Owner		
Telephone #:	772 834 4451	Mobile phone #:	7728344451		
E-mail:		Preferred contact method:	7728344451		
What are owner(s) intentions for property:	Sold				
Amount of Lien:		Date Fine Initiated:			
Are there current code violations?	☒ No	☐ Yes	Explain: (please attached notice)		
Is property listed for sale?	☒ No	☒ Yes	If yes, what is listing price?	54,000	
Is property under contract for sale?	☐ No	☒ Yes	If yes, what is the sale price?	54,000	

AMOUNT OF FINE / LIEN $_____

DOLLAR AMOUNT REQUESTING TO BE WAIVED $_____

DOLLAR AMOUNT I AGREE TO PAY $ 0000

[signature] 10/6/21
Signature of Owner or Representative Date

WILLIAM SMITH
Printed Name

OWNER / REPRESENTATIVE REQUEST TO PROCESS APPLICATION

Property Address:	

☒ I acknowledge that I have been provided a copy of Rule 17 of the Rules of Procedure for the City of Fort Pierce Code Enforcement Board and Special Magistrates and that I have read the rules and being advised as such make the following request:

☐ I am requesting that my application for lien reduction be processed administratively through the Rules of Procedure Sec. 17(b), I understand the requirements to be met and that I waive my right to a hearing before either the Special Magistrate or Code Enforcement Board.

☐ I am requesting that my application for lien reduction be processed administratively through the Rules of Procedure Sec. 17(d), I understand the requirements to be met and understand that the Special Magistrate will make the final determination.

☐ I am requesting that my application for lien reduction be considered and a determination made by the City Commission of the City of Fort Pierce.

Signature of Owner or Representative Date Printed Name

COFP – APPLICATION PROCESS DETERMINATION

☑ Staff has reviewed the request for lien reduction and agrees to process the application as requested by the signing party.

☐ Staff has reviewed the request for lien reduction and do not agree to process the application as requested by the signing party. The matter will be placed before the City Commission for final determination.

City Representative Date Printed Name

THE SUNRISE CITY
FORT PIERCE
CODE ENFORCEMENT
Florida

REQUEST FOR REDUCTION OF PENALTY

By completing this form, you are making statements under oath. Failure to be truthful is a violation of Fort Pierce City Code and Florida Statutes pertaining to perjury, which is a felony punishable by up to fifteen (15) years imprisonment.

INSTRUCTIONS:

1. Please fill in blanks completely.
2. Be specific when writing your statement. Use additional pages if necessary.
3. If you are claiming medical or financial hardship, attach supporting documentation (i.e. doctor's statement or proof of income).
4. Complete the appropriate application for lien reduction / rescindment.
5. For lot clearing or demolition liens, contact Kathy D'Arton in the Finance Department (772-467-3076) for cost / fees breakdown.
6. For code enforcement liens (those imposed by a Special Magistrate or Code Enforcement Board), contact Katherine Calderon (772-467-3149) for cost / fees breakdown.
7. If you do not have access to a Notary Public, one will be provided to you by the Department at no charge. All forms must be signed in the presence of the Notary to be valid.
8. Return this form, the application and any other pertinent documentation to the Code Enforcement Department.
9. Requests for Reduction / Rescindment of code enforcement liens are governed by Rule 17 of the City's Rules & Regulation for Code Enforcement Board and Special Magistrate.

Property Address: 1312 Atlantic Ave, Fort Pierce, FL 34950

Property Owner: William Smith

Mailing Address: _____

Telephone #: 772-834 4451 Cell Phone #: 772 834 4451

E-Mail Address: _____

Is the property in compliance? YES If no, please explain in the narrative of your request.

I, William Smith, do hereby submit this Petition in request for a reduction in the total amount of the penalty imposed and in support offer the following statement:

I have removed all mold from windows replaced 2 windows and window handles.

The renter at 1312 Atlantic Ave, Fort Pierce, FL had made the hole to creat a doggy door for her dog to go through at night when let out to use the bathroom at night.

Date: 10/6/21

Signed: X

Print Name: William Smith

STATE OF FLORIDA

COUNTY OF ST. LUCIE

PERSONALLY APPEARED before me, the undersigned authority _____ who acknowledged before me that the information contained herein is true and correct. He or She is / is not personally known to me and has produced _____ as identification.

WAIVED C/9

SWORN TO AND SUBSCRIBED before me this _____ day of _____, 20_____.

_____

Notary Public, State of Florida

Administrative Cost Estimator

11/2/2021

Property Address: 1312 Atlantic Avenue (20-2044)

Date case originated: 9/16/2020

Date case complied: 9/19/2021

Total time: 12 months

Number of Hearings

Violation Hearings: 1

Massey Hearings: 0

Lien Reduction Hearings: 1

1 mo after address change

Mailing Expense			
Regular 1st Class:	$0.44	7	$3.08
Certified Mail:	$5.10	1	$5.10
Photographs (per page)	$0.50	37	$18.50
Filing Fees (add 1 fee for Release of Lien)	$10.00	3	$30.00
Months Open Covers code officer's monthly inspections and follow-up, file maintenance, correspondence/communications with property owner / tenant / management and other departments.	$50.00	12	~~$600.00~~ 50.00
Code Enforcement Secretary			
Up to three Hearings	$150.00	1	$150.00
Each additional Hearing	$75.00	0	$0.00
Covers hearing prep: NOV, postings, notorizations, order preparation, minutes, summary sheets, correspondence, filings with Clerk of Court.			
Director of Community Response Covers review of initial notice, review of case file for recommendation and review with attorney	$75.00	1	$75.00
City Attorney (per hour) Covers the cost of case preparation (written & oral communication) for appeals, disputed cases or those with legal representation requiring review above & beyond the norm.	$125.00	1	$125.00
Hearings Cover SM/CEB review and hearing time, recording secretary, code staff & management hearing time, attorney hearing time, MIS or SLC set up.	$150.00	2	$300.00
Commision Meeting Fee set by the City Commission	$250.00	1	$250.00
	Total Estimated Cost:		**$1,556.68**
			− 550.00
			1,006.68

City Commission Regular Meeting - 6:00 pm **11. f.**

Meeting Date: 12/06/2021

Re: Opioid Settlement Funds Interlocal Agreement

Submitted For: Nick Mimms, City Manager, City Manager

SUBJECT:

Approve Interlocal Agreement Governing Use of St. Lucie County Regional Opioid Settlement Funds between St. Lucie County, the City of Port St. Lucie, the City of Fort Pierce, and the St. Lucie County Fire District.

SUMMARY:

The City of Fort Pierce received a letter from the County Administrator on June 1, 2021, including a copy of an April 13, 2021, letter from the Florida Attorney General addressing opioid litigation. St Lucie County was advised that a proposed "Regional Fund" will be awarded to counties with a population of at least 300,000 residents. St. Lucie County may be eligible to receive funding from the Regional Fund as a "Qualified County" due to its population exceeding 300,000. Additionally, a Qualified County must reach an agreement with the cities/towns that account for at least 50% of the county's population about the expenditure of these funds. The proposed Interlocal Agreement will enable St. Lucie County to become a Qualified County and directly receive Regional Funding.

The St. Lucie County Opioid Task Force was established to collect data on the type, extent, and nature of the opioid crisis in the county's communities and to offer recommendations on activities, actions, or strategies that should be undertaken to abate the opioid epidemic.

The BOCC will create an Opioid Abatement Funding Advisory Board to examine and analyze the data produced by the Opioid Task Force and to make recommendations to the BOCC on the funding of services and programs available to all citizens of St. Lucie County. The Advisory Board will be comprised of 7 members including one appointed by the City of Fort Pierce.

The proposed Interlocal Agreement has been reviewed by the City Attorney and Chief of Police.

RECOMMENDATION:

Staff recommends execution of the Interlocal Agreement.

ALTERNATIVES:

Staff will proceed as directed by the City Commission.

RESPONSIBLE STAFF:

Nicholas C. Mimms, City Manager

COORDINATED WITH:

Tanya Earley, City Attorney
Diane Hobley-Burney, Chief of Police

Fiscal Impact

OTHER INFORMATION:

St. Lucie County is responsible for all the costs associated with administering the Regional Fund. There is no fiscal impact to the City of Fort Pierce.

Attachments

Interlocal Agreement

Exhibit A

Exhibit B

Letter from County Administrator

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:28 PM

Form Started By: Jennifer Robinson
Started On: 11/17/2021 03:40 PM
Final Approval Date: 11/22/2021

INTERLOCAL AGREEMENT GOVERNING USE OF ST. LUCIE COUNTY REGIONAL OPIOID SETTLEMENT FUNDS

THIS INTERLOCAL AGREEMENT ("Agreement") is made and entered into as of this _____ day of _____, 2021, by and between St. Lucie County, a political subdivision of the State of Florida, hereinafter referred to as the "County," and the City of Port St. Lucie, the City of Fort Pierce, hereinafter referred to as the "Cities" and the St. Lucie County Fire District, hereinafter referred to as the "District"; and

WHEREAS, a local, state, and national crisis arose as a result of the manufacture, distribution, and over-prescribing of opioid analgesics ("opioids") and resulted in opioid overdoses and addictions throughout municipalities, counties, states, and the nation; and

WHEREAS, St. Lucie County and the Cities therein are not immune from this nationwide crisis; and

WHEREAS, a collaborative body known as the St. Lucie County Opioid Task Force, hereinafter "Opioid Task Force", was created in response to the alarming increase in opioid-related drug misuse and opioid-related deaths within the geographic boundaries of St. Lucie County; and

WHEREAS, a regional collaborative body known as the Treasure Coast Opioid Task Force, which includes representatives from Indian River, Martin, Okeechobee, St. Lucie Counties and other stakeholders was created in responses to the regional issues associated with the drug misuse and opioid-related deaths; and

WHEREAS, the Opioid Task Force meets to study and analyze data related to the opioid epidemic and abatement programming; and

WHEREAS, the crisis has caused and is causing an undue strain on local government finances to implement programing to combat the opioid epidemic, to mitigate the harmful effects of the opioid epidemic in the community, and to increase educational campaigns to counteract mis-information about the addictive nature and harmful effects of opioids; and

WHEREAS, the opioid crisis is as pronounced within St. Lucie County and within the Cities as it was throughout most of the harder hit areas in the state of Florida and in the United States and despite the resources expended on combatting the epidemic, the opioid epidemic continues to impact the local community; and

WHEREAS, as a result of the national opioid crisis, many governmental entities throughout the country filed lawsuits against opioid manufacturers, distributors, and retailers, hereinafter referred to as the "defendants", to hold them accountable for the damage caused by their misfeasance, nonfeasance, and malfeasance, as well as to recover monetary damages for past harm and financial compensation for ongoing and future abatement efforts; and

WHEREAS, three governmental entities in St. Lucie County deemed the opioid crisis significant enough to secure litigation counsel and individually elect to file suit against the defendants as follows: the City of Port St. Lucie, the City of Fort Pierce, (hereinafter referred to as the "MDL Cities") and the County; and

WHEREAS, the lawsuits filed by the MDL Cities and the County were consolidated with other lawsuits filed by state, tribal and local governmental entities into what is known as the National Prescription Opiate Litigation in the United States District Court of the Northern District of Ohio, Eastern Division, case number 1:17-MD-2804; and

WHEREAS, as a result of this litigation, multiple defendants have begun to negotiate settlements; and

WHEREAS, the Attorney General for the State of Florida (hereinafter "Attorney General") anticipates that Settlement funds will be distributed to the State of Florida over multiple years as part of a global settlement, and to the MDL Cities and County; and

WHEREAS, the Attorney General has proposed entering into agreements with local governments within the State of Florida to receive Settlement funds. This agreement (hereinafter referred to as the "State MOU"), as currently drafted, divides settlement funds into three portions designated as City/County, Regional and State funds; and

WHEREAS, the State MOU sets forth the amount and manner of distribution of City/County and Regional Settlement funds within Florida, the requirements to receive and manage Regional funds, and the purposes for which Regional funds may be used. The State MOU is attached hereto as Exhibit A; and

WHEREAS, the parties recognize that local control over Settlement funds is in the best interest of all persons within the geographic boundaries of St. Lucie County and ensures that Settlement funds are available and used to address opioid-related impacts within St. Lucie County and are, therefore, committed to the County qualifying as a "Qualified County" and thereby receiving Regional funds pursuant to the State MOU; and

WHEREAS, the State MOU requires that in order for St. Lucie County to become a Qualified County eligible to receive Regional Funding, there must be an interlocal agreement among St. Lucie County and Municipalities, as defined in the MOU, with combined population exceeding 50% of the total population of the Municipalities within St. Lucie County, with the term

"Municipalities" being defined for the purpose in this Agreement as those municipalities with a population of 10,000 or more as required by the State MOU; or with population less than 10,000 who were party plaintiffs; population for purposes of the MOU is determined by specific Census data; and

WHEREAS, historically, government-funded programming geared toward abating the opioid crisis has been data driven based upon community impacts without regard to governmental jurisdictional boundaries; and

WHEREAS, the parties recognize that it is in the best interest of the County, the Cities and the District to enter into this interlocal agreement to ensure St. Lucie County is a "Qualified County" to receive Regional Funding pursuant to the State MOU.

NOW, THEREFORE, in consideration of the covenants herein contained, and other good and valuable consideration, the parties agree as follows:

Section 1. DEFINITIONS

A. Unless otherwise defined herein, all defined terms in the State MOU are incorporated herein and shall have the same meanings as in the State MOU.

B. "St. Lucie County Regional Funding" shall mean the amount of the Regional Funding paid to St. Lucie County in its role as a Qualified County.

Section 2. CONDITIONS PRECEDENT

This Agreement shall become effective on the Commencement Date set forth in Section 4, so long as the following conditions precedent have been satisfied:

A. Execution of this Agreement by the County and the governing bodies of the Cities as required by the State MOU to enable St. Lucie County to become a Qualified County and directly receive St. Lucie County Regional Funding; and

B. Execution of all documents necessary to effectuate the State MOU in its final form; and

C. St. Lucie County being determined by the State of Florida to qualify as a "Qualified County" to receive Regional Funding under the State MOU; and

D. Filing of this Agreement with the Clerk of the Circuit Court for St. Lucie County as required by Florida Statutes, Section 163.01.

Section 3. EXECUTION

This Agreement may be signed in counterparts by the parties hereto.

Section 4. TERM

The term of this Agreement and the obligations hereunder commences upon the satisfaction of all condition's precedent, runs concurrently with the State MOU, and will continue until one (1) year after the expenditure of all St. Lucie County Regional Funding, unless otherwise terminated in accordance with the provisions of the State MOU. Obligations under this Agreement which by their nature should survive, including, but not limited to any and all obligations relating to record retention, audit, and indemnification will remain in effect after termination or expiration of this Agreement.

Section 5. BOARD

A. St. Lucie County Regional Funding will be used in accordance with the requirements of the State MOU, and guidelines set forth by a board established by resolution of the

Board of County Commissioners (hereinafter referred to as the "Opioid Abatement Funding Advisory Board"), which will include utilizing the Opioid Taskforce data and projections.

i. Opioid Abatement Funding Advisory Board membership shall be comprised of the following members appointed for two-year terms:

1. One member appointed by the City of Port St. Lucie;
2. One member appointed by the City of Fort Pierce;
3. One member appointed by the St. Lucie County Fire District;
4. One member nominated by the St. Lucie Sheriff's Office;
5. The Director of the Florida Department of Health in St. Lucie County or designee;
6. One member appointed nominated by the County Administrator and appointed by the Board of County Commissioners to represent the hospitals in St. Lucie County.
7. One member appointed nominated by the County Administrator and appointed by the Board of County Commissioners to represent the mental health community with expertise in public health and addiction.

B. The Opioid Abatement Funding Advisory Board shall meet regularly and as often as needed to effectuate its responsibilities, but no less than quarterly and on a schedule which allows the Opioid Task Force to provide the data compiled for and arising out

of its quarterly meeting to the Opioid Abatement Funding Advisory Board for review and consideration.

C. The Opioid Abatement Funding Advisory Board shall establish bylaws and an annual process which must include the following:

   a. A date certain each year by which the Opioid Abatement Funding Advisory Board must meet and review the data available from previous years, tending to evidence the local status of the opioid epidemic and the effect of abatement programming.

   b. The Opioid Abatement Funding Advisory Board must review the programs and services of the beneficiaries of St. Lucie County Regional Funds to determine the outcome of such programs and services in order to hold beneficiaries accountable.

   c. The Opioid Abatement Funding Advisory Board must annually determine funding, programs, services, and location priorities for the upcoming year(s) ("Opioid Abatement Funding Advisory Board Priority List").

   d. The County will perform competitive solicitations for programming and services based on the Opioid Abatement Funding Advisory Board Priority List in accordance with a centralized, county-wide competitive grant process similar to that which is attached as Exhibit B, and the St. Lucie Litigating Governments will be provided the opportunity to participate in the review process.

   e. St. Lucie County Regional Funding may be used to enhance current programs or develop new programs. Regional funding is not intended to supplant current

funding sources and general funds, and County staff will continue to seek funding for opioid related abatement at the levels opioid abatement programs were funded as of the effective date of this agreement.

f. Final Review recommendations will be approved by the Opioid Abatement Funding Advisory Board, who shall present recommendations to the BCC for approval.

g. The Opioid Abatement Funding Advisory Board and the BCC shall use its best efforts to fund services and programs that are available to all residents of St. Lucie County and shall strive to allocate funding and services in a manner that equally benefits all residents of St. Lucie County.

Section 6. ADMINISTRATIVE COSTS

The County is responsible for administering the "Regional Funds" remitted pursuant to the State MOU, Exhibit A and, therefore County staff will support the Opioid Abatement Funding Advisory Board and shall provide all support services including but not limited to legal services, as well as contract management, program monitoring, and reporting required by the State MOU and is entitled to the maximum allowable administrative fee pursuant to the State MOU. The administrative fee will be deducted annually from the amount of available St. Lucie County Regional Funds, and the remaining St. Lucie County Regional Funds will be spent as provided in the State MOU and as provided herein.

Section 7. LOCAL GOVERNMENT REPORTING REQUIREMENTS

To the extent that local governmental entity receives St. Lucie County Regional Funds directly from the County, any local governmental entity so receiving funds must spend such funds

for Approved Purposes and must timely satisfy all reporting requirements of the MOU. Failure to comply with this provision may disqualify the local governmental entity from further direct receipt of St. Lucie County Regional Funds.

Section 8. NON-APPROPRIATION

This Agreement is not a general obligation of the County. It is understood that neither this Agreement nor any representation by any County official, officer or employee creates any obligation to appropriate or make monies available for the purposes of the Agreement beyond the fiscal year in which this Agreement is executed. The obligations of the County as to funding required pursuant to the Agreement are limited to an obligation in any given fiscal year to budget and appropriate from St. Lucie County Regional Funds annually which are designated for regional use pursuant to the terms of the State MOU. No liability shall be incurred by the County beyond the monies budgeted and available for the purpose of the Agreement. If funds are not received by the County for any or all of this Agreement for a new fiscal period, the County is not obligated to pay or spend any sums contemplated by this Agreement beyond the portions for which funds were received and appropriated. The County agrees to promptly notify the Cities and the District in writing of any subsequent non-appropriation, and upon such notice, this Agreement will terminate on the last day of the current fiscal year without penalty to the County and all undistributed funds will be spent for programs previously proposed by the Opioid Abatement Funding Advisory Board and adopted by the BCC.

Section 9. INDEMNIFICATION

Each City and the County shall be responsible for their respective employees' acts of negligence when such employees are acting within the scope of their employment and shall only

be liable for any damages resulting from said negligence to the extent permitted by Section 768.28, Florida Statues. Nothing herein shall be construed as a waiver of sovereign immunity, or the provisions of F.S. § 768.28, by either Party. Nothing herein shall be construed as consent by either Party to be sued by third parties for any matter arising out of this Agreement.

Section 10. SEVERABILITY

If any provision of this Agreement is held invalid, the invalidity shall not affect other provisions of the Agreement which can be given effect without the invalid provision or application, and to this end, the provisions of this Agreement are severable.

Section 11. AMENDMENTS TO AGREEMENT

This Agreement may be amended, in writing, upon the express written approval of the governing bodies of all the parties.

Section 12. FILING OF AGREEMENT

This Agreement shall be filed with the Clerk of the Circuit court as provided in Section 163.01(11), Florida Statutes.

Section 13. GOVERNING LAW

The laws of the State of Florida shall govern this Agreement.

IN WITNESS WHEREOF, the parties to this Agreement have caused their names to be affixed hereto by the proper officers thereof, as of the day and year first above written.

SIGNATURE PAGES TO FOLLOW

CITY OF PORT ST. LUCIE, FLORIDA

ATTEST:

BY: _____
MAYOR

CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

BY: _____
CITY ATTORNEY

CITY OF FORT PIERCE, FLORIDA

ATTEST:

BY: _____
MAYOR

CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

BY: _____
CITY ATTORNEY

ST. LUCIE COUNTY FIRE DISTRICT

ATTEST:

BY: _____

CLERK

CHAIR

APPROVED AS TO FORM AND CORRECTNESS:

BY: _____

FIRE DISTRICT ATTORNEY

BOARD OF COUNTY COMMISSIONERS
ATTEST: **ST. LUCIE COUNTY, FLORIDA**

_____ **BY: _____**
DEPUTY CLERK **CHAIR**

APPROVED AS TO FORM AND CORRECTNESS:

BY: _____
COUNTY ATTORNEY

Exhibit A

PROPOSAL
MEMORANDUM OF UNDERSTANDING

Whereas, the people of the State of Florida and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Pharmaceutical Supply Chain;

Whereas, the State of Florida, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance;

Whereas, the State of Florida and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Florida;

Whereas, it is the intent of the State of Florida and its Local Governments to use the proceeds from Settlements with Pharmaceutical Supply Chain Participants to increase the amount of funding presently spent on opioid and substance abuse education, treatment and other related programs and services, such as those identified in Exhibits A and B, and to ensure that the funds are expended in compliance with evolving evidence-based "best practices";

Whereas, the State of Florida and its Local Governments, subject to the completion of formal documents that will effectuate the Parties' agreements, enter into this Memorandum of Understanding ("MOU") relating to the allocation and use of the proceeds of Settlements described herein; and

Whereas, this MOU is a preliminary non-binding agreement between the Parties, is not legally enforceable, and only provides a basis to draft formal documents which will effectuate the Parties' agreements.

A. Definitions

As used in this MOU:

1. "Approved Purpose(s)" shall mean forward-looking strategies, programming and services used to expand the availability of treatment for individuals impacted by substance use disorders, to: (a) develop, promote, and provide evidence-based substance use prevention strategies; (b) provide substance use avoidance and awareness education; (c) decrease the oversupply of licit and illicit opioids; and (d) support recovery from addiction. Approved Purposes shall include, but are not limited to, the opioid abatement strategies listed on Exhibits A and B which are incorporated herein by reference.

2. "Local Governments" shall mean all counties, cities, towns and villages located within the geographic boundaries of the State.

3. "Managing Entities" shall mean the corporations selected by and under contract with the Florida Department of Children and Families or its successor ("DCF") to manage the

daily operational delivery of behavioral health services through a coordinated system of care. The singular "Managing Entity" shall refer to a singular of the Managing Entities.

4. "County" shall mean a political subdivision of the state established pursuant to s. 1, Art. VIII of the State Constitution.

5. "Municipalities" shall mean cities, towns, or villages of a County within the State with a Population greater than 10,000 individuals and shall also include cities, towns or villages within the State with a Population equal to or less than 10,000 individuals which filed a Complaint in this litigation against Pharmaceutical Supply Chain Participants. The singular "Municipality" shall refer to a singular of the Municipalities.

6. ''Negotiating Committee" shall mean a three-member group comprised by representatives of the following: (1) the State; and (2) two representatives of Local Governments of which one representative will be from a Municipality and one shall be from a County (collectively, "Members") within the State. The State shall be represented by the Attorney General or her designee.

7. "Negotiation Class Metrics" shall mean those county and city settlement allocations which come from the official website of the Negotiation Class of counties and cities certified on September 11, 2019 by the U.S. District for the Northern District of Ohio in *In re National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio). The website is located at https://allocationmap.iclaimsonline.com.

8. "Opioid Funds" shall mean monetary amounts obtained through a Settlement as defined in this MOU.

9. "Opioid Related" shall have the same meaning and breadth as in the agreed Opioid Abatement Strategies attached hereto as Exhibits A or B.

10. "Parties" shall mean the State and Local Governments. The singular word "Party" shall mean either the State or Local Governments.

11. "PEC" shall mean the Plaintiffs' Executive Committee of the National Prescription Opiate Multidistrict Litigation pending in the United States District Court for the Northern District of Ohio.

12. "Pharmaceutical Supply Chain" shall mean the process and channels through which Controlled Substances are manufactured, marketed, promoted, distributed or dispensed.

13. "Pharmaceutical Supply Chain Participant" shall mean any entity that engages in, or has engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic.

14. "Population" shall refer to published U.S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this MOU. These estimates can currently be found at https://www.census.gov

15. "Qualified County" shall mean a charter or non-chartered county within the State that: has a Population of at least 300,000 individuals and (a) has an opioid taskforce of which it is a member or operates in connection with its municipalities or others on a local or regional basis; (b) has an abatement plan that has been either adopted or is being utilized to respond to the opioid epidemic; (c) is currently either providing or is contracting with others to provide substance abuse prevention, recovery, and treatment services to its citizens; and (d) has or enters into an agreement with a majority of Municipalities (Majority is more than 50% of the Municipalities' total population) related to the expenditure of Opioid Funds. The Opioid Funds to be paid to a Qualified County will only include Opioid Funds for Municipalities whose claims are released by the Municipality or Opioid Funds for Municipalities whose claims are otherwise barred.

16. "SAMHSA" shall mean the U.S. Department of Health & Human Services, Substance Abuse and Mental Health Services Administration.

17. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the State and Local Governments or a settlement class as described in (B)(1) below.

18. "State" shall mean the State of Florida.

B. Terms

1. **Only Abatement -** Other than funds used for the Administrative Costs and Expense Fund as hereinafter described in paragraph 6 and paragraph 9, respectively), all Opioid Funds shall be utilized for Approved Purposes. To accomplish this purpose, the State will either file a new action with Local Governments as Parties or add Local Governments to its existing action, sever settling defendants, and seek entry of a consent order or other order binding both the State, Local Governments, and Pharmaceutical Supply Chain Participant(s) ("Order"). The Order may be part of a class action settlement or similar device. The Order shall provide for continuing jurisdiction of a state court to address non-performance by any party under the Order. Any Local Government that objects to or refuses to be included under the Order or entry of documents necessary to effectuate a Settlement shall not be entitled to any Opioid Funds and its portion of Opioid Funds shall be distributed to, and for the benefit of, the other Local Governments.

2. **Avoid Claw Back and Recoupment -** Both the State and Local Governments wish to maximize any Settlement and Opioid Funds. In addition to committing to only using funds for the Expense Funds, Administrative Costs and Approved Purposes, both Parties will agree to utilize a percentage of funds for the core strategies highlighted in Exhibit A. Exhibit A contains the programs and strategies prioritized by the U.S. Department of Justice and/or the U.S. Department of Health & Human Services ("Core Strategies"). The State is trying to obtain the United States' agreement to limit or reduce the United States' ability to recover or recoup monies from the State and Local Government in exchange for prioritization of funds to certain projects. If no agreement is reached with the United States, then there will be no requirement that a percentage be utilized for Core Strategies.

3. **Distribution Scheme** - All Opioid Funds will initially go to the State, and then be distributed according to the following distribution scheme. The Opioid Funds will be divided into three funds after deducting costs of the Expense Fund detailed in paragraph 9 below:

(a) City/County Fund- The city/county fund will receive 15% of all Opioid Funds to directly benefit all Counties and Municipalities. The amounts to be distributed to each County and Municipality shall be determined by the Negotiation Class Metrics or other metrics agreed upon, in writing, by a County and a Municipality. For Local Governments that are not within the definition of County or Municipality, those Local Governments may receive that government's share of the City/County Fund under the Negotiation Class Metrics, if that government executes a release as part of a Settlement. Any Local Government that is not within the definition of County or Municipality and that does not execute a release as part of a Settlement shall have its share of the City/County Fund go to the County in which it is located.

(b) Regional Fund- The regional fund will be subdivided into two parts.

(i) The State will annually calculate the share of each County within the State of the regional fund utilizing the sliding scale in section 4 of the allocation contained in the Negotiation Class Metrics or other metrics that the Parties agree upon.

(ii) For Qualified Counties, the Qualified County's share will be paid to the Qualified County and expended on Approved Purposes, including the Core Strategies identified in Exhibit A, if applicable.

(iii) For all other Counties, the regional share for each County will be paid to the Managing Entities providing service for that County. The Managing Entities will be required to expend the monies on Approved Purposes, including the Core Strategies. The Managing Entities shall endeavor to the greatest extent possible to expend these monies on counties within the State that are non-Qualified Counties and to ensure that there are services in every County.

(c) State Fund - The remainder of Opioid Funds after deducting the costs of the Expense Fund detailed in paragraph 9, the City/County Fund and the Regional Fund will be expended by the State on Approved Purposes, including the provisions related to Core Strategies, if applicable.

(d) To the extent that Opioid Funds are not appropriated and expended in a year by the State, the State shall identify the investments where settlement funds will be deposited. Any gains, profits, or interest accrued from the deposit of the Opioid Funds to the extent that any funds are not appropriated and expended within a calendar year, shall be the sole property of the Party that was entitled to the initial deposit.

4. Regional Fund Sliding Scale- The Regional Fund shall be calculated by utilizing the following sliding scale of the Opioid Funds available in any year:

A. Years 1-6: 40%

B. Years 7-9: 35%

C. Years 10-12: 34%

D. Years 13-15: 33%

E. Years 16-18: 30%

5. Opioid Abatement Taskforce or Council - The State will create an Opioid Abatement Taskforce or Council (sometimes hereinafter "Taskforce" or "Council") to advise the Governor, the Legislature, Florida's Department of Children and Families ("DCF"), and Local Governments on the priorities that should be addressed as part of the opioid epidemic and to review how monies have been spent and the results that have been achieved with Opioid Funds.

(a) Size - The Taskforce or Council shall have ten Members equally balanced between the State and the Local Governments.

(b) Appointments Local Governments - Two Municipality representatives will be appointed by or through Florida League of Cities. Two county representatives, one from a Qualified County and one from a county within the State that is not a Qualified County, will be appointed by or through the Florida Association of Counties. The final representative will alternate every two years between being a county representative (appointed by or through Florida Association of Counties) or a Municipality representative (appointed by or through the Florida League of Cities). One Municipality representative must be from a city of less than 50,000 people. One county representative must be from a county less than 200,000 people and the other county representative must be from a county whose population exceeds 200,000 people.

(c) Appointments State -

(i) The Governor shall appoint two Members.

(ii) The Speaker of the House shall appoint one Member.

(iii) The Senate President shall appoint one Member.

(iv) The Attorney General or her designee shall be a Member.

(d) Chair - The Attorney General or designee shall be the chair of the Taskforce or Council.

(e) Term - Members will be appointed to serve a two-year term.

(f) Support - DCF shall support the Taskforce or Council and the Taskforce or Council shall be administratively housed in DCF.

(g) Meetings - The Taskforce or Council shall meet quarterly in person or virtually using communications media technology as defined in section 120.54(5)(b)(2), Florida Statutes.

(h) Reporting - The Taskforce or Council shall provide and publish a report annually no later than November 30th or the first business day after November 30th, if November 30th falls on a weekend or is otherwise not a business day. The report shall contain information on how monies were spent the previous fiscal year by the State, each of the Qualified Counties, each of the Managing Entities, and each of the Local Governments. It shall also contain recommendations to the Governor, the Legislature, and Local Governments for priorities among the Approved Purposes for how monies should be spent the coming fiscal year to respond to the opioid epidemic.

(i) Accountability - Prior to July 1st of each year, the State and each of the Local Governments shall provide information to DCF about how they intend to expend Opioid Funds in the upcoming fiscal year. The State and each of the Local Government shall report its expenditures to DCF no later than August 31st for the previous fiscal year. The Taskforce or Council will set other data sets that need to be reported to DCF to demonstrate the effectiveness of Approved Purposes. All programs and expenditures shall be audited annually in a similar fashion to SAMHSA programs. Local Governments shall respond and provide documents to any reasonable requests from the State for data or information about programs receiving Opioid Funds.

(j) Conflict of Interest - All Members shall adhere to the rules, regulations and laws of Florida including, but not limited to, Florida Statute §112.311, concerning the disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

6. **Administrative Costs** - The State may take no more than a 5% administrative fee from the State Fund ("Administrative Costs") and any Regional Fund that it administers for counties that are not Qualified Counties. Each Qualified County may take no more than a 5% administrative fee from its share of the Regional Funds.

7. **Negotiation of Non-Multistate Settlements** - If the State begins negotiations with a Pharmaceutical Supply Chain Participant that is separate and apart from a multi-state negotiation, the State shall include Local Governments that are a part of the Negotiating Committee in such negotiations. No Settlement shall be recommended or accepted without the affirmative votes of both the State and Local Government representatives of the Negotiating Committee.

8. **Negotiation of Multistate or Local Government Settlements** - To the extent practicable and allowed by other parties to a negotiation, both Parties agree to communicate with

members of the Negotiation Committee regarding the terms of any other Pharmaceutical Supply Chain Participant Settlement.

9. **Expense Fund** - The Parties agree that in any negotiation every effort shall be made to cause Pharmaceutical Supply Chain Participants to pay costs of litigation, including attorneys' fees, in addition to any agreed to Opioid Funds in the Settlement. To the extent that a fund sufficient to pay the entirety of all contingency fee contracts for Local Governments in the State of Florida is not created as part of a Settlement by a Pharmaceutical Supply Chain Participant, the Parties agree that an additional expense fund for attorneys who represent Local Governments (herein "Expense Fund") shall be created out of the City/County fund for the purpose of paying the hard costs of a litigating Local Government and then paying attorneys' fees.

(a) The Source of Funds for the Expense Fund- Money for the Expense Fund shall be sourced exclusively from the City/County Fund.

(b) The Amount of the Expense Fund- The State recognizes the value litigating Local Governments bring to the State of Florida in connection with the Settlement because their participation increases the amount Incentive Payments due from each Pharmaceutical Supply Chain Participant. In recognition of that value, the amount of funds that shall be deposited into the Expense fund shall be contingent upon on the percentage of litigating Local Government participation in the Settlement, according to the following table:

Litigating Local Government Participation in the Settlement (by percentage of the population)	Amount that shall be paid into the Expense Fund from (and as a percentage of) the City/County fund
96 to 100%	10%
91 to 95%	7.5%
86 to 90%	5%
85%	2.5%
Less than 85%	0%

If fewer than 85% percent of the litigating Local Governments (by population) participate, then the Expense Fund shall not be funded, and this Section of the MOU shall be null and void.

(c) The Timing of Payments into the Expense Fund- Although the amount of the Expense Fund shall be calculated based on the entirety of payments due to the City/County fund over a ten to eighteen year period, the Expense Fund shall be funded entirely from payments made by Pharmaceutical Supply Chain Participants during the first two years of the Settlement. Accordingly, to offset the amounts being paid from the City/County to the Expense Fund in the first two years, Counties or Municipalities may borrow from the Regional Fund during the

first two years and pay the borrowed amounts back to the Regional Fund during years three, four, and five.

For the avoidance of doubt, the following provides an illustrative example regarding the calculation of payments and amounts that may be borrowed under the terms of this MOU, consistent with the provisions of this Section:

Opioid Funds due to State of Florida and Local Governments (over 10 to 18 years):	$1,000
Litigating Local Government Participation:	100%
City/County Fund (over 10 to 18 years):	$150
Expense Fund (paid over 2 years):	$15
Amount Paid to Expense Fund in 1st year:	$7.5
Amount Paid to Expense Fund in 2nd year	$7.5
Amount that may be borrowed from Regional Fund in 1st year:	$7.5
Amount that may be borrowed from Regional Fund in 2nd year:	$7.5
Amount that must be paid back to Regional Fund in 3rd year:	$5
Amount that must be paid back to Regional Fund in 4th year:	$5
Amount that must be paid back to Regional Fund in 5th year:	$5

(d) Creation of and Jurisdiction over the Expense Fund- The Expense Fund shall be established, consistent with the provisions of this Section of the MOU, by order of the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, West Pasco Division New Port Richey, Florida, in the matter of *The State of Florida, Office of the Attorney General, Department of Legal Affairs v. Purdue Pharma L.P., et al.*, Case No. 2018-CA-001438 (the "Court"). The Court shall have jurisdiction over the Expense Fund, including authority to allocate and disburse amounts from the Expense Fund and to resolve any disputes concerning the Expense Fund.

(e) Allocation of Payments to Counsel from the Expense Fund- As part of the order establishing the Expense Fund, counsel for the litigating Local Governments shall seek to have the Court appoint a third-neutral to serve as a special master for purposes of allocating the Expense Fund. Within 30 days of entry of the order appointing a special master for the Expense Fund, any counsel who intend to seek an award from the Expense Fund shall provide the copies of their contingency fee contracts to the special master. The special master shall then build a mathematical model, which shall be based on each litigating Local Government's share under the Negotiation Class Metrics and the rate set forth in their contingency contracts, to calculate a proposed award for each litigating Local Government who timely provided a copy of its contingency contract.

10. **Dispute resolution-** Any one or more of the Local Governments or the State may object to an allocation or expenditure of Opioid Funds solely on the basis that the allocation or expenditure at issue (a) is inconsistent with the Approved Purposes; (b) is inconsistent with the distribution scheme as provided in paragraph 3, or (c) violates the limitations set forth herein

with respect to administrative costs or the Expense Fund. There shall be no other basis for bringing an objection to the approval of an allocation or expenditure of Opioid Funds.

Schedule A

Core Strategies

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies ("**Core Strategies**")[, such that a minimum of _% of the [aggregate] state-level abatement distributions shall be spent on [one or more of] them annually].[1]

A. Naloxone or other FDA-approved drug to reverse opioid overdoses

1. Expand training for first responders, schools, community support groups and families; and

2. Increase distribution to individuals who are uninsured or whose insurance does not cover the needed service.

B. Medication-Assisted Treatment ("MAT") Distribution and other opioid-related treatment

1. Increase distribution of MAT to non-Medicaid eligible or uninsured individuals;

2. Provide education to school-based and youth-focused programs that discourage or prevent misuse;

3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and

4. Treatment and Recovery Support Services such as residential and inpatient treatment, intensive outpatient treatment, outpatient therapy or counseling, and recovery housing that allow or integrate medication with other support services.

C. Pregnant & Postpartum Women

1. Expand Screening, Brief Intervention, and Referral to Treatment ("SBIRT") services to non-Medicaid eligible or uninsured pregnant women;

2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for women with co-occurring Opioid Use Disorder ("OUD") and other Substance Use Disorder ("SUD")/Mental Health disorders for uninsured individuals for up to 12 months postpartum; and

3. Provide comprehensive wrap-around services to individuals with Opioid Use Disorder (OUD) including housing, transportation, job placement/training, and childcare.

D. Expanding Treatment for Neonatal Abstinence Syndrome

1. Expand comprehensive evidence-based and recovery support for NAS babies;

2. Expand services for better continuum of care with infant-need dyad; and

3. Expand long-term treatment and services for medical monitoring of NAS babies and their families.

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[1] As used in this Schedule A, words like "expand," "fund," "provide" or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

E. Expansion of Warm Hand-off Programs and Recovery Services

1. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments;

2. Expand warm hand-off services to transition to recovery services;

3. Broaden scope of recovery services to include co-occurring SUD or mental health conditions. ;

4. Provide comprehensive wrap-around services to individuals in recovery including housing, transportation, job placement/training, and childcare; and

5. Hire additional social workers or other behavioral health workers to facilitate expansions above.

F. Treatment for Incarcerated Population

1. Provide evidence-based treatment and recovery support including MAT for persons with OUD and co-occurring SUD/MH disorders within and transitioning out of the criminal justice system; and

2. Increase funding for jails to provide treatment to inmates with OUD.

G. Prevention Programs

1. Funding for media campaigns to prevent opioid use (similar to the FDA's "Real Cost" campaign to prevent youth from misusing tobacco);

2. Funding for evidence-based prevention programs in schools.;

3. Funding for medical provider education and outreach regarding best prescribing practices for opioids consistent with the 2016 CDC guidelines, including providers at hospitals (academic detailing);

4. Funding for community drug disposal programs; and

5. Funding and training for first responders to participate in pre-arrest diversion programs, post-overdose response teams, or similar strategies that connect at-risk individuals to behavioral health services and supports.

H. Expanding Syringe Service Programs

1. Provide comprehensive syringe services programs with more wrap-around services including linkage to OUD treatment, access to sterile syringes, and linkage to care and treatment of infectious diseases.

I. Evidence-based data collection and research analyzing the effectiveness of the abatement strategies within the State.

Schedule B

Approved Uses

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:[2]

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.

2. Support and reimburse evidence-based services that adhere to the American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions

3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.

4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based or evidence-informed practices such as adequate methadone dosing and low threshold approaches to treatment.

5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.

6. Treatment of trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.

8. Training on MAT for health care providers, first responders, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.

9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.

10. Fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.

11. Scholarships and supports for behavioral health practitioners or workers involved in addressing OUD and any co-occurring SUD or mental health conditions, including but not limited to training,

[2] As used in this Schedule B, words like "expand," "fund," "provide" or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.

12. [Intentionally Blank – to be cleaned up later for numbering]

13. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.

14. Dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.

15. Development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for or recovery from OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Provide comprehensive wrap-around services to individuals with OUD and any co-occurring SUD/MH conditions, including housing, transportation, education, job placement, job training, or childcare.

2. Provide the full continuum of care of treatment and recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, peer support services and counseling, community navigators, case management, and connections to community-based services.

3. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.

4. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, training for housing providers, or recovery housing programs that allow or integrate FDA-approved medication with other support services.

5. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.

6. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.

7. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.

8. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.

9. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.

10. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.

11. Training and development of procedures for government staff to appropriately interact and provide social and other services to individuals with or in recovery from OUD, including reducing stigma.

12. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.

13. Create or support culturally appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.

14. Create and/or support recovery high schools.

15. Hire or train behavioral health workers to provide or expand any of the services or supports listed above.

C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED (CONNECTIONS TO CARE)

Provide connections to care for people who have – or at risk of developing – OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.

2. Fund Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders, including SBIRT services to pregnant women who are uninsured or not eligible for Medicaid.

3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.

4. Purchase automated versions of SBIRT and support ongoing costs of the technology.

5. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments.

6. Training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.

7. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into clinically-appropriate follow-up care through a bridge clinic or similar approach.

8. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.

9. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.

10. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.

11. Expand warm hand-off services to transition to recovery services.

12. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.

13. Develop and support best practices on addressing OUD in the workplace.

14. Support assistance programs for health care providers with OUD.

15. Engage non-profits and the faith community as a system to support outreach for treatment.

16. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved in, are at risk of becoming involved in, or are transitioning out of the criminal justice system through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:

a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);

b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;

c. "Naloxone Plus" strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;

d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;

e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or

f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise

2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions to evidence-informed treatment, including MAT, and related services.

3. Support treatment and recovery courts that provide evidence-based options for persons with OUD and any co-occurring SUD/MH conditions

4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.

5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.

6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.

7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome (NAS), through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based or evidence-informed treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.

2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for uninsured women with OUD and any co-occurring SUD/MH conditions for up to 12 months postpartum.

3. Training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions.

4. Expand comprehensive evidence-based treatment and recovery support for NAS babies; expand services for better continuum of care with infant-need dyad; expand long-term treatment and services for medical monitoring of NAS babies and their families.

5. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.

6. Child and family supports for parenting women with OUD and any co-occurring SUD/MH conditions.

7. Enhanced family supports and child care services for parents with OUD and any co-occurring SUD/MH conditions.

8. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.

9. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including but not limited to parent skills training.

10. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Fund medical provider education and outreach regarding best prescribing practices for opioids consistent with Guidelines for Prescribing Opioids for Chronic Pain from the U.S. Centers for Disease Control and Prevention, including providers at hospitals (academic detailing).

2. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.

3. Continuing Medical Education (CME) on appropriate prescribing of opioids.

4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.

5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:

a. Increase the number of prescribers using PDMPs;

b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or

c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD in a manner that complies with all relevant privacy and security laws and rules.

6. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database in a manner that complies with all relevant privacy and security laws and rules.

7. Increase electronic prescribing to prevent diversion or forgery.

8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Fund media campaigns to prevent opioid misuse.

2. Corrective advertising or affirmative public education campaigns based on evidence.

3. Public education relating to drug disposal.

4. Drug take-back disposal or destruction programs.

5. Fund community anti-drug coalitions that engage in drug prevention efforts.

6. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).

7. Engage non-profits and faith-based communities as systems to support prevention.

8. Fund evidence-based prevention programs in schools or evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.

9. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.

10. Create of support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions.

11. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.

12. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses, behavioral health workers or other school staff, to address

mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, individuals with OUD and their friends and family members, individuals at high risk of overdose, schools, community navigators and outreach workers, persons being released from jail or prison, or other members of the general public.

2. Public health entities provide free naloxone to anyone in the community

3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, community support groups, and other members of the general public.

4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.

5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.

6. Public education relating to emergency responses to overdoses.

7. Public education relating to immunity and Good Samaritan laws.

8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.

9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and treatment services provided by these programs.

10. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.

11. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.

12. Provide training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.

13. Support screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items in sections C, D, and H relating to first responders, support the following:

1. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

2. Provision of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, coordination, facilitation, training and technical assistance to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Statewide, regional, local, or community regional planning to identify root causes of addiction and overdose, goals for reducing harms related to the opioid epidemic, and areas and populations with the greatest needs for treatment intervention services; to support training and technical assistance; or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

2. A dashboard to share reports, recommendations, or plans to spend opioid settlement funds; to show how opioid settlement funds have been spent; to report program or strategy outcomes; or to track, share, or visualize key opioid-related or health-related indicators and supports as identified through collaborative statewide, regional, local, or community processes.

3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to throughout this document, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.

2. Support infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, data collection, and evaluation of programs and strategies described in this opioid abatement strategy list.

2. Research non-opioid treatment of chronic pain.

3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.

4. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.

5. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.

6. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).

7. Epidemiological surveillance of OUD-related behaviors in critical populations including individuals entering the criminal justice system, including but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (ADAM) system.

8. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.

9. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.

Centralized, County-wide Competitive Grant Process (following Social Action Model)

- Fiscal Oversight:
  - Regional Funding is provided to St. Lucie County for direct fiscal oversight, accountability, and coordination across litigation partners (i.e.: Fort Pierce, Port St. Lucie and St. Lucie County Fire District)
- Unified, Competitive Process for Fund Allocation:
  - St. Lucie County would leverage the County's infrastructure, including but not limited to Social Action Funding infrastructure, to perform competitive solicitation in single or multiple rounds
  - Leverage Online Neighborly Granting Software, or other similar software, for application submission, documentation, and review
  - Agencies/service providers can have multiple submissions under different priority areas
  - Awards can be designed as one-year or multi-year efforts depending on the structure of the opioid funding
- Review Team Under Unified Process:
  - Reviewers would represent County, Fort Pierce, Port St. Lucie, the St. Lucie County Fire District, and may also include local Department of Health and the St. Lucie County Sheriff
  - Final Review recommendations approved by the BCC for funding pursuant to the terms of the Interlocal Agreement Governing Use of St. Lucie County Regional Opioid Settlement Funds
- Oversight and Reporting:
  - Contracts would be issued by St. Lucie County
  - Quarterly Governance Meetings by the St. Lucie Opioid Abatement Funding Advisory Board (OAFAB)
  - Quarterly reporting by awarded agencies/service providers
  - Annual, or as required, Reporting by County (report to BCC for approval and forwarded to State) pursuant to the agreement with the Florida Plan
- Priority Areas for Awards:
  - As determined by OAFAB pursuant to the Approved Uses under the Florida Plan which may include:
    - Opioid and substance misuse prevention and education
    - Opioid and substance misuse treatment and supportive services
    - Opioid and substance misuse education and caregiver support
    - Opioid and substance misuse mitigation and enforcement
    - System-Level Investments and Innovations to abate the opioid epidemic
- Competitive Award Amounts:
  - Award amounts may vary depending on available resource levels and priorities of OAFAB and data-reflected needs of the community.
- Basic Eligibility Examples for Competitive Awards:
  - The proposed programs/services must serve residents of St. Lucie County.
  - The applicant organization must not discriminate against any person on the basis of age, sex, race, ethnicity, color, religion, national origin, disability, marital status or sexual orientation in admission, treatment, or participation in its programs, services, activities and/or employment.

- The mission of the applicant organization must be consistent with the goal of addressing the health, economic, and social well-being of St. Lucie County residents in need of opioid and substance misuse assistance.
- The applicant organization must be incorporated in the State of Florida for at least one (1) year prior to date of application.
- The applicant organization must agree to all terms and conditions contained in the St. Lucie County Funding Agreement.
- Programs proposed by faith organizations must have a secular purpose, neither advance nor inhibit religion, and must not require worship or religious instruction activities as a condition of participation per Federal guidelines. Services provided by faith organizations must be available to St. Lucie County residents, not solely for congregation members.

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ST. LUCIE COUNTY FLORIDA

ST. LUCIE WORKS

June 7, 2021

Board of County Commissioners

Chris Dzadovsky
DISTRICT 1
Chair

Sean Mitchell
DISTRICT 2
Vice-Chair

Linda Bartz
DISTRICT 3

Frannie Hutchinson
DISTRICT 4

Cathy Townsend
DISTRICT 5

Administration

Howard Tipton
COUNTY ADMINISTRATOR

Dan McIntyre
COUNTY ATTORNEY

Russ Blackburn
City Manager
City of Port St. Lucie
121 S.W. Port St. Lucie Boulevard
Port St. Lucie, FL 34984-5099

Nick Mims
City Manager
City of Fort Pierce
PO Box 1480
Fort Pierce, FL 34954

Received
JUN 11 2021
City of Fort Pierce
City Manager's Office

Re: Opioid Litigation

Gentlemen:

Enclosed is a copy of a letter with enclosures dated April 13, 2021 from the State of Florida Attorney General concerning the ongoing opioid litigation. As indicated in the letter, there is a proposed "Regional Fund" that would be allocated to counties with a population over 300,000. Since St. Lucie County's population exceeds 300,000, the County is potentially eligible as a "Qualified County" to receive monies from the Regional Fund. Moreover, the letter provides "... the definition of Qualified County requires that you reach an agreement with at least some municipalities (at least 50% of the population) within your county as to how these funds are spent. The requirements of such agreements are subject to further discussion and negotiation".

With this in mind, I suggest we meet and discuss how to allocate these funds for "abatement activities". I also suggest that we invite the Sheriff's office, Fire District, and the Town of St. Lucie Village to participate in the discussions to the extent that they are interested.

Please let me know if you are interested in meeting.

Sincerely,

for Howard N. Tipton

CC: Board of County Commissioners
County Attorney
Management and Budget Director
Public Safety Director
St. Lucie County Sheriff
St. Lucie County Fire Chief
R. Neill, Jr., Esq.
C. Angelos, Esq.

Howard N. Tipton | **County Administrator | Administration**

langk@stlucieco.org

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ASHLEY MOODY
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STATE OF FLORIDA

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April 13, 2021

Chair Chris Dzadovsky
St. Lucie County
2300 Virginia Ave.
Fort Pierce, FL 34982
DZADOVSKYC@STLUCIECO.ORG

RE: Opioid Litigation

Dear Chair Chris Dzadovsky:

My name is John Guard and I am the Chief Deputy Attorney General for the State of Florida (the "State"). Since she took office, Attorney General Moody has been heavily involved in leading both the State's ongoing opioid litigation and several different negotiations with defendants in that litigation. Those negotiations have included litigation counsel representing cities and counties.

As part of those negotiations to enable Florida to achieve the maximum amount recoverable for both the State and its subdivisions, the State has been negotiating for a lengthy time with outside counsel for nearly all litigating political subdivisions within the State. After multiple sessions and significant compromise by both sides, the attached memorandum of understanding ("MOU") has been reached. We have offered and the lawyers for the litigating subdivisions are recommending to their clients that the attached MOU be accepted. This proposal is the result of numerous meetings and includes feedback and comments from many local subdivisions. Based on the status of this litigation, the likely structure of any resolution, the potential litigation risks in the absence of such an agreement, the State believe that this proposal reflects a reasonable compromise between the State and its political subdivisions.

The purpose of this letter is to summarize the primary terms of the MOU and attempt to anticipate questions that you, your commission, and your internal and/or other legal counsel may have regarding this litigation and allocation proposal.

What cases does this MOU apply?

This allocation agreement is intended to govern the distribution of settlement proceeds obtained through the Purdue Pharma L.P. ("Purdue") bankruptcy, the Mallinckrodt PLC ("Mallinckrodt") bankruptcy, the distributor (Cardinal Health, Inc., McKesson Corp., and AmerisourceBergen Corp. (collectively referred to as the "Distributors")) and Johnson & Johnson ("J&J") potential deal, as well as any additional settlements obtained related to the opioid litigation.

Why is an allocation agreement necessary and why now?

Almost 100 political subdivisions within the State of Florida, as well as the State of Florida itself, have filed suit against numerous entities engaged in the manufacture, marketing, promotion, distribution or dispensing of opioids. Another 30 political subdivisions within the State of Florida have filed claims in the Purdue bankruptcy.

The State and the Plaintiffs' Executive Committee for the Opioid Litigation Multi-District Litigation panel (the "PEC") are in ongoing negotiations with Purdue, Mallinckrodt, the Distributors, and J&J with potential resolutions anticipated in the coming weeks.
Under the likely settlement structure for these cases, states and their political subdivisions are strongly incentivized to reach a joint resolution of all State and political subdivision claims. Under the Distributor and J&J deal, the State and its subdivisions receive a substantially larger settlement amount the higher the number of subdivisions sign on to the deal. Therefore, it is in the best interest of all political subdivisions and the State of Florida to reach an allocation agreement which will permit the joint resolution of all claims within the state.

The deals contemplate the need for relatively quick buy in by subdivisions in order to maximize recovery. The pace of negotiations is accelerating, and Purdue has filed its plan of reorganization. Given this accelerating pace, there is a greater sense of urgency among all counsel to come to agreement and resolve how monies are going to be allocated, so that we can move Purdue, Mallinckrodt, and other potential settlements toward finality. Given the Sunshine law, the likely need for public notice and comment, and the complexity of the deals, we need to agree to an allocation plan now to ensure that Florida maximizes recovery.

How can funds be utilized?

You will see as you review the MOU that the State and its subdivisions, who execute this MOU, are agreeing that almost all the funds from any settlement will go to abatement activities. In other words, funds must be utilized for strategies, programming and services used to expand the availability of treatment for individuals impacted by Opioid Use Disorder or co-occurring Substance Use Disorder and Mental Health disorders ("Approved Purposes"). A non-exclusive list of potential abatement programs and uses are included in Exhibits A and B to the agreement. The list was developed nationally consulting with public health officials in multiple states, experts for the states and subdivisions, and officials within the United States Department of Health and Human Services. These uses are intended to best serve the overall purpose and

intention of this litigation, which is to abate the continuing public health crisis of opioid addiction within our communities.

While supported by the State, this requirement was imposed the defendants for tax and other reasons. It is also necessary to militate against the United States seeking substantial amounts of settlement funds from both the State and subdivisions as recoupment.

How are the funds allocated amongst the States?

While not part of the MOU, the States have been negotiating the national allocation for almost two years with an agreement reached in late 2019. Florida's interstate allocation is 7.03%. That allocation is the second largest allocation in the nation ahead of Texas, which is the second largest state. Florida is one of a handful of states whose allocation is greater and greater by a significant percentage above its population (Florida has 6.54% of the United States' population). The only states that have larger gains over their population are the opioid belt states: West Virginia, Kentucky, etc. The interstate allocation is the product of two measures. One calculated by the PEC and the other calculated by the States. The data sets chosen are slightly different (including different years and what measures were selected), but the main difference is that some states demanded that population play a more significant factor in the state allocation and it is not a factor in the PEC calculation. Given how much Florida's allocation percentage is above its population, the need in these settlements to maximize the number of states settling, and the potential litigation risks in the absence of such an agreement, it would be our recommendation that cities and counties accept the interstate allocation.

How much money does the State expect for it and its subdivisions?

It depends. Each of the current or proposed settlements are for different lengths of time and each contain different variability. In Purdue, payments are paid over a ten-year period and vary with the performance of the ongoing business of the new company and payments from third parties. In Mallinckrodt, payment amounts are still being negotiated, but will be paid over seven years and will vary depending on the value of the emerging company seven years later as part of the recovery is warrants in the re-emerged company. In the Distributor and J&J proposed deal, the proposed deal is over eighteen years and the amount paid varies depending on subdivision participation and whether other subdivisions file opioid related litigation in the future. As part of the MOU, the State is willing to seek judicial or legislative action to reduce the variability of the monies, especially in connection with the Distributor and J&J deal. Our current best guess based on projections and assuming total participation is $120-140M a year for the first few years, $90-110M a year for the middle years, and then $60-70M a year for the later years of the deal for the State and its subdivisions. Again, these numbers can and will vary and hopefully will increase if additional settlements are reached.

How are the funds allocated amongst the State and its subdivisions?

This Proposal divides all settlement funds between three funds: (1) the City/County Fund; (2) the Regional Fund; and (3) the State Fund.

The **City/County Fund** consists of 15% of the total settlement amounts allocable to the State of Florida. These funds are distributed to all counties and qualifying municipalities in the State of Florida.

The allocation of the City/County Fund between counties and municipalities is based on a model referred to as the "Negotiation Class Metrics." This model was developed in the National Prescription Opiate MDL by the PEC, and considers: (1) the amount of opioids shipped to the county; (2) the number of opioid deaths that occurred in that county; and (3) the number of people who suffer opioid use disorder in that county. Allocations between counties and municipalities within each county use historical federal data showing how the specific county and the cities within it have made opioids-related expenditures in the past.

We have attached a spreadsheet to this letter that provides you an estimated amount per year for an amount within each range in the previous question.

The **Regional Fund** consists of a sliding scale between 30% and 40% of the total settlement amounts allocable to the State of Florida, with the largest percentages occurring in the immediate years after settlement and decreasing over time.

These funds are allocated to counties in accordance with the "Negotiating Class Metrics" described above. In the case of counties with a population of over 300,000, and which satisfy other criteria regarding abatement infrastructure, (termed "Qualified Counties") these funds are provided directly to the county. For the remainder of counties within the State, these funds are provided to the Managing Entity (the entity that the State has contracted with to provide substance abuse treatment) for that county, to be spent on approved purposes within the region that the county is a part.

For Counties with populations greater than 300,000: We encourage you to review the definition of Qualified County in the MOU, so that you can understand the other requirements that you will have to meet. Importantly, the definition of Qualified County requires that you reach an agreement with at least some municipalities (at least 50% of the population) within your county as to how these funds are spent. The requirements of such agreements are subject to further discussion and negotiation.

We have attached a spreadsheet to this letter that provides you an estimated amount per year for an amount within each range in the previous question. The amount will vary for qualified counties depending on how many municipalities in that County: (1) join a settlement; and (2) enter an agreement with a County.

For Counties with populations less than 300,000 or that do not qualify as a Qualified County: Currently, a majority of the monies being utilized to respond to the opioid epidemic in the State flow through Managing Entities located regionally who provide service in each community. When we traveled the state before COVID and had discussions with many of you, most (outside a couple large counties) indicated that they

had a good working relationship with their Managing Entity. Indeed, several indicated that they were already involved with their Managing Entity. The actual dollar amounts annually paid to smaller counties under the contemplated settlement agreements are not substantial enough to support standalone programs. Given that reality, but wanting to maximize services locally, it made sense to have the monies flow through the existing structure to expand services in each county. If there are issues or problems with Managing Entities, we are happy to engage. We are also happy to try and help communities get involved in or engage with their Managing Entity.

We have attached a spreadsheet to this letter that demonstrates the amounts attributable to each county per year for an amount within each range in the previous question.

The **State Fund** consists of the remaining 45% to 55% of the total settlement amounts allocable to the State of Florida, depending on the amount of the Regional Fund above. As with the City/County Fund and Regional Fund, these funds must be spent on Approved Purposes

Why should we agree to this allocation?

The proposed allocation in the MOU is better than the alternative that subdivisions will receive if they do not enter an agreement with the State. Two of the defendants who we have negotiated with, Purdue and Mallinckrodt are now in bankruptcy. In advance of and in connection with those bankruptcies, the states, the PEC, and city and county representatives negotiated a default intrastate allocation and agreed that it will apply unless a state and its cities and counties agree to something else. A Deputy County Attorney for Broward County, Florida, was involved in the negotiations related to Purdue. Something like the Purdue default allocation is currently in the draft connected to the Distributor and J&J deal.

The allocation above is superior for Florida's subdivisions than that default allocation. Indeed, the State offered substantial improvements over those terms from the beginning of the negotiations that led to this MOU. We have attached a copy of the Purdue abatement term sheet for your review. Under that default allocation, there is no city/county fund. Only subdivisions with populations greater than 400,000 people are eligible to receive any monies directly. Almost all the monies will flow through the Managing Entities who are regionally supplying services. The allocation percentages for the regional bucket are dollar based and decrease to half, far more quickly than in the MOU. In other words, the allocation in this MOU allows a far greater recovery directly to each Florida city and county than the alternative and greater recoveries regionally for all subdivisions.

The allocation is also better than the cities and counties would achieve if damages were proportionally allocated. In the Purdue bankruptcy, over one hundred twenty-five Florida subdivisions filed proofs of claims. When the size of those claims is compared to that of the State's claim, the State's claim was more than four, almost five times larger than all the subdivisions' claims combined. Subdivisions are getting substantially more than what their proportional share would be. The State is willing to agree to the larger because it frankly reflects the reality of how monies are currently being spent and is consistent with how the legislature has been appropriating monies to combat this crisis.

If individual subdivisions do not agree to a settlement, what will happen?

If there are hold outs or subdivisions that do not respond, the MOU contemplates that the State will either file a new suit or sever its claims against settling defendants from its existing opioid lawsuit and add political subdivisions and through either a class action mechanism or declaratory relief seek to bar future subdivision claims. Such action is necessary to ensure that the State and any subdivisions that agree to a settlement maximize their recoveries. This not a novel position and there is a substantial body of Florida law that exists that the State may resolve and release public claims including subdivision claims.[1] That being said, the State would prefer that we reach agreement on the allocation under the proposed MOU and handle things consensually. But, if there are holdouts, the State is prepared to litigate or seek legislation from the legislature to ensure that cities and counties that agree to this MOU are protected and will receive the recovery contemplated under the allocation.

What are the next steps and the timeline?

We would ask that you review the attached MOU and proposed model resolution supporting an agreement on the MOU terms. We will be scheduling calls to answer questions about the MOU. We would ask each subdivision to think about who is attending each session and ensure that any of those discussions will not violate Florida's government-in-the-sunshine law. If you will contact my administrator, Janna Barineau, by e-mail (Janna.Barineau@myfloridalegal.com), we will include you in those discussions. After those discussions, we would then ask that you follow Florida law for approving such a resolution by your commission and in due course, pass it, and return a copy to me at the address on the first page of the letter. Potential settlements are anticipated in the coming weeks or months, but I cannot tell you exactly when a settlement will be finalized. These proposed settlements are

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[1] *See* Fla. Stat. §501.207(1)(c)(authorizing the Attorney General to bring "[a]n action on behalf of one or more consumers or **government entities** for actual damages..." under Florida's Deceptive and Unfair Trade Practices Act); *e.g., Engle v. Liggett Group, Inc.*, 945 So. 2d 1246, 1258-62 (Fla. 2006); *Young v. Miami Beach Improvement Co.*, 46 So. 2d 26, 30 (Fla. 1950); *Castro v. Sun Bank of Bal Harbour*, 370 So. 2d 392, 393 (Fla. 3d DCA1979); *City of New Port Richey v. State ex rel. O'Malley*, 145 So. 903, 905 (Fla. 2d DCA 1962); *also State of Florida ex rel. Shevin v. Exxon Corp.*, 526 F.2d 266, 275 (5th Cir. 1976) (holding that the Attorney General could file suit seeking damages for injuries sustained by government entities who had not specifically authorized the Attorney General to do so); *Eggers v. City of Key West*, 2007 WL 9702450, at *3 (S.D. Fla. Feb. 26, 2007) (concluding "[a]pplicable Florida law states that a judgment in an action brought against a public entity that adjudicates matters of general interest to the citizens of the jurisdiction is binding on all citizens of that jurisdiction."); *Aerojet-General Corp. v. Askew*, 366 F. Supp. 901, 908-11 (N.D. Fla. 1973).

anticipated to include provisions which establish time limits on agreements between states and political subdivisions. As a result, we would request that you pass a resolution in the next 60-90 days, if possible.

Sincerely,

John M. Guard,
Chief Deputy Attorney General

cc: Daniel McIntyre
2300 Virginia Ave., 3rd Fl
Fort Pierce, FL 34982
mcind@stlucieco.org

Enc. Proposal with Ex. A and B
Recovery Spreadsheet
Purdue Abatement Term Sheet

PROPOSAL
MEMORANDUM OF UNDERSTANDING

Whereas, the people of the State of Florida and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Pharmaceutical Supply Chain;

Whereas, the State of Florida, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance;

Whereas, the State of Florida and its Local Governments share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State of Florida;

Whereas, it is the intent of the State of Florida and its Local Governments to use the proceeds from Settlements with Pharmaceutical Supply Chain Participants to increase the amount of funding presently spent on opioid and substance abuse education, treatment and other related programs and services, such as those identified in Exhibits A and B, and to ensure that the funds are expended in compliance with evolving evidence-based "best practices";

Whereas, the State of Florida and its Local Governments, subject to the completion of formal documents that will effectuate the Parties' agreements, enter into this Memorandum of Understanding ("MOU") relating to the allocation and use of the proceeds of Settlements described herein; and

Whereas, this MOU is a preliminary non-binding agreement between the Parties, is not legally enforceable, and only provides a basis to draft formal documents which will effectuate the Parties' agreements.

A. Definitions

As used in this MOU:

1. "Approved Purpose(s)" shall mean forward-looking strategies, programming and services used to expand the availability of treatment for individuals impacted by substance use disorders, to: (a) develop, promote, and provide evidence-based substance use prevention strategies; (b) provide substance use avoidance and awareness education; (c) decrease the oversupply of licit and illicit opioids; and (d) support recovery from addiction. Approved Purposes shall include, but are not limited to, the opioid abatement strategies listed on Exhibits A and B which are incorporated herein by reference.

2. "Local Governments" shall mean all counties, cities, towns and villages located within the geographic boundaries of the State.

3. "Managing Entities" shall mean the corporations selected by and under contract with the Florida Department of Children and Families or its successor ("DCF") to manage the

daily operational delivery of behavioral health services through a coordinated system of care. The singular "Managing Entity" shall refer to a singular of the Managing Entities.

4. "County" shall mean a political subdivision of the state established pursuant to s. 1, Art. VIII of the State Constitution.

5. "Municipalities" shall mean cities, towns, or villages of a County within the State with a Population greater than 10,000 individuals and shall also include cities, towns or villages within the State with a Population equal to or less than 10,000 individuals which filed a Complaint in this litigation against Pharmaceutical Supply Chain Participants. The singular "Municipality" shall refer to a singular of the Municipalities.

6. "Negotiating Committee" shall mean a three-member group comprised by representatives of the following: (1) the State; and (2) two representatives of Local Governments of which one representative will be from a Municipality and one shall be from a County (collectively, "Members") within the State. The State shall be represented by the Attorney General or her designee.

7. "Negotiation Class Metrics" shall mean those county and city settlement allocations which come from the official website of the Negotiation Class of counties and cities certified on September 11, 2019 by the U.S. District for the Northern District of Ohio in *In re National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio). The website is located at https://allocationmap.iclaimsonline.com.

8. "Opioid Funds" shall mean monetary amounts obtained through a Settlement as defined in this MOU.

9. "Opioid Related" shall have the same meaning and breadth as in the agreed Opioid Abatement Strategies attached hereto as Exhibits A or B.

10. "Parties" shall mean the State and Local Governments. The singular word "Party" shall mean either the State or Local Governments.

11. "PEC" shall mean the Plaintiffs' Executive Committee of the National Prescription Opiate Multidistrict Litigation pending in the United States District Court for the Northern District of Ohio.

12. "Pharmaceutical Supply Chain" shall mean the process and channels through which Controlled Substances are manufactured, marketed, promoted, distributed or dispensed.

13. "Pharmaceutical Supply Chain Participant" shall mean any entity that engages in, or has engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic.

14. "Population" shall refer to published U.S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this MOU. These estimates can currently be found at https://www.census.gov

15. "Qualified County" shall mean a charter or non-chartered county within the State that: has a Population of at least 300,000 individuals and (a) has an opioid taskforce of which it is a member or operates in connection with its municipalities or others on a local or regional basis; (b) has an abatement plan that has been either adopted or is being utilized to respond to the opioid epidemic; (c) is currently either providing or is contracting with others to provide substance abuse prevention, recovery, and treatment services to its citizens; and (d) has or enters into an agreement with a majority of Municipalities (Majority is more than 50% of the Municipalities' total population) related to the expenditure of Opioid Funds. The Opioid Funds to be paid to a Qualified County will only include Opioid Funds for Municipalities whose claims are released by the Municipality or Opioid Funds for Municipalities whose claims are otherwise barred.

16. "SAMHSA" shall mean the U.S. Department of Health & Human Services, Substance Abuse and Mental Health Services Administration.

17. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the State and Local Governments or a settlement class as described in (B)(1) below.

18. "State" shall mean the State of Florida.

B. Terms

1. **Only Abatement** - Other than funds used for the Administrative Costs and Expense Fund as hereinafter described in paragraph 6 and paragraph 9, respectively), all Opioid Funds shall be utilized for Approved Purposes. To accomplish this purpose, the State will either file a new action with Local Governments as Parties or add Local Governments to its existing action, sever settling defendants, and seek entry of a consent order or other order binding both the State, Local Governments, and Pharmaceutical Supply Chain Participant(s) ("Order"). The Order may be part of a class action settlement or similar device. The Order shall provide for continuing jurisdiction of a state court to address non-performance by any party under the Order. Any Local Government that objects to or refuses to be included under the Order or entry of documents necessary to effectuate a Settlement shall not be entitled to any Opioid Funds and its portion of Opioid Funds shall be distributed to, and for the benefit of, the other Local Governments.

2. **Avoid Claw Back and Recoupment** - Both the State and Local Governments wish to maximize any Settlement and Opioid Funds. In addition to committing to only using funds for the Expense Funds, Administrative Costs and Approved Purposes, both Parties will agree to utilize a percentage of funds for the core strategies highlighted in Exhibit A. Exhibit A contains the programs and strategies prioritized by the U.S. Department of Justice and/or the U.S. Department of Health & Human Services ("Core Strategies"). The State is trying to obtain the United States' agreement to limit or reduce the United States' ability to recover or recoup monies from the State and Local Government in exchange for prioritization of funds to certain projects. If no agreement is reached with the United States, then there will be no requirement that a percentage be utilized for Core Strategies.

3. **Distribution Scheme** - All Opioid Funds will initially go to the State, and then be distributed according to the following distribution scheme. The Opioid Funds will be divided into three funds after deducting costs of the Expense Fund detailed in paragraph 9 below:

(a) City/County Fund- The city/county fund will receive 15% of all Opioid Funds to directly benefit all Counties and Municipalities. The amounts to be distributed to each County and Municipality shall be determined by the Negotiation Class Metrics or other metrics agreed upon, in writing, by a County and a Municipality. For Local Governments that are not within the definition of County or Municipality, those Local Governments may receive that government's share of the City/County Fund under the Negotiation Class Metrics, if that government executes a release as part of a Settlement. Any Local Government that is not within the definition of County or Municipality and that does not execute a release as part of a Settlement shall have its share of the City/County Fund go to the County in which it is located.

(b) Regional Fund- The regional fund will be subdivided into two parts.

(i) The State will annually calculate the share of each County within the State of the regional fund utilizing the sliding scale in section 4 of the allocation contained in the Negotiation Class Metrics or other metrics that the Parties agree upon.

(ii) For Qualified Counties, the Qualified County's share will be paid to the Qualified County and expended on Approved Purposes, including the Core Strategies identified in Exhibit A, if applicable.

(iii) For all other Counties, the regional share for each County will be paid to the Managing Entities providing service for that County. The Managing Entities will be required to expend the monies on Approved Purposes, including the Core Strategies. The Managing Entities shall endeavor to the greatest extent possible to expend these monies on counties within the State that are non-Qualified Counties and to ensure that there are services in every County.

(c) State Fund - The remainder of Opioid Funds after deducting the costs of the Expense Fund detailed in paragraph 9, the City/County Fund and the Regional Fund will be expended by the State on Approved Purposes, including the provisions related to Core Strategies, if applicable.

(d) To the extent that Opioid Funds are not appropriated and expended in a year by the State, the State shall identify the investments where settlement funds will be deposited. Any gains, profits, or interest accrued from the deposit of the Opioid Funds to the extent that any funds are not appropriated and expended within a calendar year, shall be the sole property of the Party that was entitled to the initial deposit.

4. Regional Fund Sliding Scale- The Regional Fund shall be calculated by utilizing the following sliding scale of the Opioid Funds available in any year:

A. Years 1-6: 40%

B. Years 7-9: 35%

C. Years 10-12: 34%

D. Years 13-15: 33%

E. Years 16-18: 30%

5. Opioid Abatement Taskforce or Council - The State will create an Opioid Abatement Taskforce or Council (sometimes hereinafter "Taskforce" or "Council") to advise the Governor, the Legislature, Florida's Department of Children and Families ("DCF"), and Local Governments on the priorities that should be addressed as part of the opioid epidemic and to review how monies have been spent and the results that have been achieved with Opioid Funds.

(a) Size - The Taskforce or Council shall have ten Members equally balanced between the State and the Local Governments.

(b) Appointments Local Governments - Two Municipality representatives will be appointed by or through Florida League of Cities. Two county representatives, one from a Qualified County and one from a county within the State that is not a Qualified County, will be appointed by or through the Florida Association of Counties. The final representative will alternate every two years between being a county representative (appointed by or through Florida Association of Counties) or a Municipality representative (appointed by or through the Florida League of Cities). One Municipality representative must be from a city of less than 50,000 people. One county representative must be from a county less than 200,000 people and the other county representative must be from a county whose population exceeds 200,000 people.

(c) Appointments State -

(i) The Governor shall appoint two Members.

(ii) The Speaker of the House shall appoint one Member.

(iii) The Senate President shall appoint one Member.

(iv) The Attorney General or her designee shall be a Member.

(d) Chair - The Attorney General or designee shall be the chair of the Taskforce or Council.

(e) Term - Members will be appointed to serve a two-year term.

(f) Support - DCF shall support the Taskforce or Council and the Taskforce or Council shall be administratively housed in DCF.

(g) Meetings - The Taskforce or Council shall meet quarterly in person or virtually using communications media technology as defined in section 120.54(5)(b)(2), Florida Statutes.

(h) Reporting - The Taskforce or Council shall provide and publish a report annually no later than November 30th or the first business day after November 30th, if November 30th falls on a weekend or is otherwise not a business day. The report shall contain information on how monies were spent the previous fiscal year by the State, each of the Qualified Counties, each of the Managing Entities, and each of the Local Governments. It shall also contain recommendations to the Governor, the Legislature, and Local Governments for priorities among the Approved Purposes for how monies should be spent the coming fiscal year to respond to the opioid epidemic.

(i) Accountability - Prior to July 1st of each year, the State and each of the Local Governments shall provide information to DCF about how they intend to expend Opioid Funds in the upcoming fiscal year. The State and each of the Local Government shall report its expenditures to DCF no later than August 31st for the previous fiscal year. The Taskforce or Council will set other data sets that need to be reported to DCF to demonstrate the effectiveness of Approved Purposes. All programs and expenditures shall be audited annually in a similar fashion to SAMHSA programs. Local Governments shall respond and provide documents to any reasonable requests from the State for data or information about programs receiving Opioid Funds.

(j) Conflict of Interest - All Members shall adhere to the rules, regulations and laws of Florida including, but not limited to, Florida Statute §112.311, concerning the disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

6. **Administrative Costs**- The State may take no more than a 5% administrative fee from the State Fund ("Administrative Costs") and any Regional Fund that it administers for counties that are not Qualified Counties. Each Qualified County may take no more than a 5% administrative fee from its share of the Regional Funds.

7. **Negotiation of Non-Multistate Settlements** - If the State begins negotiations with a Pharmaceutical Supply Chain Participant that is separate and apart from a multi-state negotiation, the State shall include Local Governments that are a part of the Negotiating Committee in such negotiations. No Settlement shall be recommended or accepted without the affirmative votes of both the State and Local Government representatives of the Negotiating Committee.

8. **Negotiation of Multistate or Local Government Settlements** - To the extent practicable and allowed by other parties to a negotiation, both Parties agree to communicate with

members of the Negotiation Committee regarding the terms of any other Pharmaceutical Supply Chain Participant Settlement.

9. **Expense Fund** - The Parties agree that in any negotiation every effort shall be made to cause Pharmaceutical Supply Chain Participants to pay costs of litigation, including attorneys' fees, in addition to any agreed to Opioid Funds in the Settlement. To the extent that a fund sufficient to pay the entirety of all contingency fee contracts for Local Governments in the State of Florida is not created as part of a Settlement by a Pharmaceutical Supply Chain Participant, the Parties agree that an additional expense fund for attorneys who represent Local Governments (herein "Expense Fund") shall be created out of the City/County fund for the purpose of paying the hard costs of a litigating Local Government and then paying attorneys' fees.

(a) The Source of Funds for the Expense Fund- Money for the Expense Fund shall be sourced exclusively from the City/County Fund.

(b) The Amount of the Expense Fund- The State recognizes the value litigating Local Governments bring to the State of Florida in connection with the Settlement because their participation increases the amount Incentive Payments due from each Pharmaceutical Supply Chain Participant. In recognition of that value, the amount of funds that shall be deposited into the Expense fund shall be contingent upon on the percentage of litigating Local Government participation in the Settlement, according to the following table:

Litigating Local Government Participation in the Settlement (by percentage of the population)	Amount that shall be paid into the Expense Fund from (and as a percentage of) the City/County fund
96 to 100%	10%
91 to 95%	7.5%
86 to 90%	5%
85%	2.5%
Less than 85%	0%

If fewer than 85% percent of the litigating Local Governments (by population) participate, then the Expense Fund shall not be funded, and this Section of the MOU shall be null and void.

(c) The Timing of Payments into the Expense Fund- Although the amount of the Expense Fund shall be calculated based on the entirety of payments due to the City/County fund over a ten to eighteen year period, the Expense Fund shall be funded entirely from payments made by Pharmaceutical Supply Chain Participants during the first two years of the Settlement. Accordingly, to offset the amounts being paid from the City/County to the Expense Fund in the first two years, Counties or Municipalities may borrow from the Regional Fund during the first two years and pay the borrowed amounts back to the Regional Fund during years three, four, and five.

For the avoidance of doubt, the following provides an illustrative example regarding the calculation of payments and amounts that may be borrowed under the terms of this MOU, consistent with the provisions of this Section:

Opioid Funds due to State of Florida and Local Governments (over 10 to 18 years):	$1,000
Litigating Local Government Participation:	100%
City/County Fund (over 10 to 18 years):	$150
Expense Fund (paid over 2 years):	$15
Amount Paid to Expense Fund in 1st year:	$7.5
Amount Paid to Expense Fund in 2nd year	$7.5
Amount that may be borrowed from Regional Fund in 1st year:	$7.5
Amount that may be borrowed from Regional Fund in 2nd year:	$7.5
Amount that must be paid back to Regional Fund in 3rd year:	$5
Amount that must be paid back to Regional Fund in 4th year:	$5
Amount that must be paid back to Regional Fund in 5th year:	$5

(d) Creation of and Jurisdiction over the Expense Fund- The Expense Fund shall be established, consistent with the provisions of this Section of the MOU, by order of the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, West Pasco Division New Port Richey, Florida, in the matter of *The State of Florida, Office of the Attorney General, Department of Legal Affairs v. Purdue Pharma L.P., et al.*, Case No. 2018-CA-001438 (the "Court"). The Court shall have jurisdiction over the Expense Fund, including authority to allocate and disburse amounts from the Expense Fund and to resolve any disputes concerning the Expense Fund.

(e) Allocation of Payments to Counsel from the Expense Fund- As part of the order establishing the Expense Fund, counsel for the litigating Local Governments shall seek to have the Court appoint a third-neutral to serve as a special master for purposes of allocating the Expense Fund. Within 30 days of entry of the order appointing a special master for the Expense Fund, any counsel who intend to seek an award from the Expense Fund shall provide the copies of their contingency fee contracts to the special master. The special master shall then build a mathematical model, which shall be based on each litigating Local Government's share under the Negotiation Class Metrics and the rate set forth in their contingency contracts, to calculate a proposed award for each litigating Local Government who timely provided a copy of its contingency contract.

10. **Dispute resolution-** Any one or more of the Local Governments or the State may object to an allocation or expenditure of Opioid Funds solely on the basis that the allocation or expenditure at issue (a) is inconsistent with the Approved Purposes; (b) is inconsistent with the distribution scheme as provided in paragraph 3, or (c) violates the limitations set forth herein with respect to administrative costs or the Expense Fund. There shall be no other basis for bringing an objection to the approval of an allocation or expenditure of Opioid Funds.

Schedule A

Core Strategies

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies ("**Core Strategies**")[, such that a minimum of __% of the [aggregate] state-level abatement distributions shall be spent on [one or more of] them annually].[1]

A. Naloxone or other FDA-approved drug to reverse opioid overdoses

1. Expand training for first responders, schools, community support groups and families; and

2. Increase distribution to individuals who are uninsured or whose insurance does not cover the needed service.

B. Medication-Assisted Treatment ("MAT") Distribution and other opioid-related treatment

1. Increase distribution of MAT to non-Medicaid eligible or uninsured individuals;

2. Provide education to school-based and youth-focused programs that discourage or prevent misuse;

3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and

4. Treatment and Recovery Support Services such as residential and inpatient treatment, intensive outpatient treatment, outpatient therapy or counseling, and recovery housing that allow or integrate medication with other support services.

C. Pregnant & Postpartum Women

1. Expand Screening, Brief Intervention, and Referral to Treatment ("SBIRT") services to non-Medicaid eligible or uninsured pregnant women;

2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for women with co-occurring Opioid Use Disorder ("OUD") and other Substance Use Disorder ("SUD")/Mental Health disorders for uninsured individuals for up to 12 months postpartum; and

3. Provide comprehensive wrap-around services to individuals with Opioid Use Disorder (OUD) including housing, transportation, job placement/training, and childcare.

D. Expanding Treatment for Neonatal Abstinence Syndrome

1. Expand comprehensive evidence-based and recovery support for NAS babies;

2. Expand services for better continuum of care with infant-need dyad; and

3. Expand long-term treatment and services for medical monitoring of NAS babies and their families.

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[1] As used in this Schedule A, words like "expand," "fund," "provide" or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

E. Expansion of Warm Hand-off Programs and Recovery Services

1. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments;

2. Expand warm hand-off services to transition to recovery services;

3. Broaden scope of recovery services to include co-occurring SUD or mental health conditions. ;

4. Provide comprehensive wrap-around services to individuals in recovery including housing, transportation, job placement/training, and childcare; and

5. Hire additional social workers or other behavioral health workers to facilitate expansions above.

F. Treatment for Incarcerated Population

1. Provide evidence-based treatment and recovery support including MAT for persons with OUD and co-occurring SUD/MH disorders within and transitioning out of the criminal justice system; and

2. Increase funding for jails to provide treatment to inmates with OUD.

G. Prevention Programs

1. Funding for media campaigns to prevent opioid use (similar to the FDA's "Real Cost" campaign to prevent youth from misusing tobacco);

2. Funding for evidence-based prevention programs in schools.;

3. Funding for medical provider education and outreach regarding best prescribing practices for opioids consistent with the 2016 CDC guidelines, including providers at hospitals (academic detailing);

4. Funding for community drug disposal programs; and

5. Funding and training for first responders to participate in pre-arrest diversion programs, post-overdose response teams, or similar strategies that connect at-risk individuals to behavioral health services and supports.

H. Expanding Syringe Service Programs

1. Provide comprehensive syringe services programs with more wrap-around services including linkage to OUD treatment, access to sterile syringes, and linkage to care and treatment of infectious diseases.

I. Evidence-based data collection and research analyzing the effectiveness of the abatement strategies within the State.

Schedule B

Approved Uses

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:[2]

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.

2. Support and reimburse evidence-based services that adhere to the American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions

3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.

4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based or evidence-informed practices such as adequate methadone dosing and low threshold approaches to treatment.

5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.

6. Treatment of trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support evidence-based withdrawal management services for people with OUD and any co-occurring mental health conditions.

8. Training on MAT for health care providers, first responders, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.

9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.

10. Fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.

11. Scholarships and supports for behavioral health practitioners or workers involved in addressing OUD and any co-occurring SUD or mental health conditions, including but not limited to training,

[2] As used in this Schedule B, words like "expand," "fund," "provide" or the like shall not indicate a preference for new or existing programs. Priorities will be established through the mechanisms described in the Term Sheet.

scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.

12. [Intentionally Blank – to be cleaned up later for numbering]

13. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.

14. Dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.

15. Development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for or recovery from OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Provide comprehensive wrap-around services to individuals with OUD and any co-occurring SUD/MH conditions, including housing, transportation, education, job placement, job training, or childcare.

2. Provide the full continuum of care of treatment and recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, peer support services and counseling, community navigators, case management, and connections to community-based services.

3. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.

4. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, training for housing providers, or recovery housing programs that allow or integrate FDA-approved medication with other support services.

5. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.

6. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.

7. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.

8. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.

9. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.

10. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.

11. Training and development of procedures for government staff to appropriately interact and provide social and other services to individuals with or in recovery from OUD, including reducing stigma.

12. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.

13. Create or support culturally appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.

14. Create and/or support recovery high schools.

15. Hire or train behavioral health workers to provide or expand any of the services or supports listed above.

C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED (CONNECTIONS TO CARE)

Provide connections to care for people who have – or at risk of developing – OUD and any co-occurring SUD/MH conditions through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.

2. Fund Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders, including SBIRT services to pregnant women who are uninsured or not eligible for Medicaid.

3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.

4. Purchase automated versions of SBIRT and support ongoing costs of the technology.

5. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments.

6. Training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.

7. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into clinically-appropriate follow-up care through a bridge clinic or similar approach.

8. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.

9. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.

10. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.

11. Expand warm hand-off services to transition to recovery services.

12. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.

13. Develop and support best practices on addressing OUD in the workplace.

14. Support assistance programs for health care providers with OUD.

15. Engage non-profits and the faith community as a system to support outreach for treatment.

16. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved in, are at risk of becoming involved in, or are transitioning out of the criminal justice system through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:

a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);

b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;

c. "Naloxone Plus" strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;

d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;

e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or

f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise

2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions to evidence-informed treatment, including MAT, and related services.

3. Support treatment and recovery courts that provide evidence-based options for persons with OUD and any co-occurring SUD/MH conditions

4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.

5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.

6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.

7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome (NAS), through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based or evidence-informed treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, and other measures to educate and provide support to families affected by Neonatal Abstinence Syndrome.

2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for uninsured women with OUD and any co-occurring SUD/MH conditions for up to 12 months postpartum.

3. Training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions.

4. Expand comprehensive evidence-based treatment and recovery support for NAS babies; expand services for better continuum of care with infant-need dyad; expand long-term treatment and services for medical monitoring of NAS babies and their families.

5. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.

6. Child and family supports for parenting women with OUD and any co-occurring SUD/MH conditions.

7. Enhanced family supports and child care services for parents with OUD and any co-occurring SUD/MH conditions.

8. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.

9. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including but not limited to parent skills training.

10. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Fund medical provider education and outreach regarding best prescribing practices for opioids consistent with Guidelines for Prescribing Opioids for Chronic Pain from the U.S. Centers for Disease Control and Prevention, including providers at hospitals (academic detailing).

2. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.

3. Continuing Medical Education (CME) on appropriate prescribing of opioids.

4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.

5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:

a. Increase the number of prescribers using PDMPs;

b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or

c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD in a manner that complies with all relevant privacy and security laws and rules.

6. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database in a manner that complies with all relevant privacy and security laws and rules.

7. Increase electronic prescribing to prevent diversion or forgery.

8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Fund media campaigns to prevent opioid misuse.

2. Corrective advertising or affirmative public education campaigns based on evidence.

3. Public education relating to drug disposal.

4. Drug take-back disposal or destruction programs.

5. Fund community anti-drug coalitions that engage in drug prevention efforts.

6. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).

7. Engage non-profits and faith-based communities as systems to support prevention.

8. Fund evidence-based prevention programs in schools or evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.

9. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.

10. Create of support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions.

11. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.

12. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses, behavioral health workers or other school staff, to address

mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based or evidence-informed programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, individuals with OUD and their friends and family members, individuals at high risk of overdose, schools, community navigators and outreach workers, persons being released from jail or prison, or other members of the general public.

2. Public health entities provide free naloxone to anyone in the community

3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, community support groups, and other members of the general public.

4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.

5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.

6. Public education relating to emergency responses to overdoses.

7. Public education relating to immunity and Good Samaritan laws.

8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.

9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and treatment services provided by these programs.

10. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.

11. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.

12. Provide training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.

13. Support screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items in sections C, D, and H relating to first responders, support the following:

1. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

2. Provision of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, coordination, facilitation, training and technical assistance to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Statewide, regional, local, or community regional planning to identify root causes of addiction and overdose, goals for reducing harms related to the opioid epidemic, and areas and populations with the greatest needs for treatment intervention services; to support training and technical assistance; or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

2. A dashboard to share reports, recommendations, or plans to spend opioid settlement funds; to show how opioid settlement funds have been spent; to report program or strategy outcomes; or to track, share, or visualize key opioid-related or health-related indicators and supports as identified through collaborative statewide, regional, local, or community processes.

3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to throughout this document, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.

2. Support infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

1. Monitoring, surveillance, data collection, and evaluation of programs and strategies described in this opioid abatement strategy list.

2. Research non-opioid treatment of chronic pain.

3. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.

4. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.

5. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.

6. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).

7. Epidemiological surveillance of OUD-related behaviors in critical populations including individuals entering the criminal justice system, including but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (ADAM) system.

8. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.

9. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.

RESOLUTION NO. [INSERT]

A Resolution authorizing [City/County] (herein referred to as this "Governmental Unit") to join with the State of Florida and other local governmental units as a participant in the Florida Memorandum of Understanding and Formal Agreements implementing a Unified Plan.

WHEREAS, the [City/County] has suffered harm from the opioid epidemic;

WHEREAS, the [City/County] recognizes that the entire State of Florida has suffered harm as a result from the opioid epidemic;

WHEREAS, the State of Florida has filed an action pending in Pasco County, Florida, and a number of Florida Cities and Counties have also filed an action *In re: National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio) (the "Opioid Litigation") and [City/County] [is/is not] a litigating participant in that action;

WHEREAS, the State of Florida and lawyers representing certain various local governments involved in the Opioid Litigation have proposed a unified plan for the allocation and use of prospective settlement dollars from opioid related litigation;

WHEREAS, the Florida Memorandum of Understanding (the "Florida Plan") sets forth sets forth a framework of a unified plan for the proposed allocation and use of opioid settlement proceeds and it is anticipated that formal agreements implementing the Florida Plan will be entered into at a future date; and,

WHEREAS, participation in the Florida Plan by a large majority of Florida cities and counties will materially increase the amount of funds to Florida and should improve Florida's relative bargaining position during additional settlement negotiations;

WHEREAS, failure to participate in the Florida Plan will reduce funds available to the State, [City/County], and every other Florida city and county;

NOW, THEREFORE, BE IT RESOLVED BY THIS GOVERNMENTAL UNIT:

SECTION 1. That this Governmental Unit finds that participation in the Florida Plan would be in the best interest of the Governmental Unit and its citizens in that such a plan ensures that almost all of the settlement funds go to abate and resolve the opioid epidemic and each and every city and county receives funds for the harm that it has suffered.

SECTION 2. That this Governmental Unit hereby expresses its support of a unified plan for the allocation and use of opioid settlement proceeds as generally described in the Florida Plan, attached hereto as Exhibit "A."

SECTION 3. That [official name] is hereby expressly authorized to execute the Florida Plan in substantially the form contained in Exhibit "A."

SECTION 4. That [official name] is hereby authorized to execute the any formal agreements implementing a unified plan for the allocation and use of opioid settlement proceeds that is not substantially inconsistent with the Florida Plan and this Resolution.

SECTION 5. That the Clerk be and hereby is instructed to record this Resolution in the appropriate record book upon its adoption.

SECTION 6. The clerk of this Governmental Unit is hereby directed to furnish a certified copy of this Ordinance/Resolution to the Florida

[Florida League of Cities/Florida Association of Counties]

Attorney General Ashley Moody
c\o John M. Guard
The Capitol,
PL-01
Tallahassee, FL 32399-1050

SECTION 7. This Resolution shall take effect immediately upon its adoption.

Adopted this day of , _____, 2021.

(Mayor/Commissioner/etc.)

ATTEST: _____

City/County Fund		15%
Regional Fund		35%
Scenario 1	$	130,000,000.00
City/County Fund Scenario 1	$	19,500,000.00
Regional Fund Scenario 1	$	45,500,000.00
Scenario 2	$	100,000,000.00
City/County Fund Scenario 2	$	15,000,000.00
Regional Fund Scenario 2	$	35,000,000.00
Scenario 3	$	70,000,000.00
City/County Fund Scenario 3	$	10,500,000.00
Regional Fund Scenario 3	$	24,500,000.00

County	Allocated Subdivisions	Overall Total %	Allocated % by entity	Scenario 1 City/County Fund	Scenario 1 Regional Fund	Scenario 2 City/County Fund	Scenario 2 Regional Fund	Scenario 3 City/County Fund	Scenario 3 Regional Fund
Alachua		1.2410601644 49%			$ 564,682.37		$ 434,371.06		$ 304,059.74
	Alachua County		0.821689546303%	$ 160,229.46		$ 123,253.43		$ 86,277.40	
	Alachua		0.013113332457%	$ 2,557.10		$ 1,967.00		$ 1,376.90	
	Archer		0.000219705515%	$ 42.84		$ 32.96		$ 23.07	
	Gainesville		0.381597611347%	$ 74,411.53		$ 57,239.64		$ 40,067.75	
	Hawthorne		0.000270546460%	$ 52.76		$ 40.58		$ 28.41	
	High Springs		0.011987568663%	$ 2,337.58		$ 1,798.14		$ 1,258.69	
	La Crosse		0.000975056706%	$ 190.14		$ 146.26		$ 102.38	
	Micanopy		0.002113530737%	$ 412.14		$ 317.03		$ 221.92	
	Newberry		0.006102729215%	$ 1,190.03		$ 915.41		$ 640.79	
	Waldo		0.002988721299%	$ 582.80		$ 448.31		$ 313.82	
Baker		0.193173804130%			$ 87,894.08		$ 67,610.83		$ 47,327.58
	Baker County		0.169449240037%	$ 33,042.60		$ 25,417.39		$ 17,792.17	
	Glen St. Mary		0.000096234647%	$ 18.77		$ 14.44		$ 10.10	
	Macclenny		0.023628329446%	$ 4,607.52		$ 3,544.25		$ 2,480.97	
Bay		0.839656373312%			$ 382,043.65		$ 293,879.73		$ 205,715.81
	Bay County		0.508772605155%	$ 99,210.66		$ 76,315.89		$ 53,421.12	
	Callaway		0.024953825527%	$ 4,866.00		$ 3,743.07		$ 2,620.15	
	Lynn Haven		0.039205632015%	$ 7,645.10		$ 5,880.84		$ 4,116.59	
	Mexico Beach		0.005614292988%	$ 1,094.79		$ 842.14		$ 589.50	
	Panama City		0.155153855596%	$ 30,255.00		$ 23,273.08		$ 16,291.15	
	Panama City Beach		0.080897023117%	$ 15,774.92		$ 12,134.55		$ 8,494.19	
	Parker		0.008704696178%	$ 1,697.42		$ 1,305.70		$ 913.99	
	Springfield		0.016354442736%	$ 3,189.12		$ 2,453.17		$ 1,717.22	
Bradford		0.189484204081%			$ 86,215.31		$ 66,319.47		$ 46,423.63
	Bradford County		0.151424309090%	$ 29,527.74		$ 22,713.65		$ 15,899.55	
	Brooker		0.000424885045%	$ 82.85		$ 63.73		$ 44.61	
	Hampton		0.002839829959%	$ 553.77		$ 425.97		$ 298.18	
	Lawtey		0.003400896108%	$ 663.17		$ 510.13		$ 357.09	
	Starke		0.031392468132%	$ 6,121.53		$ 4,708.87		$ 3,296.21	
Brevard		3.878799180444%			$ 1,764,853.63		$ 1,357,579.71		$ 950,305.80
	Brevard County		2.323022668525%	$ 452,989.42		$ 348,453.40		$ 243,917.38	
	Cape Canaveral		0.045560750209%	$ 8,884.35		$ 6,834.11		$ 4,783.88	
	Cocoa		0.149245411423%	$ 29,102.86		$ 22,386.81		$ 15,670.77	
	Cocoa Beach		0.084363286155%	$ 16,450.84		$ 12,654.49		$ 8,858.15	
	Grant-Valkaria		0.000821387406%	$ 62.67		$ 48.21		$ 33.75	
	Indialantic		0.024136738902%	$ 4,706.66		$ 3,620.51		$ 2,534.36	
	Indian Harbour Beach		0.021089913665%	$ 4,112.53		$ 3,163.49		$ 2,214.44	
	Malabar		0.002505732317%	$ 488.62		$ 375.86		$ 263.10	
	Melbourne		0.383104682283%	$ 74,705.41		$ 57,465.70		$ 40,225.99	
	Melbourne Beach		0.012091066302%	$ 2,357.76		$ 1,813.66		$ 1,269.56	
	Melbourne Village		0.003782203200%	$ 737.53		$ 567.33		$ 397.13	
	Palm Bay		0.404817397481%	$ 78,939.39		$ 60,722.61		$ 42,505.83	
	Palm Shores		0.000127102364%	$ 24.78		$ 19.07		$ 13.35	
	Rockledge		0.096603243798%	$ 18,837.63		$ 14,490.49		$ 10,143.34	
	Satellite Beach		0.035975416224%	$ 7,015.21		$ 5,396.31		$ 3,777.42	
	Titusville		0.240056418924%	$ 46,811.00		$ 36,008.46		$ 25,205.92	
	West Melbourne		0.051997577066%	$ 10,139.53		$ 7,799.64		$ 5,459.75	
Broward		9.057962672578%			$ 4,121,373.02		$ 3,170,286.94		$ 2,219,200.85
	Broward County		3.966403576878%	$ 773,448.70		$ 594,960.54		$ 416,472.38	
	Coconut Creek		0.101131719448%	$ 19,720.69		$ 15,169.76		$ 10,618.83	
	Cooper City		0.073935445073%	$ 14,417.41		$ 11,090.32		$ 7,763.22	
	Coral Springs		0.323406517664%	$ 63,064.27		$ 48,510.98		$ 33,957.68	
	Dania Beach		0.017807041180%	$ 3,472.37		$ 2,671.06		$ 1,869.74	
	Davie		0.266922227153%	$ 52,049.83		$ 40,038.33		$ 28,026.83	
	Deerfield Beach		0.202423224725%	$ 39,472.53		$ 30,363.48		$ 21,254.44	
	Fort Lauderdale		0.830581264531%	$ 161,963.35		$ 124,587.19		$ 87,211.03	
	Hallandale Beach		0.154950491814%	$ 30,215.35		$ 23,242.57		$ 16,269.80	
	Hillsboro Beach		0.012407006463%	$ 2,419.37		$ 1,861.05		$ 1,302.74	
	Hollywood		0.520164608456%	$ 101,432.10		$ 78,024.69		$ 54,617.28	
	Lauderdale-By-The-Sea		0.022807611325%	$ 4,447.48		$ 3,421.14		$ 2,394.80	

	Lauderdale Lakes		0.062625150435%	$ 12,211.90		$ 9,398.77		$ 6,575.64	
	Lauderhill		0.144382838130%	$ 28,154.65		$ 21,657.43		$ 15,160.20	
	Lazy Lake		0.000021788977%	$ 4.25		$ 3.27		$ 2.29	
	Lighthouse Point		0.029131861803%	$ 5,680.71		$ 4,369.78		$ 3,058.85	
	Margate		0.143683775129%	$ 28,018.34		$ 21,552.57		$ 15,086.80	
	Miramar		0.279280208419%	$ 54,459.64		$ 41,892.03		$ 29,324.42	
	North Lauderdale		0.066069624496%	$ 12,883.58		$ 9,910.44		$ 6,937.31	
	Oakland Park		0.100430840699%	$ 19,584.01		$ 15,064.63		$ 10,545.24	
	Ocean Breeze		0.005381877237%	$ 1,049.47		$ 807.28		$ 565.10	
	Parkland		0.045804060448%	$ 8,931.79		$ 6,870.61		$ 4,809.43	
	Pembroke Park		0.024597938908%	$ 4,796.60		$ 3,689.69		$ 2,582.78	
	Pembroke Pines		0.462832363603%	$ 90,252.31		$ 69,424.85		$ 48,597.40	
	Plantation		0.213918725664%	$ 41,714.15		$ 32,087.81		$ 22,461.47	
	Pompano Beach		0.335472163493%	$ 65,417.07		$ 50,320.82		$ 35,224.58	
	Sea Ranch Lakes		0.005024174870%	$ 979.71		$ 753.63		$ 527.54	
	Southwest Ranches		0.025979723178%	$ 5,066.05		$ 3,896.96		$ 2,727.87	
	Sunrise		0.286071106146%	$ 55,783.87		$ 42,910.67		$ 30,037.47	
	Tamarac		0.134492458472%	$ 26,226.03		$ 20,173.87		$ 14,121.71	
	Weston		0.138637811283%	$ 27,034.37		$ 20,795.67		$ 14,556.97	
	West Park		0.029553115352%	$ 5,762.86		$ 4,432.97		$ 3,103.08	
	Wilton Manors		0.031630331127%	$ 6,167.91		$ 4,744.55		$ 3,321.18	
Calhoun		0.047127740781%			$ 21,443.12		$ 16,494.71		$ 11,546.30
	Calhoun County		0.038866087128%	$ 7,578.89		$ 5,829.91		$ 4,080.94	
	Altha		0.000366781107%	$ 71.52		$ 55.02		$ 38.51	
	Blountstown		0.007896688293%	$ 1,539.85		$ 1,184.50		$ 829.15	
Charlotte		0.737346233376%			$ 335,492.54		$ 258,071.18		$ 180,649.83
	Charlotte County		0.690225755587%	$ 134,594.02		$ 103,533.86		$ 72,473.70	
	Punta Gorda		0.047120477789%	$ 9,188.49		$ 7,068.07		$ 4,947.65	
Citrus		0.969645776606%			$ 441,188.83		$ 339,376.02		$ 237,563.22
	Citrus County		0.929715661117%	$ 181,294.55		$ 139,457.35		$ 97,620.14	
	Crystal River		0.021928789266%	$ 4,276.11		$ 3,289.32		$ 2,302.52	
	Inverness		0.018001326222%	$ 3,510.26		$ 2,700.20		$ 1,890.14	
Clay		1.193429461456%			$ 543,010.40		$ 417,700.31		$ 292,390.22
	Clay County		1.055764891131%	$ 205,874.15		$ 158,364.73		$ 110,855.31	
	Green Cove Springs		0.057762577142%	$ 11,263.70		$ 8,664.39		$ 6,065.07	
	Keystone Heights		0.000753535443%	$ 146.94		$ 113.03		$ 79.12	
	Orange Park		0.078589207339%	$ 15,324.90		$ 11,788.38		$ 8,251.87	
	Penney Farms		0.000561066149%	$ 109.41		$ 84.16		$ 58.91	
Collier		1.551333376427%			$ 705,856.69		$ 542,966.68		$ 380,076.68
	Collier County		1.354673336080%	$ 264,161.30		$ 203,201.00		$ 142,240.70	
	Everglades		0.000148891341%	$ 29.03		$ 22.33		$ 15.63	
	Marco Island		0.062094952003%	$ 12,108.52		$ 9,314.24		$ 6,519.97	
	Naples		0.134416197054%	$ 26,211.16		$ 20,162.43		$ 14,113.70	
Columbia		0.446781150792%			$ 203,285.42		$ 156,373.40		$ 109,461.38
	Columbia County		0.341887201373%	$ 66,668.00		$ 51,283.08		$ 35,898.16	
	Fort White		0.000236047247%	$ 46.03		$ 35.41		$ 24.78	
	Lake City		0.104559717920%	$ 20,408.64		$ 15,698.96		$ 10,989.27	
DeSoto		0.113640407802%			$ 51,706.39		$ 39,774.14		$ 27,841.90
	DeSoto County		0.096884684746%	$ 18,892.51		$ 14,532.70		$ 10,172.89	
	Arcadia		0.016755723056%	$ 3,267.37		$ 2,513.36		$ 1,759.35	
Dixie		0.103744580900%			$ 47,203.78		$ 36,310.60		$ 25,417.42
	Dixie County		0.098822087921%	$ 19,270.31		$ 14,823.31		$ 10,376.32	
	Cross City		0.004639236282%	$ 904.65		$ 695.89		$ 487.12	
	Horseshoe Beach		0.000281440949%	$ 54.88		$ 42.22		$ 29.55	
Duval		5.494975156935%			$ 2,472,913.70		$ 1,902,241.30		$ 1,331,568.91
	Jacksonville		5.270570064987%	$ 1,027,761.16		$ 790,585.51		$ 553,409.86	
	Atlantic Beach		0.038891507601%	$ 7,583.84		$ 5,833.73		$ 4,083.61	
	Baldwin		0.002251527589%	$ 439.05		$ 337.73		$ 236.41	
	Jacksonville Beach		0.100447182431%	$ 19,587.20		$ 15,067.08		$ 10,546.95	
	Neptune Beach		0.022814874318%	$ 4,448.90		$ 3,422.23		$ 2,395.56	
Escambia		1.341634449244%			$ 610,443.67		$ 469,572.06		$ 328,700.44
	Escambia County		1.005860871574%	$ 196,142.87		$ 150,879.13		$ 105,615.39	
	Century		0.005136751249%	$ 1,001.67		$ 770.51		$ 539.36	
	Pensacola		0.330636826421%	$ 64,474.18		$ 49,595.52		$ 34,716.87	
Flagler		0.389864712744%			$ 177,388.44		$ 136,452.65		$ 95,516.85
	Flagler County		0.279755934409%	$ 54,552.41		$ 41,963.39		$ 29,374.37	
	Beverly Beach		0.000154338585%	$ 30.10		$ 23.15		$ 16.21	
	Bunnell		0.009501809575%	$ 1,852.85		$ 1,425.27		$ 997.69	
	Flagler Beach		0.015482883669%	$ 3,019.16		$ 2,322.43		$ 1,625.70	
	Marineland		0.000114392127%	$ 22.31		$ 17.16		$ 12.01	
	Palm Coast		0.084857169626%	$ 16,547.15		$ 12,728.58		$ 8,910.00	
Franklin		0.049911282550%			$ 22,709.63		$ 17,468.95		$ 12,228.26
	Franklin County		0.046254365966%	$ 9,019.60		$ 6,938.15		$ 4,856.71	
	Apalachicola		0.001768538605%	$ 344.87		$ 265.28		$ 185.70	
	Carrabelle		0.001888377978%	$ 368.23		$ 283.26		$ 198.28	
Gadsden		0.123656074077%			$ 56,263.51		$ 43,279.63		$ 30,295.74
	Gadsden County		0.090211810642%	$ 17,591.30		$ 13,531.77		$ 9,472.24	

	Chattahoochee		0.004181667772%	$	815.43		$	627.25		$	439.08	
	Greensboro		0.000492067723%	$	95.95		$	73.81		$	51.67	
	Gretna		0.002240633101%	$	436.92		$	336.09		$	235.27	
	Havana		0.005459954403%	$	1,064.69		$	818.99		$	573.30	
	Midway		0.001202025213%	$	234.39		$	180.30		$	126.21	
	Quincy		0.019867915223%	$	3,874.24		$	2,980.19		$	2,086.13	
Gilchrist		0.064333769355%				$ 29,271.87			$ 22,516.82			$ 15,761.77
	Gilchrist County		0.061274233881%	$	11,948.48		$	9,191.14		$	6,433.79	
	Bell		0.000098666143%	$	19.47		$	14.98		$	10.49	
	Fanning Springs		0.000388570084%	$	75.77		$	58.29		$	40.80	
	Trenton		0.002571098247%	$	501.36		$	385.66		$	269.97	
Glades		0.040612836758%				$ 18,478.84			$ 14,214.49			$ 9,950.15
	Glades County		0.040420367464%	$	7,881.97		$	6,063.06		$	4,244.14	
	Moore Haven		0.000192469294%	$	37.53		$	28.87		$	20.21	
Gulf		0.059914238588%				$ 27,260.98			$ 20,969.98			$ 14,678.99
	Gulf County		0.054715751905%	$	10,669.57		$	8,207.36		$	5,745.15	
	Port St. Joe		0.004817178591%	$	939.35		$	722.58		$	505.80	
	Wewahitchka		0.000381307092%	$	74.35		$	57.20		$	40.04	
Hamilton		0.047941195910%				$ 21,813.24			$ 16,779.42			$ 11,745.59
	Hamilton County		0.038817061931%	$	7,569.33		$	5,822.56		$	4,075.79	
	Jasper		0.004869836285%	$	949.62		$	730.48		$	511.33	
	Jennings		0.002623755940%	$	511.63		$	393.56		$	275.49	
	White Springs		0.001630541754%	$	317.96		$	244.58		$	171.21	
Hardee		0.067110048132%				$ 30,535.07			$ 23,488.52			$ 16,441.96
	Hardee County		0.058100306280%	$	11,329.56		$	8,715.05		$	6,100.53	
	Bowling Green		0.001797590575%	$	350.53		$	269.64		$	188.75	
	Wauchula		0.006667426860%	$	1,300.15		$	1,000.11		$	700.08	
	Zolfo Springs		0.000544724417%	$	106.22		$	81.71		$	57.20	
Hendry		0.144460915297%				$ 65,729.72			$ 50,561.32			$ 35,392.92
	Hendry County		0.122147187443%	$	23,818.70		$	18,322.08		$	12,825.45	
	Clewiston		0.017589151414%	$	3,429.86		$	2,638.37		$	1,846.86	
	LaBelle		0.004724576440%	$	921.29		$	708.69		$	496.08	
Hernando		1.510075949110%				$ 687,084.56			$ 528,526.58			$ 369,968.61
	Hernando County		1.447521612849%	$	282,266.71		$	217,128.24		$	151,989.77	
	Brooksville		0.061319627583%	$	11,957.38		$	9,197.94		$	6,438.56	
	Weeki Wachee		0.001234708678%	$	240.77		$	185.21		$	129.64	
Highlands		0.357188510237%				$ 162,520.77			$ 125,015.98			$ 87,511.19
	Highlands County		0.287621754886%	$	56,086.24		$	43,143.26		$	30,200.28	
	Avon Park		0.025829016090%	$	5,036.66		$	3,874.35		$	2,712.05	
	Lake Placid		0.005556267790%	$	1,085.23		$	834.79		$	584.35	
	Sebring		0.038172471371%	$	7,443.63		$	5,725.87		$	4,008.11	
Hillsborough		8.710984113657%				$ 3,963,497.77			$ 3,048,844.44			$ 2,134,191.11
	Hillsborough County		6.523111204400%	$	1,272,006.68		$	978,466.68		$	684,926.68	
	Plant City		0.104218491142%	$	20,322.61		$	15,632.77		$	10,942.94	
	Tampa		1.975671881258%	$	385,256.02		$	296,350.78		$	207,445.55	
	Temple Terrace		0.107980721113%	$	21,056.24		$	16,197.11		$	11,337.98	
Holmes		0.081612427851%				$ 37,133.65			$ 28,564.35			$ 19,995.04
	Holmes County		0.066805002459%	$	13,026.98		$	10,020.75		$	7,014.53	
	Bonifay		0.006898026863%	$	1,345.12		$	1,034.70		$	724.29	
	Esto		0.006269778036%	$	1,222.61		$	940.47		$	658.33	
	Noma		0.001278286831%	$	249.27		$	191.74		$	134.22	
	Ponce de Leon		0.000179759057%	$	35.05		$	26.96		$	18.87	
	Westville		0.000179759057%	$	35.05		$	26.96		$	18.87	
Indian River		0.753076058781%				$ 342,649.61			$ 263,576.62			$ 184,503.63
	Indian River County		0.623571460217%	$	121,596.43		$	93,535.72		$	65,475.00	
	Fellsmere		0.004917045734%	$	958.82		$	737.56		$	516.29	
	Indian River shores		0.025322422382%	$	4,937.87		$	3,798.36		$	2,658.85	
	Orchid		0.000306861421%	$	59.84		$	46.03		$	32.22	
	Sebastian		0.038315915467%	$	7,471.60		$	5,747.39		$	4,023.17	
	Vero Beach		0.060642353558%	$	11,825.26		$	9,096.35		$	6,367.45	
Jackson		0.158936058795%				$ 72,315.91			$ 55,627.62			$ 38,939.33
	Jackson County		0.075213731704%	$	14,666.68		$	11,282.06		$	7,897.44	
	Alford		0.000303229525%	$	59.13		$	45.48		$	31.84	
	Bascom		0.000061735434%	$	12.04		$	9.26		$	6.48	
	Campbellton		0.001648699234%	$	321.50		$	247.30		$	173.11	
	Cottondale		0.001093080329%	$	213.15		$	163.96		$	114.77	
	Graceville		0.002794436257%	$	544.92		$	419.17		$	293.42	
	Grandridge		0.000030867717%	$	6.02		$	4.63		$	3.24	
	Greenwood		0.001292812616%	$	252.10		$	193.92		$	135.75	
	Jacob City		0.000481173235%	$	93.83		$	72.18		$	50.52	
	Malone		0.000092603151%	$	18.06		$	13.89		$	9.72	
	Marianna		0.073519638768%	$	14,336.33		$	11,027.95		$	7,719.56	
	Sneads		0.002404050426%	$	468.79		$	360.61		$	252.43	
Jefferson		0.040821647784%				$ 18,573.85			$ 14,287.58			$ 10,001.30
	Jefferson County		0.037584169001%	$	7,328.91		$	5,637.63		$	3,946.34	
	Monticello		0.003237478783%	$	631.31		$	485.62		$	339.94	
Lafayette		0.031911772076%				$ 14,519.86			$ 11,169.12			$ 7,818.38

	Lafayette County		0.031555885457%	$	6,153.40		$	4,733.38		$	3,313.37	
	Mayo		0.000355886619%	$	69.40		$	53.38		$	37.37	
Lake		1.139211224519%				$ 518,341.11			$ 398,723.93			$ 279,106.75
	Lake County		0.757453827843%	$	147,703.50		$	113,618.07		$	79,532.65	
	Astatula		0.002727253579%	$	531.81		$	409.09		$	286.36	
	Clermont		0.075909163209%	$	14,802.29		$	11,386.37		$	7,970.46	
	Eustis		0.041929254098%	$	8,176.20		$	6,289.39		$	4,402.57	
	Fruitland Park		0.008381493024%	$	1,634.39		$	1,257.22		$	880.06	
	Groveland		0.026154034992%	$	5,100.04		$	3,923.11		$	2,746.17	
	Howey-In-The-Hills		0.002981458307%	$	581.38		$	447.22		$	313.05	
	Lady Lake		0.025048244426%	$	4,884.41		$	3,757.24		$	2,630.07	
	Leesburg		0.091339390185%	$	17,811.18		$	13,700.91		$	9,590.64	
	Mascotte		0.011415608025%	$	2,226.04		$	1,712.34		$	1,198.64	
	Minneola		0.016058475809%	$	3,131.40		$	2,408.77		$	1,686.14	
	Montverde		0.001347285057%	$	262.72		$	202.09		$	141.46	
	Mount Dora		0.041021380070%	$	7,999.17		$	6,153.21		$	4,307.24	
	Tavares		0.031820984673%	$	6,205.09		$	4,773.15		$	3,341.20	
	Umatilla		0.005623371728%	$	1,096.56		$	843.51		$	590.45	
Lee		3.325371883859%				$ 1,513,044.21			$ 1,163,880.16			$ 814,716.11
	Lee County		2.115268407509%	$	412,477.34		$	317,290.26		$	222,103.18	
	Bonita Springs		0.017374893143%	$	3,386.10		$	2,606.23		$	1,824.36	
	Cape Coral		0.714429677167%	$	139,313.79		$	107,164.45		$	75,015.12	
	Estero		0.012080171813%	$	2,355.63		$	1,812.03		$	1,268.42	
	Fort Myers		0.431100350585%	$	84,064.57		$	64,665.05		$	45,265.54	
	Fort Myers Beach		0.000522935440%	$	101.97		$	78.44		$	54.91	
	Sanibel		0.034595447702%	$	6,746.11		$	5,189.32		$	3,632.52	
Leon		0.897199244939%				$ 408,225.66			$ 314,019.74			$ 219,813.82
	Leon County		0.471201146391%	$	91,884.22		$	70,680.17		$	49,476.12	
	Tallahassee		0.425998098549%	$	83,069.63		$	63,899.71		$	44,729.80	
Levy		0.251192401748%				$ 114,292.54			$ 87,917.34			$ 61,542.14
	Levy County		0.200131750679%	$	39,025.69		$	30,019.76		$	21,013.83	
	Bronson		0.005701448894%	$	1,111.78		$	855.22		$	598.65	
	Cedar Key		0.005180329202%	$	1,010.16		$	777.05		$	543.93	
	Chiefland		0.015326729337%	$	2,988.71		$	2,299.01		$	1,609.31	
	Fanning Springs		0.000808007885%	$	157.56		$	121.20		$	84.84	
	Inglis		0.004976965420%	$	970.51		$	746.54		$	522.58	
	Otter Creek		0.000408543312%	$	79.67		$	61.28		$	42.90	
	Williston		0.017774357715%	$	3,466.00		$	2,666.15		$	1,866.31	
	Yankeetown		0.000884269303%	$	172.43		$	132.64		$	92.85	
Liberty		0.019399452225%				$ 8,826.75			$ 6,789.81			$ 4,752.87
	Liberty County		0.019303217578%	$	3,764.13		$	2,895.48		$	2,026.84	
	Bristol		0.000096234647%	$	18.77		$	14.44		$	10.10	
Madison		0.063540287455%				$ 28,910.83			$ 22,239.10			$ 15,567.37
	Madison County		0.053145129837%	$	10,363.30		$	7,971.77		$	5,580.24	
	Greenville		0.000110760631%	$	21.60		$	16.61		$	11.63	
	Lee		0.000019979229%	$	3.89		$	3.00		$	2.10	
	Madison		0.010264423758%	$	2,001.56		$	1,539.66		$	1,077.76	
Manatee		2.721323346235%				$ 1,238,202.12			$ 952,463.17			$ 666,724.22
	Manatee County		2.201647174006%	$	429,321.20		$	330,247.08		$	231,172.95	
	Anna Maria		0.009930326116%	$	1,936.41		$	1,489.55		$	1,042.68	
	Bradenton		0.379930754632%	$	74,086.50		$	56,989.61		$	39,892.73	
	Bradenton Beach		0.014012127744%	$	2,732.36		$	2,101.82		$	1,471.27	
	Holmes Beach		0.028038781473%	$	5,467.56		$	4,205.82		$	2,944.07	
	Longboat Key		0.034895046131%	$	6,804.53		$	5,234.26		$	3,663.98	
	Palmetto		0.052869136132%	$	10,309.48		$	7,930.37		$	5,551.26	
Marion		1.701176168960%				$ 774,035.16			$ 595,411.66			$ 416,788.16
	Marion County		1.303728892857%	$	254,227.13		$	195,559.33		$	136,891.53	
	Belleview		0.009789592256%	$	1,910.92		$	1,469.94		$	1,028.96	
	Dunnellon		0.018400790795%	$	3,588.15		$	2,760.12		$	1,932.08	
	McIntosh		0.000145258844%	$	28.33		$	21.79		$	15.25	
	Ocala		0.368994504094%	$	71,953.93		$	55,349.18		$	38,744.42	
	Reddick		0.000107129135%	$	20.89		$	16.07		$	11.25	
Martin		0.869487298116%				$ 395,616.72			$ 304,320.55			$ 213,024.39
	Martin County		0.750762795758%	$	146,398.75		$	112,614.42		$	78,830.09	
	Jupiter Island		0.020873839646%	$	4,070.40		$	3,131.08		$	2,191.75	
	Ocean Breeze Park		0.008270732393%	$	1,612.79		$	1,240.61		$	868.43	
	Sewall's Point		0.008356072551%	$	1,629.43		$	1,253.41		$	877.39	
	Stuart		0.081223857767%	$	15,838.65		$	12,183.58		$	8,528.51	
Miami-Dade		5.232119784173%				$ 2,380,614.50			$ 1,831,241.92			$ 1,281,869.35
	Miami-Dade County		4.282797675552%	$	835,145.55		$	642,419.65		$	449,693.76	
	Aventura		0.024619727885%	$	4,800.85		$	3,692.96		$	2,585.07	
	Bal Harbour		0.010041086747%	$	1,958.01		$	1,506.16		$	1,054.31	
	Bay Harbor Islands		0.004272455175%	$	833.13		$	640.87		$	448.61	
	Biscayne Park		0.001134842535%	$	221.29		$	170.23		$	119.16	
	Coral Gables		0.071780152131%	$	13,997.13		$	10,767.02		$	7,536.92	
	Cutler Bay		0.009414653668%	$	1,835.86		$	1,412.20		$	988.54	
	Doral		0.013977628531%	$	2,725.64		$	2,096.64		$	1,467.65	

	El Portal		0.000924215760%	$ 180.22		$ 138.63		$ 97.04	
	Florida City		0.003929278792%	$ 766.21		$ 589.39		$ 412.57	
	Golden Beach		0.002847092951%	$ 555.18		$ 427.06		$ 298.94	
	Hialeah		0.098015895785%	$ 19,113.10		$ 14,702.38		$ 10,291.67	
	Hialeah Gardens		0.005452691411%	$ 1,063.27		$ 817.90		$ 572.53	
	Homestead		0.024935668046%	$ 4,862.46		$ 3,740.35		$ 2,618.25	
	Indian Creek		0.002543863026%	$ 496.05		$ 381.58		$ 267.11	
	Key Biscayne		0.013683477846%	$ 2,668.28		$ 2,052.52		$ 1,436.77	
	Medley		0.008748274131%	$ 1,705.91		$ 1,312.24		$ 918.57	
	Miami		0.292793005448%	$ 57,094.64		$ 43,918.95		$ 30,743.27	
	Miami Beach		0.181409572478%	$ 35,374.87		$ 27,211.44		$ 19,048.01	
	Miami Gardens		0.040583650932%	$ 7,913.31		$ 6,102.55		$ 4,271.78	
	Miami Lakes		0.007836768608%	$ 1,528.17		$ 1,175.52		$ 822.86	
	Miami Shores		0.006287935516%	$ 1,226.15		$ 943.19		$ 660.23	
	Miami Springs		0.006169911893%	$ 1,203.13		$ 925.49		$ 647.84	
	North Bay Village		0.005160355974%	$ 1,006.27		$ 774.05		$ 541.84	
	North Miami		0.030379280717%	$ 5,923.96		$ 4,556.89		$ 3,189.82	
	North Miami Beach		0.030391990953%	$ 5,926.44		$ 4,558.80		$ 3,191.16	
	Opa-locka		0.007847663096%	$ 1,530.29		$ 1,177.15		$ 824.00	
	Palmetto Bay		0.007404620570%	$ 1,443.90		$ 1,110.69		$ 777.49	
	Pinecrest		0.008296152866%	$ 1,617.75		$ 1,244.42		$ 871.10	
	South Miami		0.007833137111%	$ 1,527.46		$ 1,174.97		$ 822.48	
	Sunny Isles Beach		0.007693324511%	$ 1,500.20		$ 1,154.00		$ 807.80	
	Surfside		0.004869836285%	$ 949.62		$ 730.48		$ 511.33	
	Sweetwater		0.004116300842%	$ 802.68		$ 617.45		$ 432.21	
	Virginia Gardens		0.001172973244%	$ 228.73		$ 175.95		$ 123.16	
	West Miami		0.002654623657%	$ 517.65		$ 398.19		$ 278.74	
Monroe		0.476388738585%			$ 216,756.88		$ 166,736.06		$ 116,715.24
	Monroe County		0.330124785469%	$ 64,374.33		$ 49,518.72		$ 34,663.10	
	Islamorada		0.022357305808%	$ 4,359.67		$ 3,353.60		$ 2,347.52	
	Key Colony Beach		0.004751812661%	$ 926.60		$ 712.77		$ 498.94	
	Key West		0.088087385417%	$ 17,177.04		$ 13,213.11		$ 9,249.18	
	Layton		0.000150707089%	$ 29.39		$ 22.61		$ 15.82	
	Marathon		0.030916742141%	$ 6,028.76		$ 4,637.51		$ 3,246.26	
Nassau		0.476933463002%			$ 217,004.73		$ 166,926.71		$ 116,848.70
	Nassau County		0.392706357951%	$ 76,577.74		$ 58,905.95		$ 41,234.17	
	Callahan		0.000225152759%	$ 43.90		$ 33.77		$ 23.64	
	Fernandina Beach -		0.083159445195%	$ 16,216.09		$ 12,473.92		$ 8,731.74	
	Hilliard		0.000842507098%	$ 164.29		$ 126.38		$ 88.46	
Okaloosa		0.819212865955%			$ 372,741.85		$ 286,724.50		$ 200,707.15
	Okaloosa County		0.612059617545%	$ 119,351.63		$ 91,808.94		$ 64,266.26	
	Cinco Bayou		0.000733562214%	$ 143.04		$ 110.03		$ 77.02	
	Crestview		0.070440130066%	$ 13,735.83		$ 10,566.02		$ 7,396.21	
	Destin		0.014678507281%	$ 2,862.31		$ 2,201.78		$ 1,541.24	
	Fort Walton Beach		0.077837487644%	$ 15,178.31		$ 11,675.62		$ 8,172.94	
	Laurel Hill		0.000079892914%	$ 15.58		$ 11.98		$ 8.39	
	Mary Esther		0.009356549730%	$ 1,824.53		$ 1,403.48		$ 982.44	
	Niceville		0.021745398713%	$ 4,240.35		$ 3,261.81		$ 2,283.27	
	Shalimar		0.001824826796%	$ 355.84		$ 273.72		$ 191.61	
	Valparaiso		0.010456893052%	$ 2,039.09		$ 1,568.53		$ 1,097.97	
Okeechobee		0.353455278692%			$ 160,840.35		$ 123,723.35		$ 86,606.34
	Okeechobee County		0.314543851405%	$ 61,336.05		$ 47,181.58		$ 33,027.10	
	Okeechobee		0.038951427287%	$ 7,595.53		$ 5,842.71		$ 4,089.90	
Orange		4.671028214546%			$ 2,125,317.84		$ 1,634,859.88		$ 1,144,401.91
	Orange County		3.063330386979%	$ 597,349.43		$ 459,499.56		$ 321,649.69	
	Apopka		0.097215150892%	$ 18,956.95		$ 14,582.27		$ 10,207.59	
	Bay Lake		0.023566594013%	$ 4,595.49		$ 3,534.99		$ 2,474.49	
	Belle Isle		0.010798253686%	$ 2,105.66		$ 1,619.74		$ 1,133.82	
	Eatonville		0.008325204835%	$ 1,623.41		$ 1,248.78		$ 874.15	
	Edgewood		0.009716067845%	$ 1,894.63		$ 1,457.41		$ 1,020.19	
	Lake Buena Vista		0.010355211161%	$ 2,019.27		$ 1,553.28		$ 1,087.30	
	Maitland		0.046728276209%	$ 9,112.01		$ 7,009.24		$ 4,906.47	
	Oakland		0.005429086686%	$ 1,058.67		$ 814.36		$ 570.05	
	Ocoee		0.066598922928%	$ 12,986.97		$ 9,989.97		$ 6,992.98	
	Orlando		1.160248481490%	$ 226,248.45		$ 174,037.27		$ 121,826.09	
	Windermere		0.007548064667%	$ 1,471.87		$ 1,132.21		$ 792.55	
	Winter Garden		0.056264584995%	$ 10,971.59		$ 8,439.69		$ 5,907.78	
	Winter Park		0.104903028159%	$ 20,456.09		$ 15,735.45		$ 11,014.82	
Osceola		1.073452092940%			$ 488,420.70		$ 375,708.23		$ 262,995.76
	Osceola County		0.837248691390%	$ 163,263.45		$ 125,587.30		$ 87,911.11	
	Kissimmee		0.162366006872%	$ 31,661.37		$ 24,354.90		$ 17,048.43	
	St. Cloud		0.073883794678%	$ 14,398.29		$ 11,075.61		$ 7,752.93	
Palm Beach		8.601594372053%			$ 3,913,725.44		$ 3,010,558.03		$ 2,107,390.62
	Palm Beach County		5.552548475026%	$ 1,082,746.95		$ 832,882.27		$ 583,017.59	
	Atlantis		0.018751230169%	$ 3,656.49		$ 2,812.68		$ 1,968.88	
	Belle Glade		0.020828445945%	$ 4,061.55		$ 3,124.27		$ 2,186.99	
	Boca Raton		0.472069073961%	$ 92,053.47		$ 70,810.36		$ 49,567.25	

	Boynton Beach		0.3064982717 71%	$ 59,767.16		$ 45,974.74		$ 32,182.32		
	Briny Breezes		0.0032574520 12%	$ 635.20		$ 488.62		$ 342.03		
	Cloud Lake		0.0001888377 98%	$ 36.82		$ 28.33		$ 19.83		
	Delray Beach		0.3518465794 57%	$ 68,610.08		$ 52,776.99		$ 36,943.89		
	Glen Ridge		0.0000526566 94%	$ 10.27		$ 7.90		$ 5.53		
	Golf		0.0042833496 63%	$ 835.25		$ 642.50		$ 449.75		
	Greenacres		0.0764248356 57%	$ 14,902.84		$ 11,463.73		$ 8,024.61		
	Gulf Stream		0.0106711513 22%	$ 2,080.87		$ 1,600.67		$ 1,120.47		
	Haverhill		0.0010840015 89%	$ 211.38		$ 162.60		$ 113.82		
	Highland Beach		0.0325109689 34%	$ 6,339.64		$ 4,876.65		$ 3,413.65		
	Hypoluxo		0.0051530929 82%	$ 1,004.85		$ 772.96		$ 541.07		
	Juno Beach		0.0167575388 04%	$ 3,267.72		$ 2,513.63		$ 1,759.54		
	Jupiter Island		0.1254663748 88%	$ 24,465.94		$ 18,819.96		$ 13,173.97		
	Jupiter Inlet Colony		0.0052765638 49%	$ 1,028.93		$ 791.48		$ 554.04		
	Lake Clarke Shores		0.0075607749 03%	$ 1,474.35		$ 1,134.12		$ 793.88		
	Lake Park		0.0294332759 80%	$ 5,739.49		$ 4,414.99		$ 3,090.49		
	Lake Worth		0.1171466172 98%	$ 22,843.59		$ 17,571.99		$ 12,300.39		
	Lantana		0.0245071515 05%	$ 4,778.89		$ 3,676.07		$ 2,573.25		
	Loxahatchee Groves		0.0025311527 89%	$ 493.57		$ 379.67		$ 265.77		
	Manalapan		0.0216328223 38%	$ 4,218.40		$ 3,244.92		$ 2,271.45		
	Mangonia Park		0.0106965717 95%	$ 2,085.83		$ 1,604.49		$ 1,123.14		
	North Palm Beach		0.0443496462 56%	$ 8,648.18		$ 6,652.45		$ 4,656.71		
	Ocean Ridge		0.0127864978 07%	$ 2,493.37		$ 1,917.97		$ 1,342.58		
	Pahokee		0.0040182504 47%	$ 783.56		$ 602.74		$ 421.92		
	Palm Beach		0.1854768481 23%	$ 36,167.99		$ 27,821.53		$ 19,475.07		
	Palm Beach Gardens		0.2336758802 57%	$ 45,566.80		$ 35,051.38		$ 24,535.97		
	Palm Beach Shores		0.0141355986 12%	$ 2,756.44		$ 2,120.34		$ 1,484.24		
	Palm Springs		0.0380217642 82%	$ 7,414.24		$ 5,703.26		$ 3,992.29		
	Riviera Beach		0.1636170572 82%	$ 31,905.33		$ 24,542.56		$ 17,179.79		
	Royal Palm Beach		0.0492957439 59%	$ 9,612.67		$ 7,394.36		$ 5,176.05		
	South Bay		0.0018302740 40%	$ 356.90		$ 274.54		$ 192.18		
	South Palm Beach		0.0058666819 67%	$ 1,144.00		$ 880.00		$ 616.00		
	Tequesta		0.0318936145 95%	$ 6,219.25		$ 4,784.04		$ 3,348.83		
	Wellington		0.0501836447 58%	$ 9,785.81		$ 7,527.55		$ 5,269.28		
	West Palm Beach		0.5492656025 41%	$ 107,106.79		$ 82,389.84		$ 57,672.89		
Pasco		4.6920872604 94%			$ 2,134,899.70		$ 1,642,230.54			$ 1,149,561.38
	Pasco County		4.3192052398 13%	$ 842,245.02		$ 647,880.79		$ 453,516.55		
	Dade City		0.0558197267 23%	$ 10,884.85		$ 8,372.96		$ 5,861.07		
	New Port Richey		0.1498791074 94%	$ 29,226.43		$ 22,481.87		$ 15,737.31		
	Port Richey		0.0495299754 58%	$ 9,658.35		$ 7,429.50		$ 5,200.65		
	San Antonio		0.0021897921 55%	$ 427.01		$ 328.47		$ 229.93		
	St. Leo		0.0027980476 1%	$ 544.21		$ 418.62		$ 293.03		
	Zephyrhills		0.1126726140 89%	$ 21,971.16		$ 16,900.89		$ 11,830.62		
Pinellas		7.9348898167 77%			$ 3,610,374.87		$ 2,777,211.44			$ 1,944,048.01
	Pinellas County		4.5465931845 53%	$ 886,585.67		$ 681,988.98		$ 477,392.28		
	Belleair		0.0180957451 21%	$ 3,528.67		$ 2,714.36		$ 1,900.05		
	Belleair Beach		0.0042615606 86%	$ 831.00		$ 639.23		$ 447.46		
	Belleair Bluffs		0.0075026709 65%	$ 1,463.02		$ 1,125.40		$ 787.78		
	Belleair Shore		0.0004394110 29%	$ 85.69		$ 65.91		$ 46.14		
	Clearwater		0.6338631201 96%	$ 123,603.31		$ 95,079.47		$ 66,555.63		
	Dunedin		0.1024408737 96%	$ 19,975.97		$ 15,366.13		$ 10,756.29		
	Gulfport		0.0478935864 60%	$ 9,339.38		$ 7,184.10		$ 5,028.87		
	Indian Rocks Beach		0.0089534536 62%	$ 1,745.92		$ 1,343.02		$ 940.11		
	Indian Shores		0.0113230048 74%	$ 2,207.99		$ 1,698.45		$ 1,188.92		
	Kenneth City		0.0174547860 58%	$ 3,403.68		$ 2,618.22		$ 1,832.75		
	Largo		0.3741929907 77%	$ 72,967.63		$ 56,128.95		$ 39,290.26		
	Madeira Beach		0.0226169577 79%	$ 4,410.31		$ 3,392.54		$ 2,374.78		
	North Reddington Beach		0.0038203339 09%	$ 744.97		$ 573.05		$ 401.14		
	Oldsmar		0.0394217060 38%	$ 7,687.23		$ 5,913.26		$ 4,139.28		
	Pinellas Park		0.2516663119 91%	$ 49,074.93		$ 37,749.95		$ 26,424.96		
	Redington Beach		0.0036115228 82%	$ 704.25		$ 541.73		$ 379.21		
	Redington Shores		0.0064513528 41%	$ 1,258.01		$ 967.70		$ 677.39		
	Safety Harbor		0.0380617107 40%	$ 7,422.03		$ 5,709.26		$ 3,996.48		
	Seminole		0.0952486957 48%	$ 18,573.50		$ 14,287.30		$ 10,001.11		
	South Pasadena		0.0299689216 56%	$ 5,843.94		$ 4,495.34		$ 3,146.74		
	St. Pete Beach		0.0717910466 19%	$ 13,999.25		$ 10,768.66		$ 7,538.06		
	St. Petersburg		1.4565930901 34%	$ 284,035.65		$ 218,488.96		$ 152,942.27		
	Tarpon Springs		0.1019705950 50%	$ 19,884.27		$ 15,295.59		$ 10,706.91		
	Treasure Island		0.0406527832 15%	$ 7,927.29		$ 6,097.92		$ 4,268.54		
Polk		2.1504830252 98%			$ 978,469.78		$ 752,669.06			$ 526,868.34
	Polk County		1.5580498284 84%	$ 303,819.72		$ 233,707.47		$ 163,595.23		
	Auburndale		0.0286361625 84%	$ 5,584.05		$ 4,295.42		$ 3,006.80		
	Bartow		0.0439719706 50%	$ 8,574.53		$ 6,595.80		$ 4,617.06		
	Davenport		0.0053056158 18%	$ 1,034.60		$ 795.84		$ 557.09		
	Dundee		0.0055979512 55%	$ 1,091.60		$ 839.69		$ 587.78		
	Eagle Lake		0.0025801779 87%	$ 503.13		$ 387.03		$ 270.92		
	Fort Meade		0.0077024032 51%	$ 1,501.97		$ 1,155.36		$ 808.75		

	Frostproof		0.005857603227%	$	1,142.23		$	878.64		$	615.05	
	Haines City		0.047984773863%	$	9,357.08		$	7,197.72		$	5,038.40	
	Highland Park		0.000063551182%	$	12.39		$	9.53		$	6.67	
	Hillcrest Heights		0.000005447244%	$	1.06		$	0.82		$	0.57	
	Lake Alfred		0.007489950729%	$	1,460.54		$	1,123.49		$	786.45	
	Lake Hamilton		0.002540231530%	$	495.35		$	381.03		$	266.72	
	Lakeland		0.294875668468%	$	57,500.76		$	44,231.35		$	30,961.95	
	Lake Wales		0.036293172134%	$	7,077.17		$	5,443.98		$	3,810.78	
	Mulberry		0.005414560702%	$	1,055.84		$	812.18		$	568.53	
	Polk City		0.001080370093%	$	210.67		$	162.06		$	113.44	
	Winter Haven		0.097033576087%	$	18,921.55		$	14,555.04		$	10,188.53	
Putnam		0.384893194068%				$ 175,126.40			$ 134,712.62			$ 94,298.83
	Putnam County		0.329225990182%	$	64,199.07		$	49,383.90		$	34,568.73	
	Crescent City		0.005561636294%	$	1,084.52		$	834.25		$	583.97	
	Interlachen		0.001877483489%	$	366.11		$	281.62		$	197.14	
	Palatka		0.046955244716%	$	9,156.27		$	7,043.29		$	4,930.30	
	Pomona Park		0.000379491344%	$	74.00		$	56.92		$	39.85	
	Welaka		0.000893348043%	$	174.20		$	134.00		$	93.80	
Santa Rosa		0.701267319513%				$ 319,076.63			$ 245,443.56			$ 171,810.49
	Santa Rosa County		0.592523984216%	$	115,542.18		$	88,878.60		$	62,215.02	
	Gulf Breeze		0.061951507906%	$	12,080.54		$	9,292.73		$	6,504.91	
	Jay		0.000159785829%	$	31.16		$	23.97		$	16.78	
	Milton		0.046632041562%	$	9,093.25		$	6,994.81		$	4,896.36	
Sarasota		2.805043857579%				$ 1,276,294.96			$ 981,765.35			$ 687,235.75
	Sarasota County		1.924315263251%	$	375,241.48		$	288,647.29		$	202,053.10	
	Longboat Key		0.044489458856%	$	8,675.44		$	6,673.42		$	4,671.39	
	North Port		0.209611771277%	$	40,874.30		$	31,441.77		$	22,009.24	
	Sarasota		0.484279979635%	$	94,434.60		$	72,642.00		$	50,849.40	
	Venice		0.142347384560%	$	27,757.74		$	21,352.11		$	14,946.48	
Seminole		2.141148264544%				$ 974,222.46			$ 749,401.89			$ 524,581.32
	Seminole County		1.508694164839%	$	294,195.35		$	226,304.12		$	158,412.89	
	Altamonte Springs		0.081305566430%	$	15,854.59		$	12,195.83		$	8,537.08	
	Casselberry		0.080034542791%	$	15,606.74		$	12,005.18		$	8,403.63	
	Lake Mary		0.079767627827%	$	15,554.69		$	11,965.14		$	8,375.60	
	Longwood		0.061710013415%	$	12,033.45		$	9,256.50		$	6,479.55	
	Oviedo		0.103130858057%	$	20,110.52		$	15,469.63		$	10,828.74	
	Sanford		0.164243490362%	$	32,027.48		$	24,636.52		$	17,245.57	
	Winter Springs		0.062262000824%	$	12,141.09		$	9,339.30		$	6,537.51	
St. Johns		0.710333349554%				$ 323,201.67			$ 248,616.67			$ 174,031.67
	St. Johns County		0.656934818131%	$	127,985.29		$	98,450.22		$	68,915.16	
	Hastings		0.000010894488%	$	2.12		$	1.63		$	1.14	
	Marineland		0.000000000000%	$	-		$	-		$	-	
	St. Augustine		0.046510386442%	$	9,069.53		$	6,976.56		$	4,883.59	
	St. Augustine Beach		0.007477250493%	$	1,458.06		$	1,121.59		$	785.11	
St. Lucie		1.506627843552%				$ 685,515.67			$ 527,319.75			$ 369,123.82
	St. Lucie County		0.956156584302%	$	186,450.53		$	143,423.49		$	100,396.44	
	Fort Pierce		0.159535255654%	$	31,109.37		$	23,930.29		$	16,751.20	
	Port St. Lucie		0.390803453989%	$	76,206.67		$	58,620.52		$	41,034.36	
	St. Lucie Village		0.000132549608%	$	25.85		$	19.88		$	13.92	
Sumter		0.326398870459%				$ 148,511.49			$ 114,239.60			$ 79,967.72
	Sumter County		0.302273026046%	$	58,943.24		$	45,340.95		$	31,738.67	
	Bushnell		0.006607507174%	$	1,288.46		$	991.13		$	693.79	
	Center Hill		0.001312785844%	$	255.99		$	196.92		$	137.84	
	Coleman		0.000748088199%	$	145.88		$	112.21		$	78.55	
	Webster		0.001423546476%	$	277.59		$	213.53		$	149.47	
	Wildwood		0.014033916721%	$	2,736.61		$	2,105.09		$	1,473.56	
Suwannee		0.191014879692%				$ 86,911.77			$ 66,855.21			$ 46,798.65
	Suwannee County		0.161027800555%	$	31,400.42		$	24,154.17		$	16,907.92	
	Branford		0.000929663004%	$	181.28		$	139.45		$	97.61	
	Live Oak		0.029057416132%	$	5,666.20		$	4,358.61		$	3,051.03	
Taylor		0.092181897282%				$ 41,942.76			$ 32,263.66			$ 22,584.56
	Taylor County		0.069969851319%	$	13,644.12		$	10,495.48		$	7,346.83	
	Perry		0.022212045963%	$	4,331.35		$	3,331.61		$	2,332.26	
Union		0.065156303224%				$ 29,646.12			$ 22,804.71			$ 15,963.29
	Union County		0.063629259109%	$	12,407.71		$	9,544.39		$	6,681.07	
	Lake Butler		0.001398126003%	$	272.63		$	209.72		$	146.80	
	Raiford		0.000012710236%	$	2.48		$	1.91		$	1.33	
	Worthington Springs		0.000116207876%	$	22.66		$	17.43		$	12.20	
Volusia		3.130329674480%				$ 1,424,800.00			$ 1,095,615.39			$ 766,930.77
	Volusia County		1.708575342287%	$	333,172.19		$	256,286.30		$	179,400.41	
	Daytona Beach		0.447556475212%	$	87,273.51		$	67,133.47		$	46,993.43	
	Daytona Beach Shores		0.039743093439%	$	7,749.90		$	5,961.46		$	4,173.02	
	DeBary		0.035283516215%	$	6,880.31		$	5,292.54		$	3,704.78	
	DeLand		0.098983689498%	$	19,301.82		$	14,847.55		$	10,393.29	
	Deltona		0.199329190038%	$	38,869.19		$	29,899.38		$	20,929.56	
	Edgewater		0.058042202343%	$	11,318.23		$	8,706.33		$	6,094.43	
	Flagler Beach		0.000223337011%	$	43.55		$	33.50		$	23.45	

	Holly Hill		0.031615805143%	$ 6,165.08		$ 4,742.37		$ 3,319.66	
	Lake Helen		0.004918861482%	$ 959.18		$ 737.83		$ 516.48	
	New Smyrna Beach		0.104065958306%	$ 20,292.86		$ 15,609.90		$ 10,926.93	
	Oak Hill		0.004820811087%	$ 940.06		$ 723.12		$ 506.19	
	Orange City		0.033562287058%	$ 6,544.65		$ 5,034.34		$ 3,524.04	
	Ormond Beach		0.114644516477%	$ 22,355.68		$ 17,196.68		$ 12,037.67	
	Pierson		0.002333236251%	$ 454.98		$ 349.99		$ 244.99	
	Ponce Inlet		0.023813585748%	$ 4,643.64		$ 3,572.03		$ 2,500.42	
	Port Orange		0.177596501562%	$ 34,631.92		$ 26,639.48		$ 18,647.63	
	South Daytona		0.045221209323%	$ 8,818.14		$ 6,783.18		$ 4,748.23	
Wakulla		0.115129321208%			$ 52,383.84		$ 40,295.26		$ 28,206.68
	Wakulla County		0.114953193647%	$ 22,415.87		$ 17,242.98		$ 12,070.09	
	Sopchoppy		0.000107129135%	$ 20.89		$ 16.07		$ 11.25	
	St. Marks		0.000068998426%	$ 13.45		$ 10.35		$ 7.24	
Walton		0.268558216151%			$ 122,193.99		$ 93,995.38		$ 65,796.76
	Walton County		0.224268489581%	$ 43,732.36		$ 33,640.27		$ 23,548.19	
	DeFuniak Springs		0.017057137284%	$ 3,326.14		$ 2,558.57		$ 1,791.00	
	Freeport		0.003290135477%	$ 641.58		$ 493.52		$ 345.46	
	Paxton		0.023942453860%	$ 4,668.78		$ 3,591.37		$ 2,513.96	
Washington		0.120124444109%			$ 54,656.62		$ 42,043.56		$ 29,430.49
	Washington County		0.104908475404%	$ 20,457.15		$ 15,736.27		$ 11,015.39	
	Caryville		0.001401757499%	$ 273.34		$ 210.26		$ 147.18	
	Chipley		0.012550450560%	$ 2,447.34		$ 1,882.57		$ 1,317.80	
	Ebro		0.000221521263%	$ 43.20		$ 33.23		$ 23.26	
	Vernon		0.000361333863%	$ 70.46		$ 54.20		$ 37.94	
	Wausau		0.000680905521%	$ 132.78		$ 102.14		$ 71.50	
		100.00%	100.00%	$ 19,500,000.00	$ 45,500,000.00	$ 15,000,000.00	$ 35,000,000.00	$ 10,500,000.00	$ 24,500,000.00

PURDUE PHARMA L.P.

ABATEMENT PLAN TERM SHEET

SUMMARY OF TERMS AND CONDITIONS

THIS TERM SHEET DOES NOT CONSTITUTE (NOR SHALL IT BE CONSTRUED AS) AN OFFER, AGREEMENT OR COMMITMENT[1]

Issue	Description
1. **APPLICABILITY OF AGREEMENT**	These terms (once agreed) shall apply to the allocation of value received under, and shall be incorporated into, any plan of reorganization (the "**Chapter 11 Plan**") in the chapter 11 cases of Purdue Pharma L.P. and its affiliates (collectively, "**Purdue**") pending in the U.S. Bankruptcy Court for the Southern District of New York (the "**Bankruptcy Court**") between the states, territories and the District of Columbia (each a "**State**") on the one hand, each county, city, town, parish, village, municipality that functions as a political subdivision under State law, or a governmental entity that has the authority to bring Drug Dealer Liability Act ("**DDLA Claims**") under State law (collectively, the "**Local Governments**"), and each federally recognized Native American, Native Alaskan or American Indian Tribe (each a "**Tribe**") on the other.
2. **PURPOSE**	Virtually all creditors and the Court itself in the Purdue bankruptcy recognize the need and value in developing a comprehensive abatement strategy to address the opioid crisis as the most effective use of the funds that can be derived from the Purdue estate (including without limitation insurance proceeds and, if included in the Chapter 11 Plan, payments by third-parties seeking releases). Because of the unique impact the crisis has had throughout all regions of the country, and as repeatedly recognized by Judge Drain, division of a substantial portion of the bankruptcy estate should occur through an established governmental structure, with the use of such funds strictly limited to abatement purposes as provided herein.[2]

[1] As a condition to participating in this abatement structure, the settlements that the states of Kentucky and Oklahoma separately entered into with Purdue must be taken into account in any allocation to them or flowing through them. Potential adjustments may include a different Government Participation Mechanism structure for the disbursement of funds to benefit Local Governments in those states or some redirection of funds, which would still be used solely for abatement purposes.

[2] *See, e.g.*, Hrg. Tr at 149:22-150:5 (Oct. 11, 2019)(' "I would hope that those public health steps, once the difficult allocation issues that the parties have addressed here, can be largely left up to the states and municipalities so that they can use their own unique knowledge about their own citizens and how to address them. It may be that some states think it's more of a law enforcement issue, i.e. interdicting illegal opioids at this point. Others may think education is more important. Others may think treatment is more important."); *id.* At 175:24-176:6 ("I also think, and again, I didn't say this lightly, that my hope in the allocation process is that there would be an understanding between the states and the municipalities and localities throughout the whole process that[,] subject to general guidelines on how the money should be used, specific ways to use it would be left up to the states and the municipalities, with guidance from the states primarily."); Hr'g Tr. At 165:3-165:14 (Nov. 19, 2019) ("I continue to believe that the states play a major role in [the allocation] process. The role I'm envisioning for them is not one where they say we get everything.

Issue	Description
	This approach recognizes that funding abatement efforts – which would benefit most creditors and the public by reducing future effects of the crisis through treatment and other programs – is a much more efficient use of limited funds than dividing thin slices among all creditors with no obligation to use it to abate the opioid crisis. Because maximizing abatement of the opioid crisis requires coordination of efforts by all levels of government, particularly when the abatement needs far exceed the available funds, this structure requires a collaborative process between each State and its Local Governments. This Term Sheet is intended to establish the mechanisms for distribution and allocation of funds to States, Local Governments and Tribes (the "**Abatement Funds**") to be incorporated into the Chapter 11 Plan and any order approving the Chapter 11 Plan (**Abatement Funds** net of the portion thereof allocated to a Tribal Abatement Fund under Section 5 hereof are referred to herein as "**Public Funds**"). The parties agree that 100% of the Public Funds distributed under the Chapter 11 Plan shall be used to abate the opioid crisis. Specifically, (i) no less than ninety five percent (95%)of the Public Funds distributed under the Chapter 11 Plan shall be used for abatement of the opioid crisis by funding opioid or substance use disorder related projects or programs that fall within the list of uses in **Schedule B** (the "**Approved Opioid Abatement Uses**"); (ii) priority shall be given to the core abatement strategies ("**Core Strategies**") as identified on **Schedule A**; and (iii) no more than five percent (5%) of the Public Funds may be used to fund expenses incurred in administering the distributions for the Approved Opioid Abatement Uses, including the process of selecting programs to receive distributions of **Public Funds** for implementing those programs and in connection with the Government Participation Mechanism[3] ("**Allowed Administrative Expenses,**" and together with the **Approved Opioid Abatement Uses**, "**Approved Uses**").[4] Notwithstanding anything in this term sheet that might imply to the contrary, projects or programs that constitute **Approved Opioid Abatement Uses** may be provided by States, State agencies, Local Governments, Local Government agencies or nongovernmental parties and funded from Public Funds.
3. GENERAL NOTES	The governmental entities maintain that the most beneficial and efficient use of limited bankruptcy funds is to dedicate as large a portion as possible to abatement programs addressing the opioid crisis. If this

I think that should be clear and I think it is clear to them. But, rather, where they act – in the best principles of federalism, for their state, the coordinator for the victims in their state."); Hr'g Tr. at 75:19-76:1 (Jan. 24, 2020) ("Even if there ultimately is an allocation here – and there's not a deal now, obviously, at this point on a plan. But if there is an allocation that leaves a substantial amount of the Debtors' value to the states and territories, one of the primary benefits of a bankruptcy case is that the plan can lock in, perhaps only in general ways, but perhaps more in specific ways, how the states use that money . . . .").

[3] Capitalized terms not defined where first used shall have the meanings later ascribed to them in this Term Sheet.

[4] Nothing in this term sheet is intended to, nor does it, limit or permit the ability of funds from the Purdue estate (other than Public Funds) to be used to pay for legal fees and expenses incurred in anticipation of or during Purdue's chapter 11 case, or once confirmed, in implementing the Chapter 11 Plan.

Issue	Description
	approach is taken, the governmental entities involved in the mediation – states, territories, tribes, counties, cities and others – would commit the Public Funds allocated to them to such future abatement, in lieu of direct payment for their claims. a. Resolution of States' and Local Governments' claims under this model presumes signoff by and support of the federal government, including an agreement that the federal government will also forego its past damages claims. Continued coordination with the federal government therefore is necessary as this model is finalized. b. This outline addresses the allocation of Abatement Funds among governmental entities to provide abatement programs to the public for the benefit of not only the governmental entities and their constituents, but also a substantial number of other creditors. The States and Local Governments welcome other, private-side creditor groups to enter discussions concerning how such creditors may participate in, contribute to and/or benefit from the government-funded abatement programs contemplated herein in lieu of direct payment on their claims for past damages. c. In addition to providing abatement services, it is understood that, if their claims are to be released in a reorganization plan, a portion of the Purdue estate will also need to be dedicated to personal injury claimants. A proposal regarding such claims is being developed separately. d. All **Public Funds** distributed from the Purdue bankruptcy estate as part of this abatement structure shall be used only for such **Approved Uses**. Compliance with these requirements shall be verified through reporting, as set out in Section 8. This outline and the terms herein are intended to apply solely to the use and allocation of Public Funds in the Purdue Chapter 11 Plan, and do not apply to the use or allocation of funds made available as the result of judgments against or settlements with any party other than those released as part of the Chapter 11 Plan.
4. DISBURSEMENT OF FUNDS	**Disbursement of Abatement Funds** The Bankruptcy Court shall appoint [a third-party administrator ("**Administrator**")] [Trustee(s)] who will perform the ministerial task of overseeing distribution of all Abatement Funds, which will consist of all assets transferred to such fund by way of the confirmed Chapter 11 Plan, and any, growth, earnings, or revenues from such assets, as well as proceeds from any future sale of such assets. The [Administrator] [Trustees] shall distribute the Abatement Fund consistent with the Chapter 11 Plan and shall provide to the Bankruptcy Court an annual report on such distributions. [Points to be addressed regarding disbursements:

Issue	Description
	• Trigger and timing for disbursements. • Insert details to show how these funds shall be distributed for abatement uses and that the funds will not flow into the state general revenue accounts (unless constitutionally required and, in that event, the funds shall still be disbursed for abatement uses as required by the terms of the document), including possible distribution to state points of contact and block grant recipients. • Possible creation of template document for Abatement Funds distribution requests. • If trust mechanism is employed, trust location and governing law.]
5. ATTORNEYS' FEES AND COSTS FUND	A separate fund will be established for attorneys' fees and litigation costs in the final bankruptcy plan. Agreement by the parties to this Abatement Plan Term Sheet is contingent upon the establishment of this fund and the details of the fund, which are subject to further negotiation, including without limitation the participants, amount, jurisdiction, oversight, and administration. Participation in an abatement program, receipt of abatement services or benefits will not affect, and specific percentages in the abatement structure received by various parties will not determine, the amount of fees and costs that may be recovered.
6. TRIBAL ABATEMENT FUNDING	a. [X%] of the **Abatement Funds** will be allocated to a Tribal Abatement Fund and these funds will not be a part of the structure involving abatement programs funded by state and local governments. b. The Tribes are working on their proposal for allocation among Tribes, which would be included as part of the overall abatement plan. c. The Tribes will use the tribal allocation of Abatement Funds for programs on the approved list of abatement strategies (see **Schedule B**) and also for culturally appropriate activities, practices, teachings or ceremonies that are, in the judgment of a tribe or tribal health organization, aimed at or supportive of remediation and abatement of the opioid crisis within a tribal community.[5] The Tribes will have a list of representative examples of such culturally appropriate abatement strategies, practices and programs which is attached as **Schedule [ ]**. The separate allocation of abatement funding and illustrative list of culturally appropriate abatement strategies recognizes that American Indian and Alaska Native Tribes and the communities they serve possess unique cultural histories, practices, wisdom, and needs that are highly relevant to the health and well-being of American Indian and Alaska Native

[5] [NTD: Discuss how private claimants will be treated under Tribal Allocation, if at all.]

Issue	Description
	people and that may play an important role in both individual and public health efforts and responses in Native communities.
7. **DIVISION OF PUBLIC FUNDS**	**Public Funds** are allocated among the States, the District of Columbia and Territories in the percentages set forth on **Schedule C**. Except as set forth below in section 7(C) for the District of Columbia and Territories, each State's Schedule C share shall then be allocated within the State in accordance with the following: 1. **Statewide Agreement**. Each State and its Local Governments will have until [the later of 60 days from entry of an order confirming the Chapter 11 Plan or the Effective Date of the Chapter 11 Plan][6] (the "**Agreement Date**") to file with the Bankruptcy Court an agreed-upon allocation or method for allocating the Public Funds for that State dedicated only to Approved Uses (each a "**Statewide Abatement Agreement**" or "**SAA**"). Any State and its Local Governments that have reached agreement before the Effective Date of the Chapter 11 Plan that satisfies the metric for approval as described in the immediately following paragraph shall file a notice with the Bankruptcy Court that it has adopted a binding SAA and either include the SAA with its filing or indicate where the SAA is publicly available for the SAA to be effective for the Purdue Bankruptcy. Any dispute regarding allocation within a State will be resolved as provided by the Statewide Abatement Agreement. A **Statewide Abatement Agreement** shall be agreed when it has been approved by the State and either (a) representatives[7] of its Local Governments whose aggregate Population Percentages, determined as set forth below, total more than Sixty Percent (60%), or (b) representatives of its Local Governments whose aggregate Population Percentages total more than fifty percent (50%) provided that these Local Governments also represent 15% or more of the State's counties or parishes (or, in the case of States whose counties and parishes that do not function as Local Governments, 15% of or more of the State's incorporated cities or towns), by number.[8]

[6] Should there be provision for extension of the date for filing Statewide Abatement Agreement?

[7] An authorized "representative" of local, or even State, government can differ in this Term Sheet depending on the context.

[8] All references to population in this Term Sheet shall refer to published U. S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this agreement. These estimates can currently be found at https://www.census.gov/data/datasets/time-series/demo/popest/2010s-counties-total.html

Issue	Description
	Population Percentages shall be determined as follows: For States with counties or parishes that function as Local Governments,[9] the Population Percentage of each county or parish shall be deemed to be equal to (a) (1) 200% of the population of such county or parish, minus (2) the aggregate population of all Primary Incorporated Municipalities located in such county or parish,[10] divided by (b) 200% of the State's population. A "**Primary Incorporated Municipality**" means a city, town, village or other municipality incorporated under applicable state law with a population of at least 25,000 that is not located within another incorporated municipality The Population Percentage of each primary incorporated municipality shall be equal to its population (including the population of any incorporated or unincorporated municipality located therein) divided by 200% of the State's population; provided that the Population Percentage of a primary incorporated municipality that is not located within a county shall be equal to 200% of its population (including the population of any incorporated or unincorporated municipality located therein) divided by 200% of the State's population. For all States that do not have counties or parishes that function as Local Governments, the Population Percentage of each incorporated municipality (including any incorporated or unincorporated municipality located therein), shall be equal to its population divided by the State's population. The Statewide Abatement Agreement will become effective within fourteen (14) days of filing, unless otherwise ordered by the Bankruptcy Court. A State and its Local Governments may revise, supplement, or refine a Statewide Abatement Agreement by filing an amended Statewide Abatement Agreement that has been approved by the State and sufficient Local Governments to satisfy the approval standards set forth above with the Bankruptcy Court, which shall become effective within fourteen (14) days of filing, unless otherwise ordered by the Bankruptcy Court. 2. **Default Allocation Mechanism (excluding Territories and DC addressed below).** The **Public Funds** allocable to a State that is not party to a **Statewide Abatement Agreement** as defined in 7(1) above (each a "**Non-SAA State**") shall be allocated as between the State and its Local Governments to be

[9] The following states do not have counties or parishes that function as Local Governments: Alaska, Connecticut, Massachusetts, Rhode Island, and Vermont [INSERT OTHERS]. All other States have counties or parishes that function as Local Governments.

[10] Discuss how to deal with cities and towns that straddle counties.

Issue	Description
	used only for **Approved Uses**, in accordance with this Section (B) (the "**Default Allocation Mechanism**"). a. **Regions.** Except as provided in the final sentence of this paragraph, each **Non-SAA State** shall be divided into "**Regions**" as follows: (a) each **Qualifying Block Grantee** (as defined below) shall constitute a **Region**; and (b) the balance of the State shall be divided into **Regions** (such **Regions** to be designated by the State agency with primary responsibility for substance abuse disorder services employing to the maximum extent practical, existing regions established in that State for opioid abuse treatment or similar public health purposes); such non-**Qualifying Block Grantee Regions** are referred to herein as "**Standard Regions**"). The **Non-SAA States** which have populations under 4 million and do not have existing regions described in the foregoing clause (b) shall not be required to establish **Regions**;[11] such a State that does not establish **Regions** but which does contain one or more **Qualifying Block Grantees** shall be deemed to consist of one **Region** for each **Qualifying Block Grantee** and one **Standard Region** for the balance of the State. b. **Regional Apportionment. Public Funds** shall be allocated to each **Non-SAA State, as defined in 7(1) above,** as (a) a **Regional Apportionment** or (b) a **Non-Regional Apportionment** based on the amount of Public Funds dispersed under a confirmed Chapter 11 Plan as follows: i. **First $1 billion** – 70% Regional Apportionment/30% Non-Regional Apportionment ii. **$1-$2.5 billion** – 64% Regional Apportionment /36% Non-Regional Apportionment iii. **$2.5-$3.5 billion** – 60% Regional Apportionment /40% Non-Regional Apportionment iv. **Above $3.5 billion** – 50% Regional Apportionment /50% Non-Regional Apportionment

[11] To the extent they are not parties to a Statewide Abatement Agreement, the following States will qualify as a Non-SAA State that does not have to establish Regions: Connecticut, Delaware, Hawai'i, Iowa, Maine, Nevada, New Hampshire, New Mexico, Rhode Island, Vermont [INSERT OTHERS].

Issue	Description
	c. **Qualifying Block Grantee.** A "**Qualifying Local Government**" means a county or parish (or in the cases of States that do not have counties or parishes that function as political subdivision, a city), that (a) either (i) has a population of 400,000 or more or (ii) in the case of California has a population of 750,000 or more and (b) has funded or otherwise manages an established, health care and/or treatment infrastructure (*e.g.*, health department or similar agency) to evaluate, award, manage and administer a Local Government Block Grant.[12] A **Qualifying Local Government** that elects to receive **Public Funds** through Local Government Block Grants is referred to herein as a **Qualifying Block Grantee.**[13] d. **Proportionate Shares of Regional Apportionment.** As used herein, the "**Proportionate Share**" of each **Region** in each **Non-SAA State** shall be (a) for States in which counties or parishes function as Local Governments, the aggregate shares of the counties or parishes located in such **Region** under the allocation model employed in connection with the Purdue Bankruptcy (the "**Allocation Model**"),[14] divided by the aggregate shares for all counties or parishes in the State under the **Allocation Model**; and (b) for all other States, the aggregate shares of the cities and towns in that **Region** under the **Allocation Model's** intra-county allocation formula, divided by the aggregate shares for all cities and towns[15] in the State under the **Allocation Model.** e. **Expenditure or Disbursement of Regional Apportionment.** Subject to 7(2)(i) below regarding **Allowed Administrative Expenses**, all **Regional Apportionments** shall be disbursed or expended in the form of **Local Government Block Grants** or otherwise for **Approved Opioids Abatement Uses** in the **Standard Regions** of each **Non-SAA State.**

[12] As noted in footnote 8, the population for each State shall refer to published U. S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this agreement. These estimates can currently be found at https://www.census.gov/data/datasets/time-series/demo/popest/2010s-counties-total.html

[13] [NTD: Perhaps provide for a Qualifying Political Subdivision to expand to include neighboring areas that are part of its metro area?]

[14] Need to address whether to use the Negotiation Class Allocation Model or other metric to determine Proportionate Share.

[15] Should this be all cities and towns or only primary incorporated municipalities?

Issue	Description
	f. **Qualifying Block Grantees.** Each **Qualifying Block Grantee** shall receive its **Regional Apportionment** as a block grant (a "**Local Government Block Grant**"). **Local Government Block Grants** shall be used only for **Approved Opioid Abatement Uses** by the **Qualifying Block Grantee** or for grants to organizations within its jurisdiction for **Approved Opioid Abatement Uses** and for **Allowed Administrative Expenses** in accordance with 7(2)(i) below. Where a municipality located wholly within a **Qualifying Block Grantee** would independently qualify as a block grant recipient ("**Independently Qualifying Municipality**"), the **Qualifying Block Grantee** and **Independently Qualifying Municipality** must make a substantial and good faith effort to reach agreement on use of Abatement Funds as between the qualifying jurisdictions. If the **Independently Qualifying Municipality** and the **Qualifying Block Grantee** cannot reach such an agreement on or before the **Agreement Date [or some later specified date]**, the **Qualifying Block Grantee** will receive the **Local Government Block Grant** for its full **Proportionate Share** and commit programming expenditures to the benefit of the **Independently Qualifying Municipality** in general proportion to **Proportionate Shares** (determined as provided in 7(2)(d) above) of the municipalities within the **Qualifying Block Grantee**. Notwithstanding the allocation of the Proportionate Share of each Regional Apportionment to the Qualifying Block Grantee, a Qualifying Block Grantee may choose to contribute a portion of its Proportionate Share towards a Statewide program. g. **Standard Regions.** The portions of each **Regional Apportionment** not disbursed in the form of **Local Government Block Grants** shall be expended throughout the **Standard Regions** of each **Non-SAA State** in accordance with 95%-105% of the respective **Proportionate Shares** of such **Standard Regions**. Such expenditures will be in a manner that will best address Opioid abatement within the State as determined by the State with the input, advice and recommendations of the **Government Participation Mechanism** described in Section 8 below. This regional spending requirement may be met by delivering **Approved Opioid Abatement Use** services or programs to a **Standard Region** or its residents. Delivery of such services or programs can be

Issue	Description
	accomplished directly or indirectly through many different infrastructures and approaches, including without limitation the following: i. State agencies, including local offices; ii. Local governments, including local government health departments; iii. State public hospital or health systems; iv. Health care delivery districts; v. Contracting with abatement service providers, including nonprofit and commercial entities; or vi. Awarding grants to local programs. h. **Expenditure or Disbursement of Public Funds Other Than Regional Apportionment.** All **Public Funds** allocable to a **Non-SAA State** that are not included in the State's **Regional Apportionment** shall be expended only on **Approved Uses**. The expenditure of such funds shall be at the direction of the State's lead agency (or other point of contact designated by the State) and may be expended on a statewide and/or localized manner, including in the manners described in herein. **Qualifying Block Grantees** will be eligible to participate in or receive the benefits of any such expenditures on the same basis as other **Regions.** i. **Allowed Administrative Expenses. Qualifying Block Grantees** States may use up to 5% of their Non-Regional Apportionments plus 5% of the Regional Apportionment not used to fund **Local Government Block Grants,** for **Allowed Administrative Expenses. Qualifying Block Grantees** may use up to 5% of their **Local Government Block Grants** to fund their **Allowed Administrative Expenses.** 3. **Records.** The State shall maintain records of abatement expenditures and its required reporting will include data on regional expenditures so it can be verified that the Regional Distribution mechanism guarantees are being met.[16] **Qualifying Block Grantees** shall maintain records of abatement expenditures and shall provide those records periodically to their State for inclusion in the State's required periodic reporting, and shall be subject to audit consistent with State law applicable to the granting of State funds.

[16] Additional records and reporting requirements?

Issue	Description
	(C) Allocation for Territories and the District of Columbia Only The allocation of Public Funds within a Territory or the District of Columbia will be determined by its local legislative body [within one year of the Agreement Date], unless that legislative body is not in session, in which case, the allocation of Public Funds shall be distributed pursuant to the direction of the Territory's or District of Columbia's executive, in consultation – to the extent applicable – with its Government Participation Mechanism [within ninety (90) days of the Agreement Date].[17]
8. GOVERNMENT PARTICIPATION MECHANISM	In each **Non-SAA State**, as defined in 7(1) above, there shall be a process, preferably pre-existing, whereby the State shall allocate funds under the Regional Distribution mechanism only after meaningfully consulting with its respective Local Governments. Each such State shall identify its mechanism (whether be it a council, board, committee, commission, taskforce, or other efficient and transparent structure) for consulting with its respective Local Governments (the "**Government Participation Mechanism**" or "**GPM**") in a notice filed with the Bankruptcy Court identifying what GPM has been formed and describing the participation of its Local Governments in connection therewith. States may combine these notices into one or more notices for filing with the Bankruptcy Court. These notices are reviewable by the Bankruptcy Court upon the motion of any Local Government in that State asserting that no GPM has been formed. Government Participation Mechanisms shall conform to the following: (A) ***Composition***. For each State, a. the State, on the one hand, and State's Local Governments, on the other hand, shall have equal representation on a GPM; b. Local Government representation on a GPM shall be weighted in favor of the Standard Regions but can include representation from the State's Qualifying Block Grantees; c. the GPM will be chaired by a non-voting Chairperson appointed by the State; d. Groups formed by the States' executive or legislature may be used as a GPM, provided that the group has equal representation by the State and the State's Local Governments.[18] Appointees should possess experience, expertise and education with respect to public health, substance abuse, and other related

[17] Territory and DC provisions to be discussed

[18] Additional potential terms: mechanism for state and local appointment; duration of term, reimbursement of expenses.

Issue	Description
	topics as is necessary to assure the effective functioning of the GPM. (B) ***Consensus.*** Members of the GPMs should attempt to reach consensus with respect to **GPM Recommendations** and other actions of the GPM. Consensus is defined in this process as a general agreement achieved by the members that reflects, from as many members as possible, their active support, support with reservations, or willingness to abide by the decision of the other members. Consensus does not require unanimity or other set threshold and may include objectors. In all events, however, actions of a GPM shall be effective if supported by at least a majority of its Members. **GPM Recommendations** and other action shall note the existence and summarize the substance of objections where requested by the objector(s). (C) ***Proceedings.*** Each GPM shall hold no fewer than four public meetings annually, to be publicized and located in a manner reasonably designed to facilitate attendance by residents throughout the State. Each GPM shall function in a manner consistent with its State's open meeting, open government or similar laws, and with the Americans with Disabilities Act. GPM members shall be subject to State conflict of interest and similar ethics in government laws. (D) ***Consultation and Discretion.*** The GPM shall be a mechanism by which the State consults with community stakeholders, including Local Governments (including those not a part of the GPM), state and local public health officials and public health advocates, in connection with opioid abatement priorities and expenditure decisions for the use of Public Funds on Approved Opioid Abatement Uses.[19] (E) ***Recommendations.*** A GPM shall make recommendations regarding specific opioid abatement priorities and expenditures for the use of Public Funds on Approved Opioid Abatement Uses to the State or the agency designated by a State for this purpose (**"GPM Recommendations"**). In carrying out its obligations to provide **GPM Recommendations,** a GPM may consider local, state and federal initiatives and activities related to education, prevention, treatment and services for individuals and families experiencing and affected by opioid use disorder; recommend priorities to address the State's opioid epidemic, which recommendations may be Statewide or specific to **Regions**; recommend Statewide or **Regional** funding with respect to specific programs or initiatives; recommend measurable outcomes to determine the effectiveness of funds expended for

[19] Address form of consultation with non-GPM members, public hearings, etc.

Issue	Description
	Approved Opioid Abatement Uses; monitor the level of **Allowed Administrative Expenses** expended from **Public Funds**. The goal is for a process that produces **GPM Recommendations** that are recognized as being an efficient, evidence-based approach to abatement that addresses the State's greatest needs while also including programs reflecting particularized needs in local communities. It is anticipated that such a process, particularly given the active participation of state representatives, will inform and assist the state in making decisions about the spending of the **Public Funds**. To the extent a State chooses not to follow a **GPM Recommendation**, it will make publicly available within 14 days after the decision is made a written explanation of the reasons for its decision, and allow 7 days for the GPM to respond. (F) ***Review***. Local Governments and States may object to an allocation or expenditure of **Public Funds** (whether a **Regional Apportionment** or **Non-Regional** Apportionment) solely on the basis that the allocation or expenditure at issue (i) is inconsistent with the provisions of Section 7(B)2 hereof with respect to the levels of **Regional Apportionments** and **Non-Regional** Apportionments; (ii) is inconsistent with the provisions of Section 7(B)(5) hereof with respect to the amounts of **Local Government Block Grants** or **Regional Apportionment** expenditures; (iii) is not for an **Approved Use,** or (iv) violates the limitations set forth herein with respect to **Allowed Administrative Fees**. The objector shall have the right to bring that objection to either (a) a court with jurisdiction within the applicable State ("**State Court**") or (b) the Bankruptcy Court if the Purdue chapter 11 case has not been closed; provided that nothing herein is intended to expand the scope of the Bankruptcy Court's post-confirmation jurisdiction or be deemed to be a consent to any expanded post-confirmation jurisdiction by the Bankruptcy Court (each an "**Objection**"). If an Objection is filed within fourteen (14) days of approval of an Allocation, then no funds shall be distributed on account of the aspect of the Allocation that is the subject of the Objection until the Objection is resolved or decided by the Bankruptcy Court or State Court, as applicable. There shall be no other basis for bringing an Objection to the approval of an Allocation.
8. COMPLIANCE, REPORTING, AUDIT AND ACCOUNTABILITY	At least annually, each State shall publish on the lead State Agency's website or on its Attorney General's website a report detailing for the preceding time period, respectively (i) the amount of Public Funds received, (ii) the allocation awards approved (indicating the recipient, the

Issue	Description
	amount of the allocation, the program to be funded and disbursement terms), and (iii) the amounts disbursed on approved allocations, to Qualifying Local Governments for Local Government Block Grants and Allowed Administrative Fees. At least annually, each **Qualifying Block Grantee** which has elected to take a Local Government Block Grant shall publish on its lead Agency's or Local Government's website a report detailing for the preceding time period, respectively (i) the amount of **Local Government Block Grants** received, (ii) the allocation awards approved (indicating the recipient, the amount of the grant, the program to be funded and disbursement terms), and (iii) the amounts disbursed on approved allocations. As applicable, each State or Local Government shall impose reporting requirements on each recipient to ensure that **Public Funds** are only being used for **Approved Uses**, in accordance with the terms of the allocation, and that the efficacy of the expenditure of such **Public Funds** with respect to opioids abatement can be publicly monitored and evaluated. The expenditure and disbursement of **Public Funds** shall be subject to audit by States as follows: [details of audit scope, process, output, etc.] (a) A court with jurisdiction within the applicable State ("**State Court**") or (b) the Bankruptcy Court if the Purdue chapter 11 case has not been closed shall have jurisdiction to enforce the terms of this agreement, and as applicable, a Statewide Abatement Agreement or Default Mechanism; provided that nothing herein is intended to expand the scope of the Bankruptcy Court's post-confirmation jurisdiction.

Schedule A
Core Strategies

States and Qualifying Block Grantees shall choose from among the abatement strategies listed in Schedule B. However, priority shall be given to the following core abatement strategies ("**Core Strategies**")[, such that a minimum of __% of the [aggregate] state-level abatement distributions shall be spent on [one or more of] them annually].

A. Naloxone/Narcan

1. Expand training for first responders, EMTs, law enforcement, schools, community support groups and families; and
2. Increase distribution to non-Medicaid eligible or uninsured individuals.

B. Medication Assisted Treatment ("MAT") Distribution and other opioid-related treatment

1. Increase distribution of MAT to non-Medicaid eligible or uninsured individuals;
2. Provide MAT services to youth and education to school-based and youth-focused programs that discourage or prevent misuse;
3. Provide MAT education and awareness training to healthcare providers, EMTs, law enforcement, and other first responders; and
4. Non-MAT treatment, including addition and expansion of services for managing withdrawal and related systems such as detox, residential, hospitalization, intensive outpatient, outpatient, recovery housing, and treatment facilities.

C. Pregnant & Postpartum Women

1. Expand Screening, Brief Intervention, and Referral to Treatment ("SBIRT") services to non-Medicaid eligible or uninsured pregnant women;
2. Expand comprehensive evidence-based treatment and recovery services, including MAT, for women with co-occurring Opioid Use Disorder ("OUD") and other Substance Use Disorder ("SUD")/Mental Health disorders from 60 days postpartum to 12 months (post-Medicaid coverage); and
3. Provide comprehensive wrap-around services to individuals in recovery including housing, transportation, job placement/training, and childcare.

D. Expanding Treatment for Neonatal Abstinence Syndrome

1. Expand comprehensive evidence-based and recovery support for NAS babies;
2. Expand services for better continuum of care with infant-need dyad; and
3. Expand long-term treatment and services for medical monitoring of NAS babies and their families.

E. Expansion of Warm Hand-off Programs and Recovery Services

1. Expand services such as navigators and on-call teams to begin MAT in hospital emergency departments;
2. Expand warm hand-off services to transition to recovery services;
3. Broaden scope of recovery services to include co-occurring SUD or other polysubstance abuse problems;
4. Provide comprehensive wrap-around services to individuals in recovery including housing, transportation, job placement/training, and childcare; and
5. Hire additional social workers to facilitate expansions above.

F. Treatment for Incarcerated Population

1. Provide evidence-based treatment and recovery support including MAT for persons with OUD and co-occurring SUD/MH disorders within and transitioning out of the criminal justice system; and
2. Increase funding for jails that currently have or had detox units to treat inmates with OUD.

G. Prevention Programs

1. Funding for media campaigns to prevent opioid use (similar to the FDA's "Real Cost" campaign to prevent youth from misusing tobacco);
2. Funding for school-based prevention programs, beyond education about MAT mentioned above, including evidence-based school-wide programs;
3. Funding for medical provider education and outreach regarding best prescribing practices for opioids consistent with the 2016 CDC guidelines, including providers at hospitals (academic detailing);
4. Funding for community drug disposal programs; and
5. Funding for additional city police officers/county sheriffs to specifically address OUD and opioid-related ODs.

H. Expanding Syringe Service Programs

1. Provide comprehensive syringe exchange services programs with more wrap-around services including treatment information.

I. Evidence based data collection and research analyzing the effectiveness of the abatement strategies within the State.

Schedule B
Approved Uses[20]

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

PART ONE: TREATMENT

A. TREAT OPIOID USE DISORDER (OUD)

Support treatment of Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Expand availability of treatment for OUD and any co-occurring SUD/MH conditions, including all forms of Medication-Assisted Treatment (MAT) approved by the U.S. Food and Drug Administration.

2. Support and reimburse services that include the full American Society of Addiction Medicine (ASAM) continuum of care for OUD and any co-occurring SUD/MH conditions, including but not limited to:
    a. Medication-Assisted Treatment (MAT);
    b. Abstinence-based treatment;
    c. Treatment, recovery, or other services provided by states, subdivisions, community health centers; non-for-profit providers; or for-profit providers;
    d. Treatment by providers that focus on OUD treatment as well as treatment by providers that offer OUD treatment along with treatment for other SUD/MH conditions; or
    e. Evidence-informed residential services programs, as noted below.

3. Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MAT, as well as counseling, psychiatric support, and other treatment and recovery support services.

4. Improve oversight of Opioid Treatment Programs (OTPs) to assure evidence-based, evidence-informed, or promising practices such as adequate methadone dosing and low threshold approaches to treatment.

5. Support mobile intervention, treatment, and recovery services, offered by qualified professionals and service providers, such as peer recovery coaches, for persons with

[20] [NTD: Discuss expanded list of Approved Uses to be included. Discuss "self-executing" function based on additional information received from NCSG.]

OUD and any co-occurring SUD/MH conditions and for persons who have experienced an opioid overdose.

6. Treatment of mental health trauma resulting from the traumatic experiences of the opioid user (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.

7. Support detoxification (detox) and withdrawal management services for persons with OUD and any co-occurring SUD/MH conditions, including medical detox, referral to treatment, or connections to other services or supports.

8. Training on MAT for health care providers, students, or other supporting professionals, such as peer recovery coaches or recovery outreach specialists, including telementoring to assist community-based providers in rural or underserved areas.

9. Support workforce development for addiction professionals who work with persons with OUD and any co-occurring SUD/MH conditions.

10. Fellowships for addiction medicine specialists for direct patient care, instructors, and clinical research for treatments.

11. Scholarships and supports for certified addiction counselors and other mental and behavioral health providers involved in addressing OUD any co-occurring SUD/MH conditions, including but not limited to training, scholarships, fellowships, loan repayment programs, or other incentives for providers to work in rural or underserved areas.

12. Scholarships for persons to become certified addiction counselors, licensed alcohol and drug counselors, licensed clinical social workers, and licensed mental health counselors practicing in the SUD field, and scholarships for certified addiction counselors, licensed alcohol and drug counselors, licensed clinical social workers, and licensed mental health counselors practicing in the SUD field for continuing education and licensing fees.

13. Provide funding and training for clinicians to obtain a waiver under the federal Drug Addiction Treatment Act of 2000 (DATA 2000) to prescribe MAT for OUD, and provide technical assistance and professional support to clinicians who have obtained a DATA 2000 waiver.

14. Dissemination of web-based training curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service-Opioids web-based training curriculum and motivational interviewing.

15. Development and dissemination of new curricula, such as the American Academy of Addiction Psychiatry's Provider Clinical Support Service for Medication-Assisted Treatment.

B. SUPPORT PEOPLE IN TREATMENT AND RECOVERY

Support people in treatment for and recovery from OUD and any co-occurring SUD/MH conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Provide the full continuum of care of recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, residential treatment, medical detox services, peer support services and counseling, community navigators, case management, and connections to community-based services.

2. Provide counseling, peer-support, recovery case management and residential treatment with access to medications for those who need it to persons with OUD and any co-occurring SUD/MH conditions.

3. Provide access to housing for people with OUD and any co-occurring SUD/MH conditions, including supportive housing, recovery housing, housing assistance programs, or training for housing providers.

4. Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.

5. Support or expand peer-recovery centers, which may include support groups, social events, computer access, or other services for persons with OUD and any co-occurring SUD/MH conditions.

6. Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.

7. Provide employment training or educational services for persons in treatment for or recovery from OUD and any co-occurring SUD/MH conditions.

8. Identify successful recovery programs such as physician, pilot, and college recovery programs, and provide support and technical assistance to increase the number and capacity of high-quality programs to help those in recovery.

9. Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to manage the opioid user in the family.

10. Training and development of procedures for government staff to appropriately interact and provide social and other services to current and recovering opioid users, including reducing stigma.

11. Support stigma reduction efforts regarding treatment and support for persons with OUD, including reducing the stigma on effective treatment.

12. Create or support culturally-appropriate services and programs for persons with OUD and any co-occurring SUD/MH conditions, including new Americans.

13. Create and/or support recovery high schools.

C. CONNECT PEOPLE WHO NEED HELP TO THE HELP THEY NEED (CONNECTIONS TO CARE)

Provide connections to care for people who have – or at risk of developing – OUD and any co-occurring SUD/MH conditions through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Ensure that health care providers are screening for OUD and other risk factors and know how to appropriately counsel and treat (or refer if necessary) a patient for OUD treatment.

2. Fund Screening, Brief Intervention and Referral to Treatment (SBIRT) programs to reduce the transition from use to disorders.

3. Provide training and long-term implementation of SBIRT in key systems (health, schools, colleges, criminal justice, and probation), with a focus on youth and young adults when transition from misuse to opioid disorder is common.

4. Purchase automated versions of SBIRT and support ongoing costs of the technology.

5. Training for emergency room personnel treating opioid overdose patients on post-discharge planning, including community referrals for MAT, recovery case management or support services.

6. Support hospital programs that transition persons with OUD and any co-occurring SUD/MH conditions, or persons who have experienced an opioid overdose, into community treatment or recovery services through a bridge clinic or similar approach.

7. Support crisis stabilization centers that serve as an alternative to hospital emergency departments for persons with OUD and any co-occurring SUD/MH conditions or persons that have experienced an opioid overdose.

8. Support the work of Emergency Medical Systems, including peer support specialists, to connect individuals to treatment or other appropriate services following an opioid overdose or other opioid-related adverse event.

9. Provide funding for peer support specialists or recovery coaches in emergency departments, detox facilities, recovery centers, recovery housing, or similar settings; offer services, supports, or connections to care to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced an opioid overdose.

10. Provide funding for peer navigators, recovery coaches, care coordinators, or care managers that offer assistance to persons with OUD and any co-occurring SUD/MH conditions or to persons who have experienced on opioid overdose.

11. Create or support school-based contacts that parents can engage with to seek immediate treatment services for their child; and support prevention, intervention, treatment, and recovery programs focused on young people.

12. Develop and support best practices on addressing OUD in the workplace.

13. Support assistance programs for health care providers with OUD.

14. Engage non-profits and the faith community as a system to support outreach for treatment.

15. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD and any co-occurring SUD/MH conditions.

16. Create or support intake and call centers to facilitate education and access to treatment, prevention, and recovery services for persons with OUD and any co-occurring SUD/MH conditions.

17. Develop or support a National Treatment Availability Clearinghouse – a multistate/nationally accessible database whereby health care providers can list locations for currently available in-patient and out-patient OUD treatment services that are accessible on a real-time basis by persons who seek treatment.

D. ADDRESS THE NEEDS OF CRIMINAL-JUSTICE-INVOLVED PERSONS

Address the needs of persons with OUD and any co-occurring SUD/MH conditions who are involved – or are at risk of becoming involved – in the criminal justice system through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD and any co-occurring SUD/MH conditions, including established strategies such as:
    a. Self-referral strategies such as the Angel Programs or the Police Assisted Addiction Recovery Initiative (PAARI);
    b. Active outreach strategies such as the Drug Abuse Response Team (DART) model;
    c. "Naloxone Plus" strategies, which work to ensure that individuals who have received naloxone to reverse the effects of an overdose are then linked to treatment programs or other appropriate services;
    d. Officer prevention strategies, such as the Law Enforcement Assisted Diversion (LEAD) model;
    e. Officer intervention strategies such as the Leon County, Florida Adult Civil Citation Network or the Chicago Westside Narcotics Diversion to Treatment Initiative; or

f. Co-responder and/or alternative responder models to address OUD-related 911 calls with greater SUD expertise and to reduce perceived barriers associated with law enforcement 911 responses.

2. Support pre-trial services that connect individuals with OUD and any co-occurring SUD/MH conditions to evidence-informed treatment, including MAT, and related services.

3. Support treatment and recovery courts for persons with OUD and any co-occurring SUD/MH conditions, but only if these courts provide referrals to evidence-informed treatment, including MAT.

4. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are incarcerated in jail or prison.

5. Provide evidence-informed treatment, including MAT, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.

6. Support critical time interventions (CTI), particularly for individuals living with dual-diagnosis OUD/serious mental illness, and services for individuals who face immediate risks and service needs and risks upon release from correctional settings.

7. Provide training on best practices for addressing the needs of criminal-justice-involved persons with OUD and any co-occurring SUD/MH conditions to law enforcement, correctional, or judicial personnel or to providers of treatment, recovery, harm reduction, case management, or other services offered in connection with any of the strategies described in this section.

E. ADDRESS THE NEEDS OF PREGNANT OR PARENTING WOMEN AND THEIR FAMILIES, INCLUDING BABIES WITH NEONATAL ABSTINENCE SYNDROME

Address the needs of pregnant or parenting women with OUD and any co-occurring SUD/MH conditions, and the needs of their families, including babies with neonatal abstinence syndrome, through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Support evidence-based, evidence-informed, or promising treatment, including MAT, recovery services and supports, and prevention services for pregnant women – or women who could become pregnant – who have OUD and any co-occurring SUD/MH conditions, and other measures educate and provide support to families affected by Neonatal Abstinence Syndrome.

2. Training for obstetricians or other healthcare personnel that work with pregnant women and their families regarding treatment of OUD and any co-occurring SUD/MH conditions.

3. Provide training to health care providers who work with pregnant or parenting women on best practices for compliance with federal requirements that children born with Neonatal Abstinence Syndrome get referred to appropriate services and receive a plan of safe care.

4. Child and family supports for parenting women with OUD and any co-occurring SUD/MH conditions.

5. Enhanced family supports and child care services for parents with OUD and any co-occurring SUD/MH conditions.

6. Provide enhanced support for children and family members suffering trauma as a result of addiction in the family; and offer trauma-informed behavioral health treatment for adverse childhood events.

7. Offer home-based wrap-around services to persons with OUD and any co-occurring SUD/MH conditions, including but not limited to parent skills training.

8. Support for Children's Services – Fund additional positions and services, including supportive housing and other residential services, relating to children being removed from the home and/or placed in foster care due to custodial opioid use.

PART TWO: PREVENTION

F. PREVENT OVER-PRESCRIBING AND ENSURE APPROPRIATE PRESCRIBING AND DISPENSING OF OPIOIDS

Support efforts to prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Training for health care providers regarding safe and responsible opioid prescribing, dosing, and tapering patients off opioids.

2. Academic counter-detailing to educate prescribers on appropriate opioid prescribing.

3. Continuing Medical Education (CME) on appropriate prescribing of opioids.

4. Support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain.

5. Support enhancements or improvements to Prescription Drug Monitoring Programs (PDMPs), including but not limited to improvements that:
    a. Increase the number of prescribers using PDMPs;
    b. Improve point-of-care decision-making by increasing the quantity, quality, or format of data available to prescribers using PDMPs, by improving the interface that prescribers use to access PDMP data, or both; or
    c. Enable states to use PDMP data in support of surveillance or intervention strategies, including MAT referrals and follow-up for individuals identified within PDMP data as likely to experience OUD.

6. Development and implementation of a national PDMP – Fund development of a multistate/national PDMP that permits information sharing while providing appropriate safeguards on sharing of private health information, including but not limited to:
    a. Integration of PDMP data with electronic health records, overdose episodes, and decision support tools for health care providers relating to OUD.
    b. Ensuring PDMPs incorporate available overdose/naloxone deployment data, including the United States Department of Transportation's Emergency Medical Technician overdose database.

7. Increase electronic prescribing to prevent diversion or forgery.

8. Educate Dispensers on appropriate opioid dispensing.

G. PREVENT MISUSE OF OPIOIDS

Support efforts to discourage or prevent misuse of opioids through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Corrective advertising or affirmative public education campaigns based on evidence.

2. Public education relating to drug disposal.

3. Drug take-back disposal or destruction programs.

4. Fund community anti-drug coalitions that engage in drug prevention efforts.

5. Support community coalitions in implementing evidence-informed prevention, such as reduced social access and physical access, stigma reduction – including staffing, educational campaigns, support for people in treatment or recovery, or training of coalitions in evidence-informed implementation, including the Strategic Prevention Framework developed by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA).

6. Engage non-profits and faith-based communities as systems to support prevention.

7. Support evidence-informed school and community education programs and campaigns for students, families, school employees, school athletic programs, parent-teacher and student associations, and others.

8. School-based or youth-focused programs or strategies that have demonstrated effectiveness in preventing drug misuse and seem likely to be effective in preventing the uptake and use of opioids.

9. Create of support community-based education or intervention services for families, youth, and adolescents at risk for OUD and any co-occurring SUD/MH conditions.

10. Support evidence-informed programs or curricula to address mental health needs of young people who may be at risk of misusing opioids or other drugs, including emotional modulation and resilience skills.

11. Support greater access to mental health services and supports for young people, including services and supports provided by school nurses or other school staff, to address mental health needs in young people that (when not properly addressed) increase the risk of opioid or other drug misuse.

H. PREVENT OVERDOSE DEATHS AND OTHER HARMS (HARM REDUCTION)

Support efforts to prevent or reduce overdose deaths or other opioid-related harms through evidence-based, evidence-informed, or promising programs or strategies that may include, but are not limited to, the following:

1. Increase availability and distribution of naloxone and other drugs that treat overdoses for first responders, overdose patients, opioid users, families and friends of opioid users, schools, community navigators and outreach workers, drug offenders upon release from jail/prison, or other members of the general public.

2. Public health entities provide free naloxone to anyone in the community, including but not limited to provision of intra-nasal naloxone in settings where other options are not available or allowed.

3. Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, and other members of the general public.

4. Enable school nurses and other school staff to respond to opioid overdoses, and provide them with naloxone, training, and support.

5. Expand, improve, or develop data tracking software and applications for overdoses/naloxone revivals.

6. Public education relating to emergency responses to overdoses.

7. Public education relating to immunity and Good Samaritan laws.

8. Educate first responders regarding the existence and operation of immunity and Good Samaritan laws.

9. Syringe service programs and other evidence-informed programs to reduce harms associated with intravenous drug use, including supplies, staffing, space, peer support services, referrals to treatment, fentanyl checking, connections to care, and the full range of harm reduction and treatment services provided by these programs.

10. Expand access to testing and treatment for infectious diseases such as HIV and Hepatitis C resulting from intravenous opioid use.

11. Support mobile units that offer or provide referrals to harm reduction services, treatment, recovery supports, health care, or other appropriate services to persons that use opioids or persons with OUD and any co-occurring SUD/MH conditions.

12. Provide training in harm reduction strategies to health care providers, students, peer recovery coaches, recovery outreach specialists, or other professionals that provide care to persons who use opioids or persons with OUD and any co-occurring SUD/MH conditions.

13. Support screening for fentanyl in routine clinical toxicology testing.

PART THREE: OTHER STRATEGIES

I. FIRST RESPONDERS

In addition to items C8, D1 through D7, H1, H3, and H8, support the following:

1. Law enforcement expenditures relating to the opioid epidemic.

2. Educate law enforcement or other first responders regarding appropriate practices and precautions when dealing with fentanyl or other drugs.

3. Provision of wellness and support services for first responders and others who experience secondary trauma associated with opioid-related emergency events.

J. LEADERSHIP, PLANNING AND COORDINATION

Support efforts to provide leadership, planning, and coordination to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Community regional planning to identify goals for reducing harms related to the opioid epidemic, to identify areas and populations with the greatest needs for treatment

intervention services, or to support other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

2. A government dashboard to track key opioid-related indicators and supports as identified through collaborative community processes.

3. Invest in infrastructure or staffing at government or not-for-profit agencies to support collaborative, cross-system coordination with the purpose of preventing overprescribing, opioid misuse, or opioid overdoses, treating those with OUD and any co-occurring SUD/MH conditions, supporting them in treatment or recovery, connecting them to care, or implementing other strategies to abate the opioid epidemic described in this opioid abatement strategy list.

4. Provide resources to staff government oversight and management of opioid abatement programs.

K. TRAINING

In addition to the training referred to in items A7, A8, A9, A12, A13, A14, A15, B7, B10, C3, C5, D7, E2, E4, F1, F3, F8, G5, H3, H12, and I-2, support training to abate the opioid epidemic through activities, programs, or strategies that may include, but are not limited to, the following:

1. Provide funding for staff training or networking programs and services to improve the capability of government, community, and not-for-profit entities to abate the opioid crisis.

2. Support infrastructure and staffing for collaborative cross-system coordination to prevent opioid misuse, prevent overdoses, and treat those with OUD and any co-occurring SUD/MH conditions, or implement other strategies to abate the opioid epidemic described in this opioid abatement strategy list (e.g., health care, primary care, pharmacies, PDMPs, etc.).

L. RESEARCH

Support opioid abatement research that may include, but is not limited to, the following:

a. Monitoring, surveillance, and evaluation of programs and strategies described in this opioid abatement strategy list.

b. Research non-opioid treatment of chronic pain.

c. Research on improved service delivery for modalities such as SBIRT that demonstrate promising but mixed results in populations vulnerable to opioid use disorders.

d. Research on novel harm reduction and prevention efforts such as the provision of fentanyl test strips.

e. Research on innovative supply-side enforcement efforts such as improved detection of mail-based delivery of synthetic opioids.

f. Expanded research on swift/certain/fair models to reduce and deter opioid misuse within criminal justice populations that build upon promising approaches used to address other substances (e.g. Hawaii HOPE and Dakota 24/7).

g. Research on expanded modalities such as prescription methadone that can expand access to MAT.

h. Epidemiological surveillance of OUD-related behaviors in critical populations including individuals entering the criminal justice system, including but not limited to approaches modeled on the Arrestee Drug Abuse Monitoring (ADAM) system.

i. Qualitative and quantitative research regarding public health risks and harm reduction opportunities within illicit drug markets, including surveys of market participants who sell or distribute illicit opioids.

j. Geospatial analysis of access barriers to MAT and their association with treatment engagement and treatment outcomes.

Schedule C

State Allocation Percentages

[TO BE INSERTED]

63779069 v1

City Commission Regular Meeting - 6:00 pm **11. g.**

Meeting Date: 12/06/2021

Re: Potential Settlement of Opioid Litigation - Participation Agreements

Submitted For: Tanya Earley, Assistant City Attorney, City Attorney

SUBJECT:

Approval of participation agreements on behalf of the City of Fort Pierce as required under Resolution 21-R44 and as part of the potential settlement of Opioid Litigation.

SUMMARY:

On August 2, 2021, the City Commission passed Resolution 21-R44 approving participation in the settlement of a nationwide class action lawsuit against the makers and distributors of certain opioid drugs. The next step in the settlement process is the execution of participation agreements. The participation agreements release all claims against the settling defendants in exchange for the payment of settlement funds. Such funds will be distributed to Fort Pierce in accordance with regional and statewide agreements. The regional agreement is a separate agenda item for the December 6, 2021, meeting. The statewide allocation agreement, which was approved in concept by Resolution 21-R44, will be finalized at a later date. It is attached to this agenda for informational purposes.

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval of the participation agreements.

RESPONSIBLE STAFF:

Tanya Earley, City Attorney

COORDINATED WITH:

Nicholas Mimms, City Manager

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: 2022

OTHER INFORMATION:

If the settlement is effectuated, the City could obtain funds to be used in combating the effects of opioid addiction.

Attachments

Participation Agreement, Distributors

Participation Agreement, J & J

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:30 PM

Form Started By: Tanya Earley
Started On: 11/22/2021 10:14 AM
Final Approval Date: 11/22/2021

Florida Subdivision Participation Form

Governmental Entity:	City of Fort Pierce	State: Florida
Authorized Signatory:	Linda Hudson, Mayor	
Address 1:	100 North U.S. Highway 1	
Address 2:		
City, State, Zip:	Fort Pierce, FL 34950	
Phone:	772-467-3065	
Email:	lhudson@cityoffortpierce.com	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity consistent with the material terms of the National Settlement Agreement with McKesson Corporation, Cardinal Health, Inc., and AmerisourceBergen Corporation ("Settling Distributors"), dated July 21, 2021 ("National Distributor Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the National Distributor Settlement t, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the National Distributor Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Participation Form, the Governmental Entity elects to participate consistent with the material terms of the National Distributor Settlement and become a Participating Subdivision as provided therein pursuant to the terms of the National Distributor Settlement or pursuant to terms consistent with the National Distributor Settlement.

2. The Governmental Entity's election to participate is specifically conditioned on participation by Litigating Subdivisions representing 95% or more of the population (combined) of Litigating Subdivisions in Florida. Should the combined population of the Litigating Subdivisions in Florida that participate be less than 95% of the population (combined) of the Litigating Subdivisions in Florida, this Election and Release shall be deemed void and no claims shall be released.

3. The Governmental Entity's execution of this Participation Agreement shall serve as the Governmental Entity's acceptance of the terms and conditions of the Florida Opioid Allocation And Statewide Response Agreement dated November 15, 2021.

4. The Governmental Entity shall, within 14 days of the Reference Date prior to the filing of the Consent Judgment, secure the dismissal with prejudice of any Released Claims that it has filed.

5. The Governmental Entity agrees to the terms of the National Distributor Settlement pertaining to Subdivisions as defined collectively therein.

6. By agreeing to the terms of the National Distributor Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.

7. The Governmental Entity agrees to use any monies it receives through the National Distributor Settlement solely for the purposes provided therein.

8. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the National Distributor Settlement. If the National Distributor Settlement is finalized, the Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in the National Distributor Settlement.

9. The Governmental Entity has the right to enforce the National Distributor Settlement as collectively provided therein.

10. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the National Distributor Settlement, including but not limited to, all provisions of Part XI and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the National Distributor Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The National Distributor Settlement shall be a complete bar to any Released Claim.

11. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision consistent with the National Distributor Settlement.

12. In connection with the releases provided for in the National Distributor Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release, and that if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the National Distributor Settlement.

13. Nothing herein is intended to modify in any way the terms of the National Distributor Settlement to which Governmental Entity hereby agrees, with the exception of the requisite Litigating Government participation level.

I swear under penalty of perjury that I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity

Signature: _____

Name: _____

Title: _____

Date: _____

Florida Subdivision Participation Form

Governmental Entity:	City of Fort Pierce	State: Florida
Authorized Signatory:	Linda Hudson, Mayor	
Address 1:	100 North U.S. Highway 1	
Address 2:		
City, State, Zip:	Fort Pierce, FL 34950	
Phone:	772-467-3065	
Email:	lhudson@cityoffortpierce.com	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity consistent with the material terms of the National Settlement Agreement with Janssen, dated July 21, 2021 ("National Janssen Settlement")acting through the undersigned authorized official, hereby elects to participate in the National Janssen Settlement , release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the National Janssen Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Participation Form, the Governmental Entity elects to participate consistent with the material terms of the National Janssen Settlement and become a Participating Subdivision as provided therein pursuant to the terms of the National Janssen Settlement or pursuant to terms consistent with the National Janssen Settlement.

2. The Governmental Entity's election to participate is specifically conditioned on participation by Litigating Subdivisions and Litigating Special Districts representing 95% or more of the population (combined) of Litigating Subdivisions and Litigating Special Districts in Florida. Should the combined population of the Litigating Subdivisions and Litigating Special Districts in Florida that participate be less than 95% of the population (combined) of the Litigating Subdivisions and Litigating Special Districts in Florida, this Election and Release shall be deemed void and no claims shall be released.

3. The Governmental Entity's execution of this Participation Agreement shall serve as the Governmental Entity's acceptance of the terms and conditions of the Florida Opioid Allocation And Statewide Response Agreement dated November 15, 2021.

4. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed.

5. The Governmental Entity agrees to the terms of the National Janssen Settlement pertaining to Subdivisions as defined therein.

6. By agreeing to the terms of the National Janssen Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.

7. The Governmental Entity agrees to use any monies it receives through the National Janssen Settlement solely for the purposes provided therein.

8. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the National Janssen Settlement Agreement.

9. The Governmental Entity has the right to enforce the National Janssen Settlement as provided therein.

10. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the National Janssen Settlement, including, but not limited to all provisions of Section IV (Release), of the Janssen Settlement and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the National Janssen Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The National Janssen Settlement shall be a complete bar to any Released Claim.

11. In connection with the releases provided for in the National Janssen Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

> **General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether

through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the National Janssen Settlement.

12. Nothing herein is intended to modify in any way the terms of the National Janssen Settlement to which Governmental Entity hereby agrees, with the exception of the requisite Litigating Government participation level.

I swear under penalty of perjury that I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity

Signature: _____

Name: _____

Title: _____

Date: _____

FLORIDA OPIOID ALLOCATION AND STATEWIDE RESPONSE AGREEMENT

BETWEEN

STATE OF FLORIDA DEPARTMENT OF LEGAL AFFAIRS,
OFFICE OF THE ATTORNEY GENERAL

And

CERTAIN LOCAL GOVERNMENTS IN THE STATE OF FLORIDA

This Florida Opioid Allocation and Statewide Response Agreement (the "Agreement") is entered into between the State of Florida ('State") and certain Local Governments ("Local Governments" and the State and Local Governments are jointly referred to as the "Parties" or individually as a "Party"). The Parties agree as follows:

Whereas, the people of the State and its communities have been harmed by misfeasance, nonfeasance and malfeasance committed by certain entities within the Pharmaceutical Supply Chain; and

Whereas, the State, through its Attorney General, and certain Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold many of the same Pharmaceutical Supply Chain Participants accountable for the damage caused by their misfeasance, nonfeasance and malfeasance as the State; and

Whereas, certain of the Parties have separately sued Pharmaceutical Supply Chain participants for the harm caused to the citizens of both Parties and have collectively negotiated settlements with several Pharmaceutical Supply Chain Participants; and

Whereas, the Parties share a common desire to abate and alleviate the impacts of that misfeasance, nonfeasance and malfeasance throughout the State; and

Whereas, it is the intent of the State and its Local Governments to use the proceeds from any Settlements with Pharmaceutical Supply Chain Participants to increase the amount of funding presently spent on opioid and substance abuse education, treatment, prevention and other related programs and services, such as those identified in Exhibits "A" and "B," and to ensure that the funds are expended in compliance with evolving evidence-based "best practices;" and

Whereas, the State and its Local Governments enter into this Agreement and agree to the allocation and use of the proceeds of any settlement described herein

Wherefore, the Parties each agree to as follows:

A. Definitions

As used in this Agreement:

1. "Approved Purpose(s)" shall mean forward-looking strategies, programming and services used to expand the availability of treatment for individuals impacted by substance use disorders, to: (a) develop, promote, and provide evidence-based substance use prevention strategies; (b) provide substance use avoidance and awareness education; (c) decrease the oversupply of licit and illicit opioids; and (d) support recovery from addiction. Approved Purposes shall include, but are not limited to, the opioid abatement strategies listed in Exhibits "A" and "B" which are incorporated herein by reference.

2. "Local Governments" shall mean all counties, cities, towns and villages located within the geographic boundaries of the State.

3. "Managing Entities" shall mean the corporations selected by and under contract with the Florida Department of Children and Families or its successor ("DCF") to manage the daily operational delivery of behavioral health services through a coordinated system of care. The singular "Managing Entity" shall refer to a singular of the Managing Entities.

4. "County" shall mean a political subdivision of the state established pursuant to s. 1, Art. VIII of the State Constitution.

5. "Dependent Special District" shall mean a Special District meeting the requirements of Florida Statutes § 189.012(2).

6. "Municipalities" shall mean cities, towns, or villages located in a County within the State that either have: (a) a Population greater than 10,000 individuals; or (b) a Population equal to or less than 10,000 individuals and that has either (i) filed a lawsuit against one or more Pharmaceutical Supply Chain Participants; or (ii) executes a release in connection with a settlement with a Pharmaceutical Supply Chain participant. The singular "Municipality" shall refer to a singular city, town, or village within the definition of Municipalities.

7. "'Negotiating Committee" shall mean a three-member group comprised by representatives of the following: (1) the State; and (2) two representatives of Local Governments of which one representative will be from a Municipality and one shall be from a County (collectively, "Members") within the State. The State shall be represented by the Attorney General or her designee.

8. "Negotiation Class Metrics" shall mean those county and city settlement allocations which come from the official website of the Negotiation Class of counties and cities certified on September 11, 2019 by the U.S. District for the Northern District of Ohio in *In re National Prescription Opiate Litigation*, MDL No. 2804 (N.D. Ohio). The website is located at https://allocationmap.iclaimsonline.com.

9. "Opioid Funds" shall mean monetary amounts obtained through a Settlement.

10. "Opioid Related" shall have the same meaning and breadth as in the agreed Opioid Abatement Strategies attached hereto as Exhibits "A" or "B."

11. "Parties" shall mean the State and Local Governments that execute this Agreement. The singular word "Party" shall mean either the State or Local Governments that executed this Agreement.

12. "PEC" shall mean the Plaintiffs' Executive Committee of the National Prescription Opiate Multidistrict Litigation pending in the United States District Court for the Northern District of Ohio.

13. "Pharmaceutical Supply Chain" shall mean the entities, processes, and channels through which Controlled Substances are manufactured, marketed, promoted, distributed or dispensed.

14. "Pharmaceutical Supply Chain Participant" shall mean any entity that engages in, or has engaged in the manufacture, marketing, promotion, distribution or dispensing of an opioid analgesic.

15. "Population" shall refer to published U.S. Census Bureau population estimates as of July 1, 2019, released March 2020, and shall remain unchanged during the term of this Agreement. These estimates can currently be found at *https://www.census.gov. For purposes of Population under the definition of Qualified County, a County's population shall be the greater of its population as of the July 1, 2019, estimates or its actual population, according to the official U.S. Census Bureau count, which was released by the U.S. Census Bureau in August 2021.*

16. "Qualified County" shall mean a charter or non-chartered County that has a Population of at least 300,000 individuals and: (a) has an opioid taskforce or other similar board, commission, council, or entity (including some existing sub-unit of a County's government responsible for substance abuse prevention, treatment, and/or recovery) of which it is a member or it operates in connection with its municipalities or others on a local or regional basis; (b) has an abatement plan that has been either adopted or is being utilized to respond to the opioid epidemic; (c) is, as of December 31, 2021, either providing or is contracting with others to provide substance abuse prevention, recovery, and/or treatment services to its citizens; and (d) has or enters into an interlocal agreement with a majority of Municipalities (Majority is more than 50% of the Municipalities' total Population) related to the expenditure of Opioid Funds. The Opioid Funds to be paid to a Qualified County will only include Opioid Funds for Municipalities whose claims are released by the Municipality or Opioid Funds for Municipalities whose claims are otherwise barred. For avoidance of doubt, the word "operate" in connection with opioid task force means to do at least one of the following activities: (1) gathers data about the nature, extent, and problems being faced in communities within that County; (2) receives and reports recommendations from other government and private entities about activities that should be undertaken to abate the opioid epidemic to a County; and/or (3) makes recommendations to a County and other public and private leaders about steps, actions, or plans that should be undertaken to abate the opioid epidemic. For avoidance of doubt, the Population calculation required by subsection (d) does not include Population in unincorporated areas.

17. "SAMHSA" shall mean the U.S. Department of Health & Human Services, Substance Abuse and Mental Health Services Administration.

18. "Settlement" shall mean the negotiated resolution of legal or equitable claims against a Pharmaceutical Supply Chain Participant when that resolution has been jointly entered into by the State and Local Governments or a settlement class as described in (B)(1) below.

19. "State" shall mean the State of Florida.

B. Terms

1. **Only Abatement -** Other than funds used for the Administrative Costs and Expense Fund as hereinafter described or to pay obligations to the United States arising out of Medicaid or other federal programs, all Opioid Funds shall be utilized for Approved Purposes. In order to accomplish this purpose, the State will either: (a) file a new action with Local Governments as Parties; or (b) add Local Governments to its existing action, sever any settling defendants. In either type of action, the State will seek entry of a consent judgment, consent order or other order binding judgment binding both the State and Local Governments to utilize Opioid Funds for Approved Purposes ("Order") from the Circuit Court of the Sixth Judicial Circuit in and for Pasco County, West Pasco Division New Port Richey, Florida (the "Court"), except as herein provided. The Order may be part of a class action settlement or similar device. The Order shall provide for continuing jurisdiction by the Court to address non-performance by any party under the Order.

2. **Avoid Claw Back and Recoupment** - Both the State and Local Governments wish to maximize any Settlement and Opioid Funds. In addition to committing to only using funds for the Expense Funds, Administrative Costs and Approved Purposes, both Parties will agree to utilize a percentage of funds for the Core Strategies highlighted in Exhibit A. Exhibit A contains the programs and strategies prioritized by the U.S. Department of Justice and/or the U.S. Department of Health & Human Services ("Core Strategies"). The State is trying to obtain the United States' agreement to limit or reduce the United States' ability to recover or recoup monies from the State and Local Government in exchange for prioritization of funds to certain projects. If no agreement is reached with the United States, then there will be no requirement that a percentage be utilized for Core Strategies.

3. **No Benefit Unless Fully Participating -** Any Local Government that objects to or refuses to be included under the Order or refuses or fails to execute any of documents necessary to effectuate a Settlement shall not receive, directly or indirectly, any Opioid Funds and its portion of Opioid Funds shall be distributed to, and for the benefit of, the Local Governments. Funds that were a for a Municipality that does not join a Settlement will be distributed to the County where that Municipality is located. Funds that were for a County that does not join a Settlement will be distributed pro rata to Counties that join a Settlement. For avoidance of doubt, if a Local Government initially refuses to be included in or execute the documents necessary to effectuate a Settlement and subsequently effectuates such documents necessary to join a Settlement, then that Local Government will only lose those payments made under a Settlement while that Local Government was not a part of the Settlement. If a Local Government participates in a Settlement, that Local Government is thereby releasing the claims of its Dependent Special District claims, if any.

4. **Distribution Scheme** – If a Settlement has a National Settlement Administrator or similar entity, all Opioids Funds will initially go to the Administrator to be distributed. If a Settlement does not have a National Settlement Administrator or similar entity, all Opioid Funds will initially go to the State, and then be distributed by the State as they are received from the Defendants according to the following distribution scheme. The Opioid Funds will be divided into three funds after deducting any costs of the Expense Fund detailed below. Funds due the federal government, if any, pursuant to Section B-2, will be subtracted from only the State and Regional Funds below:

(a) City/County Fund- The city/county fund will receive 15% of all Opioid Funds to directly benefit all Counties and Municipalities. The amounts to be distributed to each County and Municipality shall be determined by the Negotiation Class Metrics or other metrics agreed upon, in writing, by a County and a Municipality, which are attached to this Agreement as Exhibit "C." In the event that a Municipality has a Population less than 10,000 people and it does not execute a release or otherwise join a Settlement that Municipalities share under the Negotiation Class Metrics shall be reallocated to the County where that Municipality is located.

(b) Regional Fund- The regional fund will be subdivided into two parts.

(i) The State will annually calculate the share of each County within the State of the regional fund utilizing the sliding scale in paragraph 5 of the Agreement, and according to the Negotiation Class Metrics.

(ii) For Qualified Counties, the Qualified County's share will be paid to the Qualified County and expended on Approved Purposes, including the Core Strategies identified in Exhibit A, if applicable.

(iii) For all other Counties, the State will appropriate the regional share for each County and pay that share through DCF to the Managing Entities providing service for that County. The Managing Entities will be required to expend the monies on Approved Purposes, including the Core Strategies as directed by the Opioid Abatement Task Force or Council. The Managing Entities shall expend monies from this Regional Fund on services for the Counties within the State that are non-Qualified Counties and to ensure that there are services in every County. To the greatest extent practicable, the Managing Entities shall endeavor to expend monies in each County or for citizens of a County in the amount of the share that a County would have received if it were a Qualified County.

(c) State Fund - The remainder of Opioid Funds will be expended by the State on Approved Purposes, including the provisions related to Core Strategies, if applicable.

(d) To the extent that Opioid Funds are not appropriated and expended in a year by the State, the State shall identify the investments where settlement funds will be deposited. Any gains, profits, or interest accrued from the deposit of the Opioid Funds to the extent that any funds are not appropriated and expended within a calendar year, shall be the sole property of the Party that was entitled to the initial amount.

(e) To the extent a County or Municipality wishes to pool, comingle, or otherwise transfer its share, in whole or part, of Opioid Funds to another County or Municipality, the comingling Municipalities may do so by written agreement. The comingling Municipalities shall provide a copy of that agreement to the State and any settlement administrator to ensure that monies are directed consistent with such agreement. The County or Municipality receiving any such Opioid Funds shall assume the responsibility for reporting how such Opioid Funds were utilized under this Agreement.

5. Regional Fund Sliding Scale- The Regional Fund shall be calculated by utilizing the following sliding scale of the Opioid Funds available in any year after deduction of Expenses and any funds due the federal government:

A. Years 1-6: 40%

B. Years 7-9: 35%

C. Years 10-12: 34%

D. Years 13-15: 33%

E. Years 16-18: 30%

6. Opioid Abatement Taskforce or Council - The State will create an Opioid Abatement Taskforce or Council (sometimes hereinafter "Taskforce" or "Council") to advise the Governor, the Legislature, DCF, and Local Governments on the priorities that should be addressed by expenditure of Opioid Funds and to review how monies have been spent and the results that have been achieved with Opioid Funds.

(a) Size - The Taskforce or Council shall have ten Members equally balanced between the State and the Local Government representatives.

(b) Appointments Local Governments - Two Municipality representatives will be appointed by or through Florida League of Cities. Two county representatives, one from a Qualified County and one from a county within the State that is not a Qualified County, will be appointed by or through the Florida Association of Counties. The final representative will alternate every two years between being a county representative (appointed by or through Florida Association of Counties) or a Municipality representative (appointed by or through the Florida League of Cities). One Municipality representative must be from a city of less than 50,000 people. One county representative must be from a county of less than 200,000 people and the other county representative must be from a county whose population exceeds 200,000 people.

(c) Appointments State -

(i) The Governor shall appoint two Members.

(ii) The Speaker of the House shall appoint one Member.

(iii) The Senate President shall appoint one Member.

(iv) The Attorney General or her designee shall be a Member.

(d) Chair - The Attorney General or designee shall be the chair of the Taskforce or Council.

(e) Term - Members will be appointed to serve a four-year term and shall be staggered to comply with Florida Statutes § 20.052(4)(c).

(f) Support - DCF shall support the Taskforce or Council and the Taskforce or Council shall be administratively housed in DCF.

(g) Meetings - The Taskforce or Council shall meet quarterly in person or virtually using communications media technology as defined in section 120.54(5)(b)(2), Florida Statutes.

(h) Reporting - The Taskforce or Council shall provide and publish a report annually no later than November 30th or the first business day after November 30th, if November 30th falls on a weekend or is otherwise not a business day. The report shall contain information on how monies were spent the previous fiscal year by the State, each of the Qualified Counties, each of the Managing Entities, and each of the Local Governments. It shall also contain recommendations to the Governor, the Legislature, and Local Governments for priorities among the Approved Purposes or similar such uses for how monies should be spent the coming fiscal year to respond to the opioid epidemic. Prior to July 1st of each year, the State and each of the Local Governments shall provide information to DCF about how they intend to expend Opioid Funds in the upcoming fiscal year.

(i) Accountability - The State and each of the Local Governments shall report its expenditures to DCF no later than August 31st for the previous fiscal year. The Taskforce or Council will set other data sets that need to be reported to DCF to demonstrate the effectiveness of expenditures on Approved Purposes. In setting those requirements, the Taskforce or Council shall consider the Reporting Templates, Deliverables, Performance Measures, and other already utilized and existing templates and forms required by DCF from Managing Entities and suggest that similar requirements be utilized by all Parties to this Agreement.

(j) Conflict of Interest - All Members shall adhere to the rules, regulations and laws of Florida including, but not limited to, Florida Statute §112.311, concerning the disclosure of conflicts of interest and recusal from discussions or votes on conflicted matters.

7. **Administrative Costs**- The State may take no more than a 5% administrative fee from the State Fund and any Regional Fund that it administers for counties that are not Qualified Counties. Each Qualified County may take no more than a 5% administrative fee from its share of the Regional Funds. Municipalities and Counties may take no more than a 5% administrative fee from any funds that they receive or control from the City/County Fund.

8. **Negotiation of Non-Multistate Settlements** - If the State begins negotiations with a Pharmaceutical Supply Chain Participant that is separate and apart from a multi-state negotiation, the State shall include Local Governments that are a part of the Negotiating Committee in such negotiations. No Settlement shall be recommended or accepted without the affirmative votes of both the State and Local Government representatives of the Negotiating Committee.

9. **Negotiation of Multistate or Local Government Settlements** - To the extent practicable and allowed by other parties to a negotiation, both Parties agree to communicate with members of the Negotiation Committee regarding the terms of any other Pharmaceutical Supply Chain Participant Settlement.

10. **Program Requirements**- DCF and Local Governments desire to make the most efficient and effective use of the Opioid Funds. DCF and Local Governments will work to achieve that goal by ensuring the following requirements will be minimally met by any governmental entity or provider providing services pursuant to a contract or grant of Opioid Funds:

a. In either performing services under this Agreement or contracting with a provider to provide services with the Opioid Funds under this Agreement, the State and Local Governments shall be aware of and comply with all State and Federal laws, rules, Children and Families Operating Procedures (CFOPs), and similar regulations relating to the substance abuse and treatment services.

b. The State and Local Governments shall have and follow their existing policies and practices for accounting and auditing, including policies relating to whistleblowers and avoiding fraud, waste, and abuse. The State and Local Governments shall consider additional policies and practices recommended by the Opioid Abatement Taskforce or Council. c. In any award or grant to any provider, State and Local Governments shall ensure that each provider acknowledges its awareness of its obligations under law and shall audit, supervise, or review each provider's performance routinely, at least once every year.

d. In contracting with a provider, the State and Local Governments shall set performance measures in writing for a provider.

e. The State and Local Governments shall receive and report expenditures, service utilization data, demographic information, and national outcome measures in a similar fashion as required by the 42.U.S.C. s. 300x and 42 U.S.C. s. 300x-21.

f. The State and Local Governments, that implement evidenced based practice models will participate in fidelity monitoring as prescribed and completed by the originator of the model chosen..

g. The State and Local Governments shall ensure that each year, an evaluation of the procedures and activities undertaken to comply with the requirements of this Agreement are completed.

h. The State and Local Governments shall implement a monitoring process that will demonstrate oversight and corrective action in the case of non-compliance, for all providers that receive Opioid Funds. Monitoring shall include:

(i) Oversight of the any contractual or grant requirements;

(ii) Develop and utilize standardized monitoring tools;

(iii) Provide DCF and the Opioid Abatement Taskforce or Council with access to the monitoring reports; and

(iv) Develop and utilize the monitoring reports to create corrective action plans for providers, where necessary.

11. **Reporting and Records Requirements-** The State and Local Governments shall follow their existing reporting and records retention requirements along with considering any additional recommendations from the Opioid Abatement Taskforce or Council. Local Governments shall respond and provide documents to any reasonable requests from the State or Opioid Abatement Taskforce or Council for data or information about programs receiving Opioid Funds. The State and Local Governments shall ensure that any provider or sub-recipient of Opioid Funds at a minimum does the following:

(a) Any provider shall establish and maintain books, records and documents (including electronic storage media) sufficient to reflect all income and expenditures of Opioid Funds. Upon demand, at no additional cost to the State or Local Government, any provider will facilitate the duplication and transfer of any records or documents during the term that it receives any Opioid Funds and the required retention period for the State or Local Government. These records shall be made available at all reasonable times for inspection, review, copying, or audit by Federal, State, or other personnel duly authorized by the State or Local Government.

(b) Any provider shall retain and maintain all client records, financial records, supporting documents, statistical records, and any other documents (including electronic storage media) pertinent to the use of the Opioid Funds during the term of its receipt of Opioid Funds and retained for a period of six (6) years after its ceases to receives Opioid Funds or longer when required by law. In the event an audit is required by the State of Local Governments, records shall be retained for a minimum period of six (6) years after the audit report is issued or until resolution of any audit findings or litigation based on the terms of any award or contract.

(c) At all reasonable times for as long as records are maintained, persons duly authorized by State or Local Government auditors shall be allowed full access to and the right to examine any of the contracts and related records and documents, regardless of the form in which kept.

(d) A financial and compliance audit shall be performed annually and provided to the State.

(e) All providers shall comply and cooperate immediately with any inspections, reviews, investigations, or audits deemed necessary by The Office of the Inspector General (section 20.055, F.S.) or the State.

(f) No record may be withheld nor may any provider attempt to limit the scope of any of the foregoing inspections, reviews, copying, transfers or audits based on any claim that any record is exempt from public inspection or is confidential, proprietary or trade secret in nature; provided, however, that this provision does not limit any exemption to public inspection or copying to any such record.

12. **Expense Fund** - The Parties agree that in any negotiation every effort shall be made to cause Pharmaceutical Supply Chain Participants to pay costs of litigation, including attorneys' fees, in addition to any agreed to Opioid Funds in the Settlement. To the extent that a fund sufficient to pay the full contingent fees of Local Governments is not created as part of a Settlement by a Pharmaceutical Supply Chain Participant, the Parties agree that an additional expense fund for attorneys who represent Local Governments (herein "Expense Fund") shall be created out of the City/County fund for the purpose of paying the hard costs of a litigating Local Government and then paying attorneys' fees.

(a) The Source of Funds for the Expense Fund- Money for the Expense Fund shall be sourced exclusively from the City/County Fund.

(b) The Amount of the Expense Fund- The State recognizes the value litigating Local Governments bring to the State in connection with the Settlement because their participation increases the amount of Incentive Payments due from each Pharmaceutical Supply Chain Participant. In recognition of that value, the amount of funds that shall be deposited into the Expense Fund shall be contingent upon on the percentage of litigating Local Government participation in the Settlement, according to the following table:

Litigating Local Government Participation in the Settlement (by percentage of the population)	Amount that shall be paid into the Expense Fund from (and as a percentage of) the City/County fund
96 to 100%	10%
91 to 95%	7.5%
86 to 90%	5%
85%	2.5%
Less than 85%	0%

If fewer than 85% percent of the litigating Local Governments (by population) participate, then the Expense Fund shall not be funded, and this Section of the Agreement shall be null and void.

(c) The Timing of Payments into the Expense Fund- Although the amount of the Expense Fund shall be calculated based on the entirety of payments due to the City/County fund over a ten-to-eighteen-year period, the Expense Fund shall be funded entirely from payments made by Pharmaceutical Supply Chain Participants during the first two payments of the Settlement. Accordingly, to offset the amounts being paid from the

City/County Fund to the Expense Fund in the first two years, Counties or Municipalities may borrow from the Regional Fund during the first two years and pay the borrowed amounts back to the Regional Fund during years three, four, and five.

For the avoidance of doubt, the following provides an illustrative example regarding the calculation of payments and amounts that may be borrowed under the terms of this MOU, consistent with the provisions of this Section:

Opioid Funds due to State of Florida and Local Governments (over 10 to 18 years):	$1,000
Litigating Local Government Participation:	100%
City/County Fund (over 10 to 18 years):	$150
Expense Fund (paid over 2 years):	$15
Amount Paid to Expense Fund in 1st year:	$7.5
Amount Paid to Expense Fund in 2nd year	$7.5
Amount that may be borrowed from Regional Fund in 1st year:	$7.5
Amount that may be borrowed from Regional Fund in 2nd year:	$7.5
Amount that must be paid back to Regional Fund in 3rd year:	$5
Amount that must be paid back to Regional Fund in 4th year:	$5
Amount that must be paid back to Regional Fund in 5th year:	$5

(d) Creation of and Jurisdiction over the Expense Fund- The Expense Fund shall be established, consistent with the provisions of this Section of the Agreement, by order of the Court. The Court shall have jurisdiction over the Expense Fund, including authority to allocate and disburse amounts from the Expense Fund and to resolve any disputes concerning the Expense Fund.

(e) Allocation of Payments to Counsel from the Expense Fund- As part of the order establishing the Expense Fund, counsel for the litigating Local Governments shall seek to have the Court appoint a third-neutral to serve as a special master for purposes of allocating the Expense Fund. Within 30 days of entry of the order appointing a special master for the Expense Fund, any counsel who intend to seek an award from the Expense Fund shall provide the copies of their contingency fee contracts to the special master. The special master shall then build a mathematical model, which shall be based on each litigating Local Government's share under the Negotiation Class Metrics and the rate set forth in their contingency contracts, to calculate a proposed award for each litigating Local Government who timely provided a copy of its contingency contract.

13. **Dispute resolution-** Any one or more of the Local Governments or the State may object to an allocation or expenditure of Opioid Funds solely on the basis that the allocation or expenditure at issue (a) is inconsistent with the Approved Purposes; (b) is inconsistent with the distribution scheme as provided in paragraph,; (c) violates the limitations set forth herein with respect to administrative costs or the Expense Fund; or (d) to recover amounts advanced from the Regional Fund for the Expense Fund. There shall be no other basis for bringing an objection to the approval of an allocation or expenditure of Opioid Funds. In the event that there is a National Settlement Administrator or similar entity, the Local Governments sole action for non-payment of

amounts due from the City/County Fund shall be against the particular settling defendant and/or the National Settlement Administrator or similar entity.

C. Other Terms and Conditions

1. **Governing Law and Venue**: This Agreement will be governed by the laws of the State of Florida. Any and all litigation arising under the Agreement, unless otherwise specified in this Agreement, will be instituted in either: (a) the Court that enters the Order if the matter deals with a matter covered by the Order and the Court retains jurisdiction; or (b) the appropriate State court in Leon County, Florida.

2. **Agreement Management and Notification:** The Parties have identified the following individuals as Agreement Managers and Administrators:

a. State of Florida Agreement Manager:

Greg Slemp

PL-01, The Capitol, Tallahassee, FL 32399

850-414-3300

Greg.slemp@myfloridalegal.com

b. State of Florida Agreement Administrator

Janna Barineau

PL-01, The Capitol, Tallahassee, FL 32399

850-414-3300

Janna.barineau@myfloridalegal.com

c. Local Governments Agreement Managers and Administrators are listed on Exhibit C to this Agreement.

Changes to either the Managers or Administrators may be made by notifying the other Party in writing, without formal amendment to this Agreement.

3. **Notices**. All notices required under the Agreement will be delivered by certified mail, return receipt requested, by reputable air courier, or by personal delivery to the designee identified in paragraphs C.2., above. Either designated recipient may notify the other, in writing, if someone else is designated to receive notice.

4. **Cooperation with Inspector General:** Pursuant to section 20.055, Florida Statutes, the Parties, understand and will comply with their duty to cooperate with the Inspector General in any investigation, audit, inspection, review, or hearing.

5. **Public Records**: The Parties will keep and maintain public records pursuant to Chapter 119, Florida Statutes and will comply will all applicable provisions of that Chapter.

6. **Modification**: This Agreement may only be modified by a written amendment between the appropriate parties. No promises or agreements made subsequent to the execution of this Agreement shall be binding unless express, reduced to writing, and signed by the Parties.

7. **Execution in Counterparts**: This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.

8. **Assignment:** The rights granted in this Agreement may not be assigned or transferred by any party without the prior written approval of the other party. No party shall be permitted to delegate its responsibilities or obligations under this Agreement without the prior written approval of the other parties.

9. **Additional Documents:** The Parties agree to cooperate fully and execute any and all supplementary documents and to take all additional actions which may be reasonably necessary or appropriate to give full force and effect to the basic terms and intent of this Agreement.

10. **Captions:** The captions contained in this Agreement are for convenience only and shall in no way define, limit, extend or describe the scope of this Agreement or any part of it.

11. **Entire Agreement:** This Agreement, including any attachments, embodies the entire agreement of the parties. There are no other provisions, terms, conditions, or obligations. This Agreement supersedes all previous oral or written communications, representations or agreements on this subject.

12. **Construction:** The parties hereto hereby mutually acknowledge and represent that they have been fully advised by their respective legal counsel of their rights and responsibilities under this Agreement, that they have read, know, and understand completely the contents hereof, and that they have voluntarily executed the same. The parties hereto further hereby mutually acknowledge that they have had input into the drafting of this Agreement and that, accordingly, in any construction to be made of this Agreement, it shall not be construed for or against any party, but rather shall be given a fair and reasonable interpretation, based on the plain language of the Agreement and the expressed intent of the parties.

13. **Capacity to Execute Agreement:** The parties hereto hereby represent and warrant that the individuals signing this Agreement on their behalf are duly authorized and fully competent to do so.

14. **Effectiveness:** This Agreement shall become effective on the date on which the last required signature is affixed to this Agreement.

IN WITNESS THEREOF, the parties hereto have caused the Agreement to be executed by their undersigned officials as duly authorized.

STATE OF FLORIDA

_____ 11/15/2021
By: _____DATED
Its: _____

City Commission Regular Meeting - 6:00 pm **11. h.**

Meeting Date: 12/06/2021

Re: Retainer agreement for foreclosure actions related to code enforcement/nuisance abatement liens

Submitted For: Tanya Earley, Assistant City Attorney, City Attorney

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SUBJECT:

Approval of retainer agreement with Matthew D. Weidner, P.A. as outside counsel for foreclosure actions related to code enforcement/nuisance abatement liens under the supervision of the City Attorney.

SUMMARY:

Staff, in conjunction with the City Attorney's Office, will identify properties that are appropriate for foreclosure litigation based on extensive code enforcement history and the accumulation of liens, particularly those related to nuisance abatement. Attorney Matt Weidner handles such cases for local governments and has agreed to represent Fort Pierce on a contingency basis. The attached retainer agreement details the scope of Mr. Weidner's services and authorizes the submission of potential claims to him.

RECOMMENDATION:

Approval.

ALTERNATIVES:

Disapproval of the Retainer Agreement.

RESPONSIBLE STAFF:

Tanya Earley, City Attorney

COORDINATED WITH:

Nicholas Mimms, City Manager
Margaret Arraiz, Director of Community Response

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: 2022

OTHER INFORMATION:

This agenda item is not expected to have a negative fiscal impact on the City.

Attachments

Retainer Agreement

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/22/2021 03:30 PM

Form Started By: Tanya Earley
Started On: 11/22/2021 11:17 AM
Final Approval Date: 11/22/2021

CITY OF FORT PIERCE LIEN FORECLOSURE ATORNEY RETAINER AGREEMENT

The City of Fort Pierce City Commission has approved Matthew D. Weidner, Esq. and his firm, Matthew D. Weidner, PA, (hereinafter collectively called "Weidner" or "Attorney") as outside counsel under the supervision of the City Attorney for the limited purposes set forth herein and no other purpose. All communication with the City by the Attorney related to the matters herein shall be through the City Attorney, designated Assistant City Attorney, or with any employee designated by the City Attorney. In consideration of the legal services to be rendered by Attorney for any claims that his Client, the City of Fort Pierce, (hereinafter called the "Client" or "City") may have related to the collection of code enforcement, lot clearing, demolition, or any other kind of liens (hereinafter these may also be referred to collectively as "cases") which will be assigned to Attorney in writing by the City Attorney, the parties agree to the following terms:

1. The City Attorney or her designee will assign cases to Weidner which are suggested as appropriate for foreclosure and collection of amounts owed to the City. Weidner will carefully review each case for appropriateness and may accept or reject any case for further pursuit for any reason or no reason whatsoever. Likewise, the City Attorney may rescind the assignment of any case at any time at which time Weidner shall deliver a copy of the complete file to the City Attorney and take no further action in representing the Client related to that case (costs, expenses, and fees shall be handled as later set forth in this Agreement).

2. As and for his compensation for such lien collection work, Weidner will receive:

25% of any net recovery by the City if a compromise or settlement is reached without filing of suit;
33 1/3% of any recovery after suit is filed and until such time as an Answer is filed or Summary Judgment is entered;
40 % of any recover after an answer is filed and the matter is not disposed of by Summary Judgment; or
Any fees awarded by the court or agreed to by opposing parties, whichever is greater.

3. Weidner will make a demand for payment of attorney's fees and costs in all cases in which they may be awarded. Attorney shall be entitled to any such fees awarded by the court or agreed to

by opposing parties for each case assigned to Attorney. In any case in which a foreclosure action is filed by Attorney and the City obtains title to the property, but court-awarded or settlement fees are not available, Attorney shall be entitled to recover those attorney's fees awarded by the court in addition to actual costs as awarded by the court. It is agreed that attorney may record a lien against any property subject to foreclosure to secure payment for such fees.

4. Weidner will advance all costs and expenses which are related to litigation including filing fees, title search, service of process and other costs or expenses which are necessary in pursuit of the case. In the case of a foreclosure final judgment, the Attorney will provide details of all costs and expenses incurred to the court and seek to have all costs and expenses incorporated into any final judgment entered by the court. It is expected that any case brought to foreclosure auction should include recovery of any compensable costs and expenses recoverable by the client after issuance of the final judgment. Weidner will coordinate the City's participation in bidding in any foreclosure auction. After every public auction, Attorney will provide a written invoice to the City Attorney which will detail the results of the public auction and which shall include a check from the public auction, if any, along with a copy of the final judgment showing all costs and expenses awarded. This written invoice will serve as Weidner's request for payment, which invoice will be paid in a timely manner by city.

5. The Client acknowledges that the Attorney has explained that the Client could bear Defendant costs and attorney's fees if the Defendant prevails. An example of this outcome would be if liens the Client has directed Attorney to foreclosure have already been paid or satisfied.

6. The Client agrees not to compromise any claim which has been forwarded to Attorney without the Attorney's consent and the Attorney is not authorized to compromise any claim without the Client's consent.

7. Attorney agrees and acknowledges that there may be certain issues that arise in a case that, while not essential to resolution of the foreclosure action, may address important collateral issues that the Client wishes to address before the courts. The Attorney agrees to work with the City

Attorney's office to identify such issues and allocate responsibility for handling such issues when they arise.

8. The undersigned Client has, before signing this Agreement, received and read the Statement of Client's Rights, and understands each of the rights set forth therein. The undersigned Client has signed the Statement and this Agreement and received signed copies to keep and to refer to while being represented by the undersigned Attorney.

9. This Agreement may be terminated by Client at any time by written notification to the Attorney. If terminated within 3 business days of the date the Agreement was signed, as shown below, the Client shall not be obligated to pay any fees to the Attorney for any work performed during that time. If terminated after three business days, the Client and the Attorney shall discuss the status of each case and, after reviewing the factors for attorney's fees set forth above, the Client in its' sole discretion shall determine whether to pay Attorney any attorney's fees and the amount thereof. Attorney may terminate this representation after providing reasonable notice to the City in writing and shall not be entitled to any attorney's fees for any work. If the Attorney has paid any approved costs or expenses in the representation of the Client in any case, the Attorney is entitled to be reimbursed for such amounts that the Attorney has reasonably advanced on behalf of the Client.

10. Non appropriation. The obligations of the City as to any funding required pursuant to this Agreement shall be limited to an obligation in any given year to budget, appropriate and pay from legally available funds, after monies for essential City services have been budgeted and appropriated, sufficient monies for the funding that is required during that year. Notwithstanding the foregoing, the City shall not be prohibited from pledging any legally available non-ad valorem revenues for any obligations heretofore or hereafter incurred, which pledge shall be prior and superior to any obligation of the City pursuant to this Agreement.

11. Attorney shall comply with all applicable federal, state, and local laws, ordinances, rules and regulations, the federal and state constitutions, and orders and decrees of any lawful authorities having jurisdiction over the matter at issue including but not limited to Florida Public Records laws

(e.g., Chapter 119, Florida Statutes, and specifically Chapter 119.0701(2)(a)-(d)). In the event that Attorney receives a public records request pursuant to Chapter 119, Florida Statutes, Attorney shall immediately notify the City Attorney's Office in writing. Attorney shall obtain written approval from the City Attorney's Office prior to releasing or disclosing public records because exemptions may apply. Attorney shall also comply with instructions of the City Attorney's Office and all City policies and procedures regarding public records. The Attorney shall retain all records maintained by Attorneys for each case and make them available to Clients within three (3) days of request.

By execution of this Agreement, the parties agree to be bound be the terms and conditions as set forth herein.

CITY OF FORT PIERCE 100 S. US Highway 1 Fort Pierce FL 34950	MATTHEW WEIDNER, ESQ. 250 Mirror Lake Dr N St. Petersburg FL 33701
Date: _____	Date:_____

STATEMENT OF CLIENT'S RIGHTS

Before you, the prospective client, arrange a contingent fee agreement with a lawyer, you should understand this statement of your rights as a client. This statement is not a part of the actual contract between you and your lawyer, but, as a prospective client, you should be aware of these rights:

1. There is no legal requirement that a lawyer charge a client a set fee or a percentage of money recovered in a case. You, the client, have the right to talk with your lawyer about the proposed fee and to bargain about the rate or percentage as in any other contract. If you do not reach an agreement with one lawyer, you may talk with other lawyers.

2. Any contingent fee contract must be in writing and you have three (3) business days to reconsider the contract. You may cancel the contract without any reason if you notify your lawyer in writing within three (3) business days of signing the contract. If you withdraw from the contract within the first three (3) business days, you do not owe the lawyer a fee although you may be responsible for the lawyer's actual costs during that time. If your lawyer begins to represent you, your lawyer may not withdraw from the case without giving you notice, delivering necessary papers to you, and allowing you time to employ another lawyer. Often, your lawyer must obtain Court approval before withdrawing from a case. If you discharge your lawyer without a good cause after the three-day period, you may have to pay a fee for work the lawyer has done.

3. Before hiring a lawyer, you, the client, have the right to know about the lawyer's education, training and experience. If you ask, the lawyer should tell you specifically about the lawyer's actual experience dealing with cases similar to yours. If you ask, the lawyer should provide information about special training or knowledge and give you this information in writing if you request it.

4. Before signing a contingent fee contract with you, a lawyer must advise you whether the lawyer intends to handle your case alone or whether other lawyers will be helping with the case. If your lawyer intends to refer the case to other lawyers, the lawyer should tell you what kind of fee sharing arrangement will be made with the other lawyers. If lawyers from different law firms will represent you, at least one lawyer from each law firm must sign the contingent fee contract.

5. If your lawyer intends to refer your case to another lawyer or counsel with other lawyers, your lawyer should tell you about that at the beginning. If your lawyer takes the case and later decides to refer it to another lawyer or to associate with other lawyers, you should sign a new contract that includes the new lawyers. You, the client, also have the right to consult with each lawyer working on your case and each lawyer is legally responsible to represent your interests and is legally responsible for the acts of the other lawyers involved in the case.

6. You, the client, have the right to know in advance how you will need to pay the expenses and the legal fees at the end of the case. If you pay a deposit in advance for costs, you may ask reasonable questions about how the money will be or has been spent and how much of it remains unspent. Your lawyer should give a reasonable estimate about future necessary costs. If your lawyer agrees to lend or advance you money to prepare or research the case, you have the right to know periodically how much money your lawyer has spent on your behalf. You also have the right to decide, after consulting with your lawyer, how much money is to be spent to prepare a case. If you pay the expenses, you have the right to decide how much to spend. Your lawyer should also inform you whether the fee will be based on the gross amount recovered or on the amount recovered minus the costs.

7. You, the client, have the right to be told by your lawyer about possible adverse consequences if you lose the case. Those adverse consequences might include money that you might have to pay to your lawyer for costs, and liability you might have for attorney's fees to the other side.

8. You, the client, have the right to receive and approve a closing statement at the end of the case before you pay any money. The statement must list all of the financial details of the entire case, including the amount recovered, all expenses, and a precise statement of your lawyer's fee. Until you approve the closing statement, you need not pay any money to anyone including your lawyer. You also have the right to have every lawyer or law firm working on your case sign this closing statement.

9. You, the client, have the right to ask your lawyer at reasonable intervals how the case is progressing and to have these questions answered to the best of your lawyer's ability.

10. You, the client, have the right to make the final decision regarding settlement of a case. Your lawyer must notify you of all offers of settlement before and after the trial. Offers during the trial must be immediately communicated and you should consult with your lawyer regarding whether to accept a settlement. However, you must make the final decision to accept or reject a settlement.

11. If at any time, you, the client, believe that your lawyer has charged an excessive or illegal fee you have the right to report the matter to The Florida Bar, the agency that oversees the practice and behavior of all lawyers in Florida. For information on how to reach The Florida Bar, call 1-850-561-5600 or contact the local bar association. Any disagreement between you and your lawyer about a fee can be taken to Court and you may wish to hire another lawyer to help you resolve this disagreement. Usually fee disputes must be handled in a separate lawsuit.

CITY OF FORT PIERCE	MATTHEW WEIDNER, ESQ.
100 N US Highway 1	250 Mirror Lake Dr N
Fort Pierce FL 34950	St. Petersburg FL 33701

City Commission Regular Meeting - 6:00 pm **11. i.**

Meeting Date: 12/06/2021

Re:

SUBJECT:

Approval of Letter to St. Lucie County Commissioners as a follow-up to the Joint Meeting of November 18, 2021.

Attachments

Letter

Form Review

Form Started By: Linda Cox Started On: 12/01/2021 09:01 AM

Final Approval Date: 12/01/2021

THE SUNRISE CITY
FORT PIERCE
OFFICE OF THE MAYOR
AND CITY COMMISSION
Florida

December 6, 2021

Board of County Commissioners
St. Lucie County
2300 Virginia Avenue
Fort Pierce, FL 34982

Dear Commissioners:

We appreciate your hosting our recent joint meeting of November 18, 2021. The information prepared by your staff and ours was extensive and comprehensive. The City of Fort Pierce would like to follow up on the most important topics discussed.

Regarding the Port of Fort Pierce, the city will proceed with the many necessary steps to accomplish the proposed changes in zoning and future land use. We will move as rapidly as possible with all the necessary input from the public.

Regarding annexation, our city will consider the offer of the Treasure Coast Regional Planning Commission to assist both our jurisdictions in an annexation strategy that is fair to both St. Lucie County and the City of Fort Pierce. The County proposed consideration of the transfer of twelve roads with 100% of property in Fort Pierce, following evaluation and improvements by the county (August 23, 2021 letter from County Administrator Tipton to city engineer Jack Andrews). St. Lucie County approval of this proposal depends upon the costs of such improvements.

Regarding Delaware Avenue, the underlying ROW belongs to the County, and per our 1982 agreement, the County is responsible for the maintenance of the road bed, bridges, curbs, culverts, drainage pipes; the City is responsible for the maintenance of the landscaped medians, traffic signals, traffic signs, sidewalks, streetlights, pavement markings, on-street parking and landscaping from U.S 1 to 33rd Street. There is general agreement that the most urgent need is to improve drainage and road conditions in the general area of St. Anastasia, from the 33rd Street intersection to the Hartman Road intersection. Since St. Anastasia is a school as well as a church, there was general agreement that sidewalks between 33rd and Hartman should be a priority. The City proposes a staff task force of St. Lucie County, the City of Fort Pierce, the St. Lucie Transportation Planning Organization and the Fort Pierce Utilities Authority to proceed expeditiously and collaboratively to immediately address the drainage, road conditions and sidewalks on Delaware, between 33rd and Hartman Road.

100 NORTH US 1, FORT PIERCE, FLORIDA 34950 ▪ CITYOFFORTPIERCE.COM ▪ TEL: 772.467.3065 ▪ FAX: 772.467.3841

Regarding Indian River Drive, the underlying ROW belongs to St. Lucie County, with shared maintenance responsibilities similar to Delaware Avenue with the City of Fort Pierce. St. Lucie County is planning major safety improvements between Walton and Midway Roads. St. Lucie County may enact a 25 miles per hour (mph) speed limit on Indian River Drive. The city is planning safety improvements as per our maintenance agreement with St. Lucie County and also agrees to consider 25 mph on the city portion.

In closing, the City of Fort Pierce stands ready to be a trusted and trusting partner in the many projects where collaboration with St. Lucie County is required. Our City staff is expected to provide excellent service at all times. We expect staff communication or performance problems will be reported to appropriate management of St. Lucie County or City of Fort Pierce. Of course, we welcome any information from St. Lucie County Commissioners that will improve the success of our joint ventures.

Sincerely,

Linda Hudson, Mayor
City of Fort Pierce

cc: City Commissioners

City Commission Regular Meeting - 6:00 pm **12. a.**

Meeting Date: 12/06/2021

Re: Public Hearing - 2020 CAPER

Submitted For: Sheila Wise, Reporting and Grants Specialist, Finance Department

SUBJECT:

2020 Consolidated Annual Performance and Evaluation Report (CAPER) Public Hearing

SUMMARY:

As required by the Department of Housing and Urban (HUD), recipients of the Community Development Block Grant (CDBG) funding must report on program accomplishments and expenditures and must provide a draft of the CAPER for the public's review, as well as hold a Public Hearing for citizen comment. This Public Hearing is for the 2020 CAPER, which will also be made available on the City's website https://www.cityoffortpierce.com/356/Streaming-Video.

RECOMMENDATION:

Allow Public Comment on the 2020 CAPER

ALTERNATIVES:

Do not allow Public Comment on the 2020 CAPER

RESPONSIBLE STAFF:

Brittany Bennett, Grants Administration Manager

COORDINATED WITH:

Grants Administration

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: 2020-2021

OTHER INFORMATION:

Public Hearing required in order to secure funding

Attachments

2020 CAPER PUBLIC NOTICE

Presentation

Form Review

Inbox	Reviewed By	Date

Finance Department	Johnna Morris	11/23/2021 11:11 AM
City Manager	Nick Mimms	11/27/2021 07:51 AM
Form Started By: Sheila Wise		Started On: 10/22/2021 09:35 AM
Final Approval Date: 11/27/2021		

PART I: SUMMARY OF CDBG RESOURCES	
01 UNEXPENDED CDBG FUNDS AT END OF PREVIOUS PROGRAM YEAR	1,126,982.75
02 ENTITLEMENT GRANT	559,327.00
03 SURPLUS URBAN RENEWAL	0.00
04 SECTION 108 GUARANTEED LOAN FUNDS	0.00
05 CURRENT YEAR PROGRAM INCOME	0.00
05a CURRENT YEAR SECTION 108 PROGRAM INCOME (FOR SI TYPE)	0.00
06 FUNDS RETURNED TO THE LINE-OF-CREDIT	0.00
06a FUNDS RETURNED TO THE LOCAL CDBG ACCOUNT	0.00
07 ADJUSTMENT TO COMPUTE TOTAL AVAILABLE	0.00
08 TOTAL AVAILABLE (SUM, LINES 01-07)	1,686,309.75
PART II: SUMMARY OF CDBG EXPENDITURES	
09 DISBURSEMENTS OTHER THAN SECTION 108 REPAYMENTS AND PLANNING/ADMINISTRATION	311,282.44
10 ADJUSTMENT TO COMPUTE TOTAL AMOUNT SUBJECT TO LOW/MOD BENEFIT	0.00
11 AMOUNT SUBJECT TO LOW/MOD BENEFIT (LINE 09 + LINE 10)	311,282.44
12 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION	298,374.31
13 DISBURSED IN IDIS FOR SECTION 108 REPAYMENTS	0.00
14 ADJUSTMENT TO COMPUTE TOTAL EXPENDITURES	0.00
15 TOTAL EXPENDITURES (SUM, LINES 11-14)	609,656.75
16 UNEXPENDED BALANCE (LINE 08 - LINE 15)	1,076,653.00
PART III: LOWMOD BENEFIT THIS REPORTING PERIOD	
17 EXPENDED FOR LOW/MOD HOUSING IN SPECIAL AREAS	0.00
18 EXPENDED FOR LOW/MOD MULTI-UNIT HOUSING	0.00
19 DISBURSED FOR OTHER LOW/MOD ACTIVITIES	311,282.44
20 ADJUSTMENT TO COMPUTE TOTAL LOW/MOD CREDIT	0.00
21 TOTAL LOW/MOD CREDIT (SUM, LINES 17-20)	311,282.44
22 PERCENT LOW/MOD CREDIT (LINE 21/LINE 11)	100.00%
LOW/MOD BENEFIT FOR MULTI-YEAR CERTIFICATIONS	
23 PROGRAM YEARS(PY) COVERED IN CERTIFICATION	PY: PY: PY:
24 CUMULATIVE NET EXPENDITURES SUBJECT TO LOW/MOD BENEFIT CALCULATION	0.00
25 CUMULATIVE EXPENDITURES BENEFITING LOW/MOD PERSONS	0.00
26 PERCENT BENEFIT TO LOW/MOD PERSONS (LINE 25/LINE 24)	0.00%
PART IV: PUBLIC SERVICE (PS) CAP CALCULATIONS	
27 DISBURSED IN IDIS FOR PUBLIC SERVICES	27,002.97
28 PS UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR	145,517.99
29 PS UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR	92,520.96
30 ADJUSTMENT TO COMPUTE TOTAL PS OBLIGATIONS	0.00
31 TOTAL PS OBLIGATIONS (LINE 27 + LINE 28 - LINE 29 + LINE 30)	80,000.00
32 ENTITLEMENT GRANT	559,327.00
33 PRIOR YEAR PROGRAM INCOME	0.00
34 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PS CAP	0.00
35 TOTAL SUBJECT TO PS CAP (SUM, LINES 32-34)	559,327.00
36 PERCENT FUNDS OBLIGATED FOR PS ACTIVITIES (LINE 31/LINE 35)	14.30%
PART V: PLANNING AND ADMINISTRATION (PA) CAP	
37 DISBURSED IN IDIS FOR PLANNING/ADMINISTRATION	298,374.31
38 PA UNLIQUIDATED OBLIGATIONS AT END OF CURRENT PROGRAM YEAR	0.00
39 PA UNLIQUIDATED OBLIGATIONS AT END OF PREVIOUS PROGRAM YEAR	136,909.31
40 ADJUSTMENT TO COMPUTE TOTAL PA OBLIGATIONS	(50,000.00)
41 TOTAL PA OBLIGATIONS (LINE 37 + LINE 38 - LINE 39 +LINE 40)	111,465.00
42 ENTITLEMENT GRANT	559,327.00
43 CURRENT YEAR PROGRAM INCOME	0.00
44 ADJUSTMENT TO COMPUTE TOTAL SUBJECT TO PA CAP	0.00
45 TOTAL SUBJECT TO PA CAP (SUM, LINES 42-44)	559,327.00
46 PERCENT FUNDS OBLIGATED FOR PA ACTIVITIES (LINE 41/LINE 45)	19.93%

LINE 17 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 17

Report returned no data.

LINE 18 DETAIL: ACTIVITIES TO CONSIDER IN DETERMINING THE AMOUNT TO ENTER ON LINE 18

Report returned no data.

LINE 19 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 19

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	Drawn Amount
2016	6	938	6309916	Playground Equipment Purchase and Installation	03F	LMA	$23,940.00
2017	6	963	6309916	Public Facilities	03F	LMA	$15,143.50
2018	3	994	6309916	Public Facilities	03F	LMA	$3,958.52
					03F	Matrix Code	$43,042.02
2017	5	988	6309916	Public Service - Contingent	05D	LMC	$3,272.05
2018	2	993	6309916	Summer Camp and Art Camp	05D	LMC	$13,056.89
					05D	Matrix Code	$16,328.94
2018	1	991	6309916	January 2019 Annual Job Fair (2018 Program Year)	05H	LMA	$3,994.23
					05H	Matrix Code	$3,994.23
2017	5	964	6309916	Summer Jam Basketball Camp - 2018	05Z	LMA	$6,679.80
					05Z	Matrix Code	$6,679.80
2017	8	972	6309916	Promotion of Local Art and Cultural Heritage	07	LMA	$12,799.16
					07	Matrix Code	$12,799.16
2017	3	969	6309916	World Changers/Paint Our Town - Home Rehab	14A	LMH	$10,945.86
2018	4	995	6309916	Weatherization Program	14A	LMH	$20,000.00
2019	5	1015	6394906	Weatherization Program	14A	LMH	$20,000.00
					14A	Matrix Code	$50,945.86
2016	8	943	6309916	Commercial Facade Grants	14E	LMA	$5,000.00
					14E	Matrix Code	$5,000.00
2017	4	965	6309916	Marketing/Advertising for Small Businesses	18B	LMA	$2,492.43
2018	5	999	6309916	Lincoln Park Main Street - CBDO	18B	LMA	$25,000.00
2018	5	1000	6309916	Main Street Fort Pierce - CBDO	18B	LMA	$25,000.00
2019	6	1017	6394906	Main Street Fort Pierce - CBDO	18B	LMA	$50,000.00
2019	6	1024	6394906	Lincoln Park Main Street - CBDO	18B	LMA	$50,000.00
					18B	Matrix Code	$152,492.43
2018	7	989	6394547	Marketing/Advertising for Small Businesses	18C	LMCMC	$20,000.00
					18C	Matrix Code	$20,000.00
Total							$311,282.44

LINE 27 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 27

Plan Year	IDIS Project	IDIS Activity	Voucher Number	**Activity to prevent, prepare for, and respond to Coronavirus**	Activity Name	**Grant Number**	**Fund Type**	Matrix Code	National Objective	**Drawn Amount**
2017	5	988	6309916	No	Public Service - Contingent	B16MC120031	EN	05D	LMC	$368.96
2017	5	988	6309916	No	Public Service - Contingent	B17MC120031	EN	05D	LMC	$2,903.09
2018	2	993	6309916	No	Summer Camp and Art Camp	B18MC120031	EN	05D	LMC	$13,056.89
								05D	Matrix Code	$16,328.94
2018	1	991	6309916	No	January 2019 Annual Job Fair (2018 Program Year)	B18MC120031	EN	05H	LMA	$3,994.23
								05H	Matrix Code	$3,994.23
2017	5	964	6309916	No	Summer Jam Basketball Camp - 2018	B17MC120031	EN	05Z	LMA	$6,679.80
								05Z	Matrix Code	$6,679.80
				No	Activity to prevent, prepare for, and respond to Coronavirus					$27,002.97
Total										$27,002.97

LINE 37 DETAIL: ACTIVITIES INCLUDED IN THE COMPUTATION OF LINE 37

Plan Year	IDIS Project	IDIS Activity	Voucher Number	Activity Name	Matrix Code	National Objective	**Drawn Amount**
2017	1	962	6309916	Grant Administration	21A		$27,033.31
2018	6	1001	6309916	Program Administration	21A		$53,527.12
2018	6	1001	6394547	Program Administration	21A		$56,348.88
2019	1	1022	6394607	Grants Administration	21A		$161,465.00
					21A	Matrix Code	$298,374.31
Total							$298,374.31

CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER)

Public Hearing

December 6, 2021, 6:00 pm

City of Fort Pierce Grants Administration Division (GAD)

WHAT IS THE CAPER?

- Consolidated Annual Performance and Evaluation Report (CAPER) is the year end report which is an evaluation of the progress made in carrying out the community development programs and activities identified in the Annual Action Plan (AAP)
- The City of Fort Pierce uses the CAPER to inform the public on how entitlement funds have been expended
- Highlights successes in addressing its 5-year priorities and objectives contained in the 2016-2020 Consolidated Plan
- Details the progress in meeting the goals established in the AAP which covers the program year from October 1, 2019 – September 30, 2020
- Contains details on activities funded by the Community Development Block Grant (CDBG)
- Finally, the CAPER provides data on units completed, number and type of individuals assisted, dollar amounts expended, sources of funds used and other relevant data
- Due to the extraordinary circumstances encountered over the past year with COVID-19 protocols, HUD granted The City an extension of the CAPER submission due date.

PRIORTY NEEDS SERVED IN THE CONSOLIDATED PLAN

Priority Needs	Total Served	# of Projects
Economic Development	9	3
Public services	4,967	2
Public Facilities & Infrastructure	60,345	1
Owner-Occupied Housing Rehab	7	2
Neighborhood Revitalization	0	2

HIGHLIGHTS

The City of Fort Pierce expended $179,248 in CDBG funds on projects in the PY2020:

- Economic Development- Assisted 43 businesses during 2020 and 5 businesses with façade treatment and business building rehabilitation. Funding was also utilized to assist small businesses.
- House Rehab - Assisted 7 people with CDBG funds with housing rehab. This included a weatherization program and program to repaint houses.
- Public Services - Assisted 4,967 low-income people with youth and individuals seeking employment training, and food banks.
- Public Facilities and Infrastructure - Served an estimate of 60,345 people in low/moderate areas through activities.
- CARES Act Funding- Funded activities to prevent, prepare for and respond to the coronavirus. The City also provided COVID-19 testing coordination. These services had a citywide benefit. In PY 2020 The City expended $241,278 of CARES Act Funding.

World Changer's assist with painting a home of a resident

THANK YOU

- Thank you for attending the PY2020 CAPER Public Hearing. Please provide us with any comments or feedback that you may have.
  - Email at grantsadministration@cityoffortpierce.com
  - Call: 772-467-3161
- Draft of CAPER PY2020 on City of Fort Pierce Webpage

City Commission Regular Meeting - 6:00 pm **12. b.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation- 3420 and 3450 Sunrise Blvd - Ordinance No. 21-036 and 21-037

SUBJECT:

Legislative Hearing - Ordinance 21-036 - The subject application is a voluntary annexation of a parcel of land located at 3420 Sunrise Boulevard in Fort Pierce, Florida.SECOND READING

Legislative Hearing - Ordinance 21-037 - The subject application is a voluntary annexation of a parcel of land located at 3450 Sunrise Boulevard in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a compatible zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

Technical Review Committee
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a

Amount: n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort depending on the millage rate per year, which presently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification
Proof of Publication

Form Review

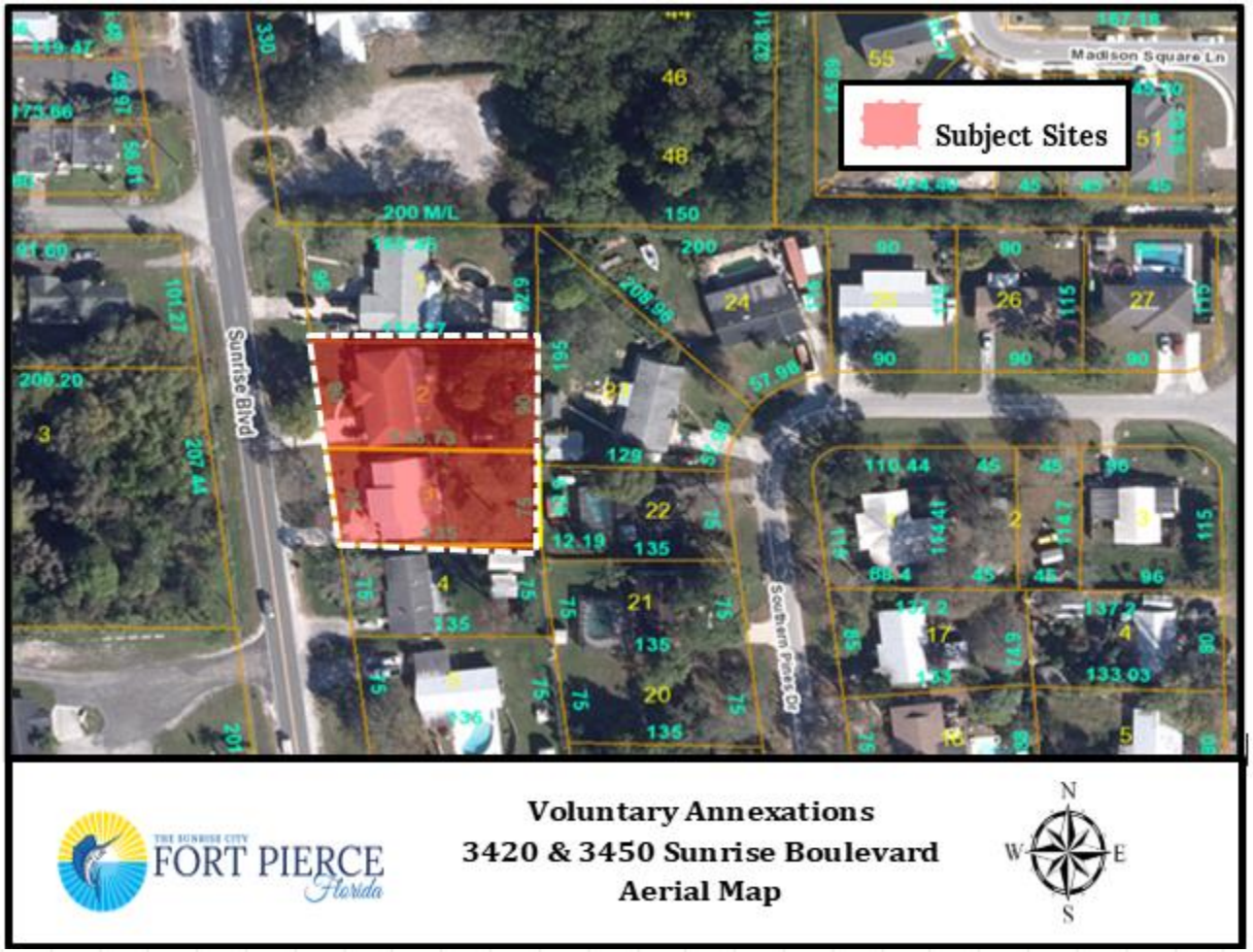
Form Started By: Linda Cox Started On: 11/16/2021 01:54 PM
Final Approval Date: 11/16/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

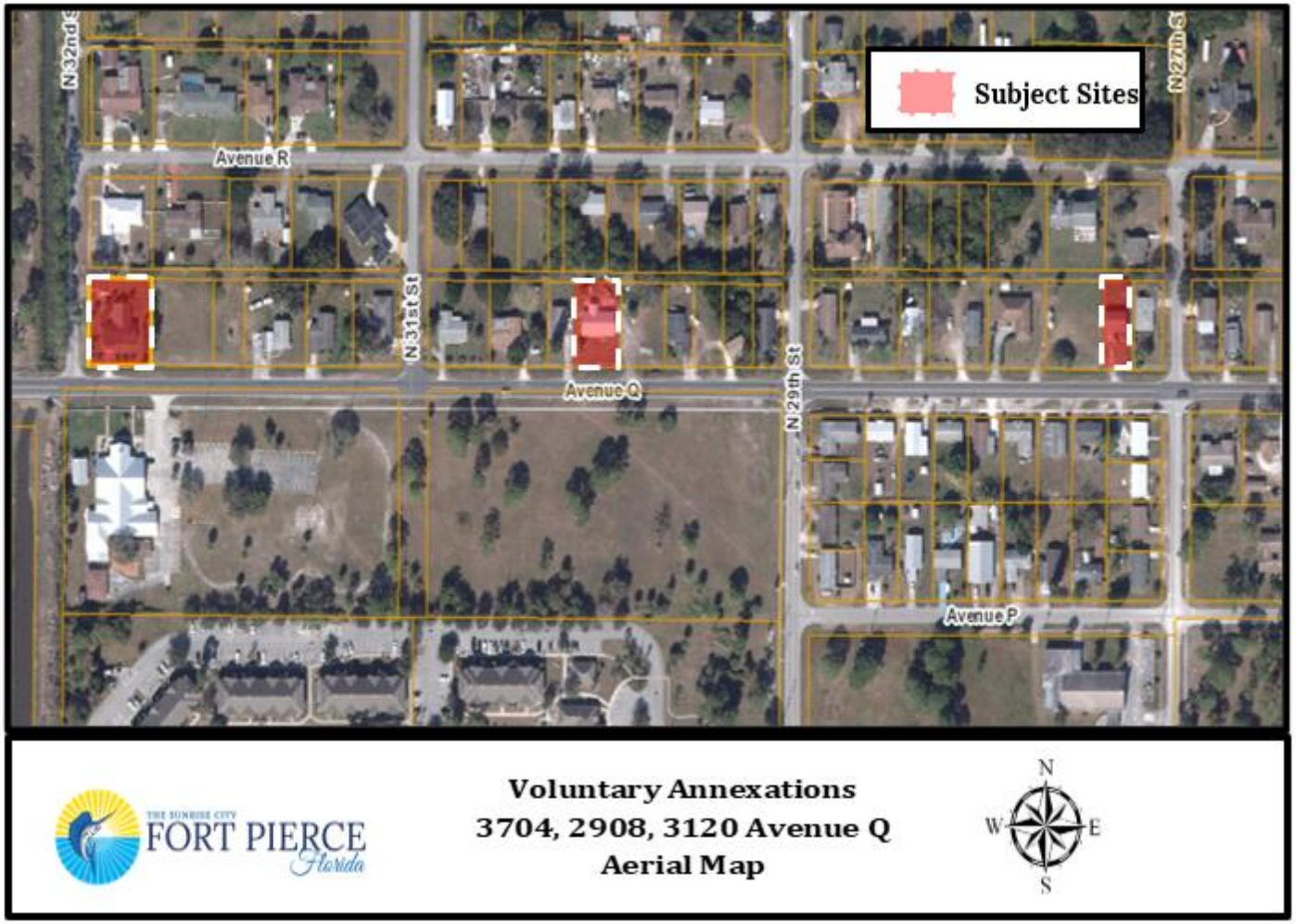
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



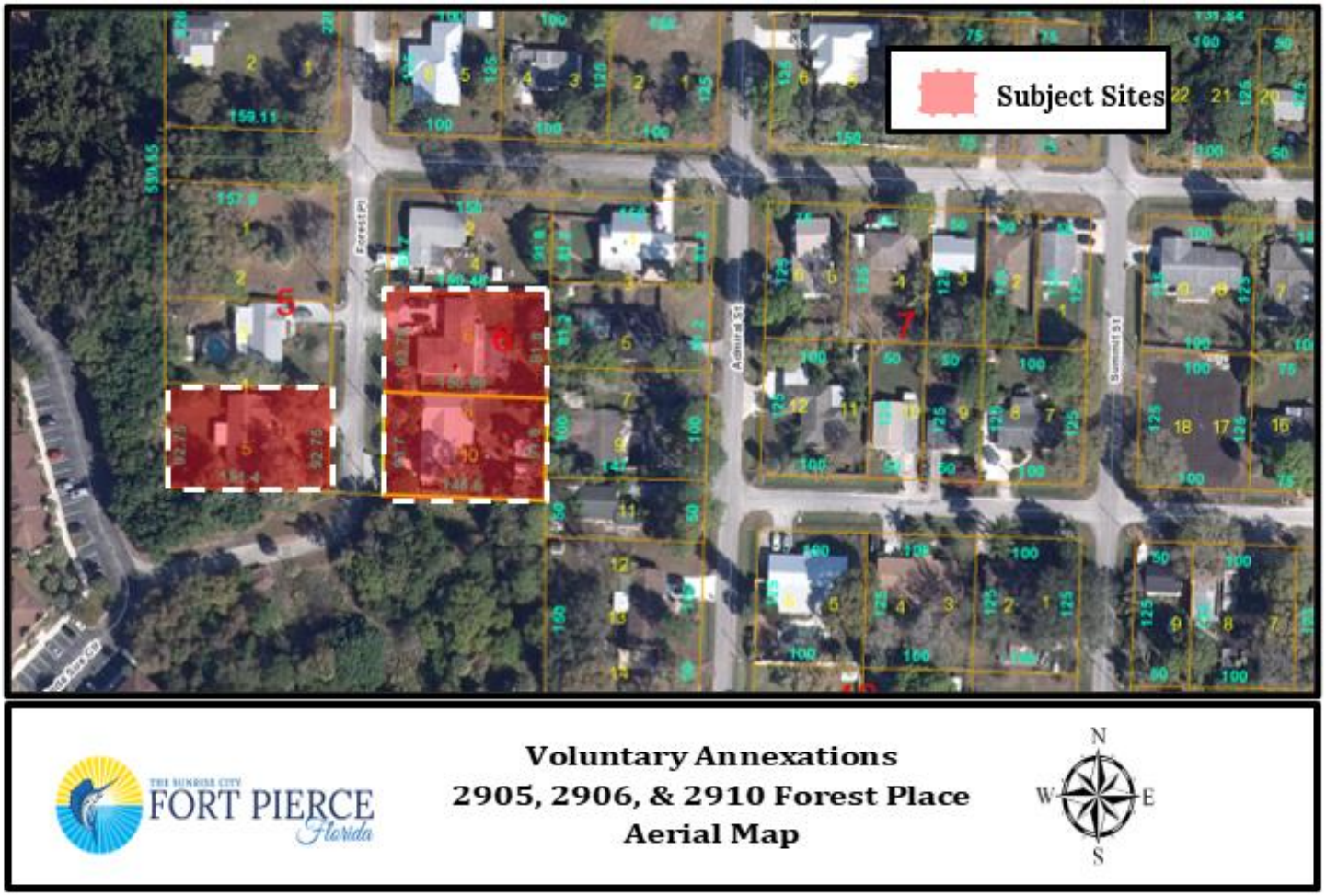
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

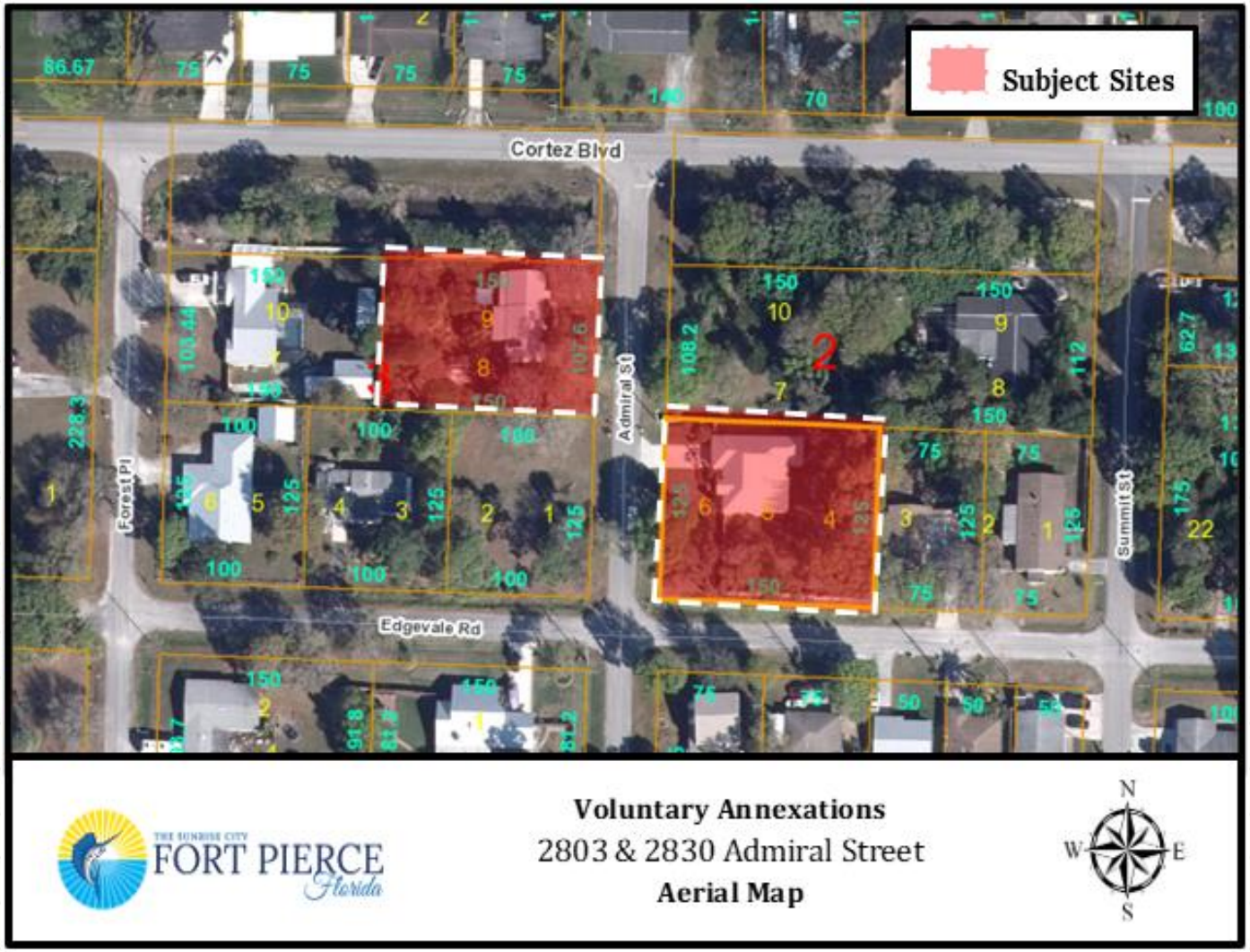


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

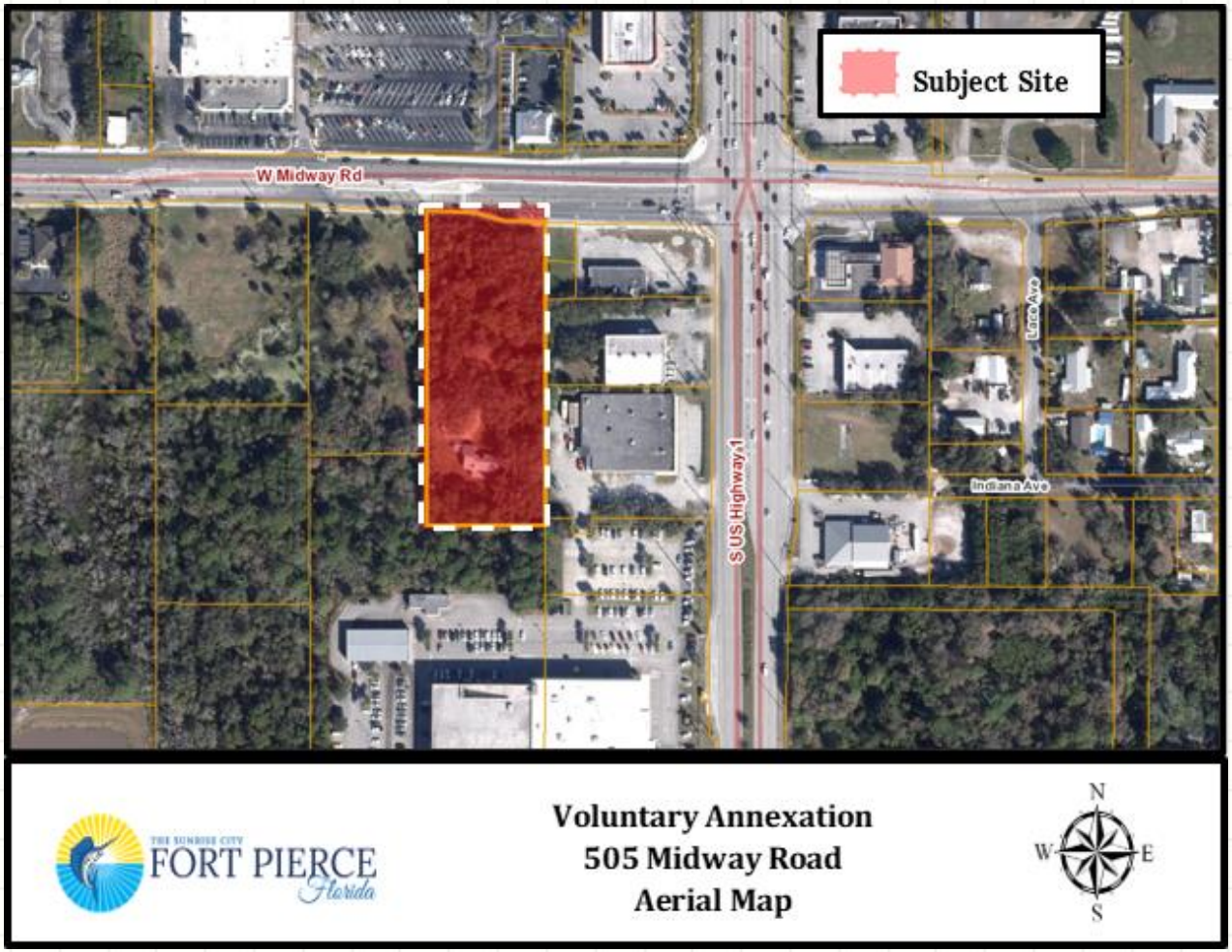
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



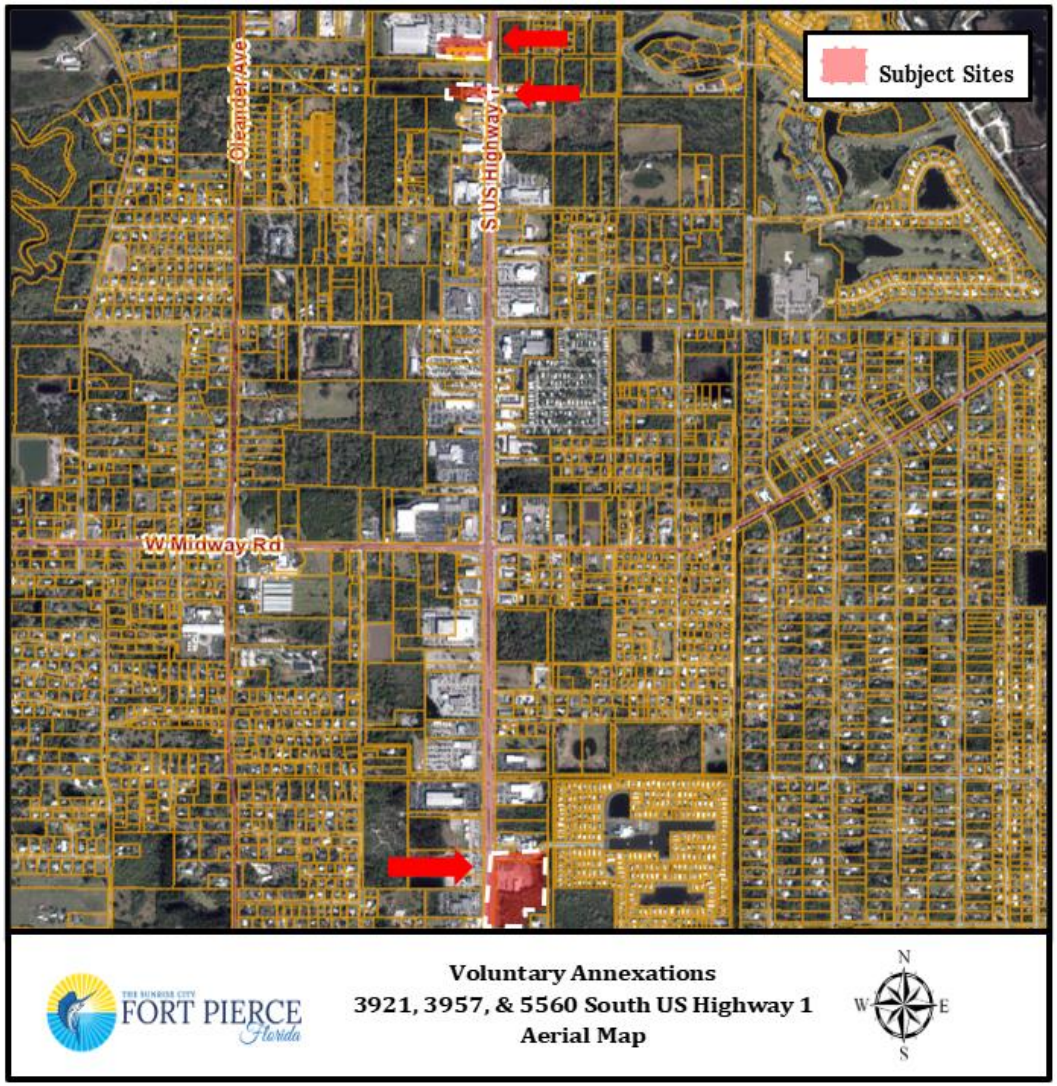
Annexation 13:

Ordinance No. 21-048



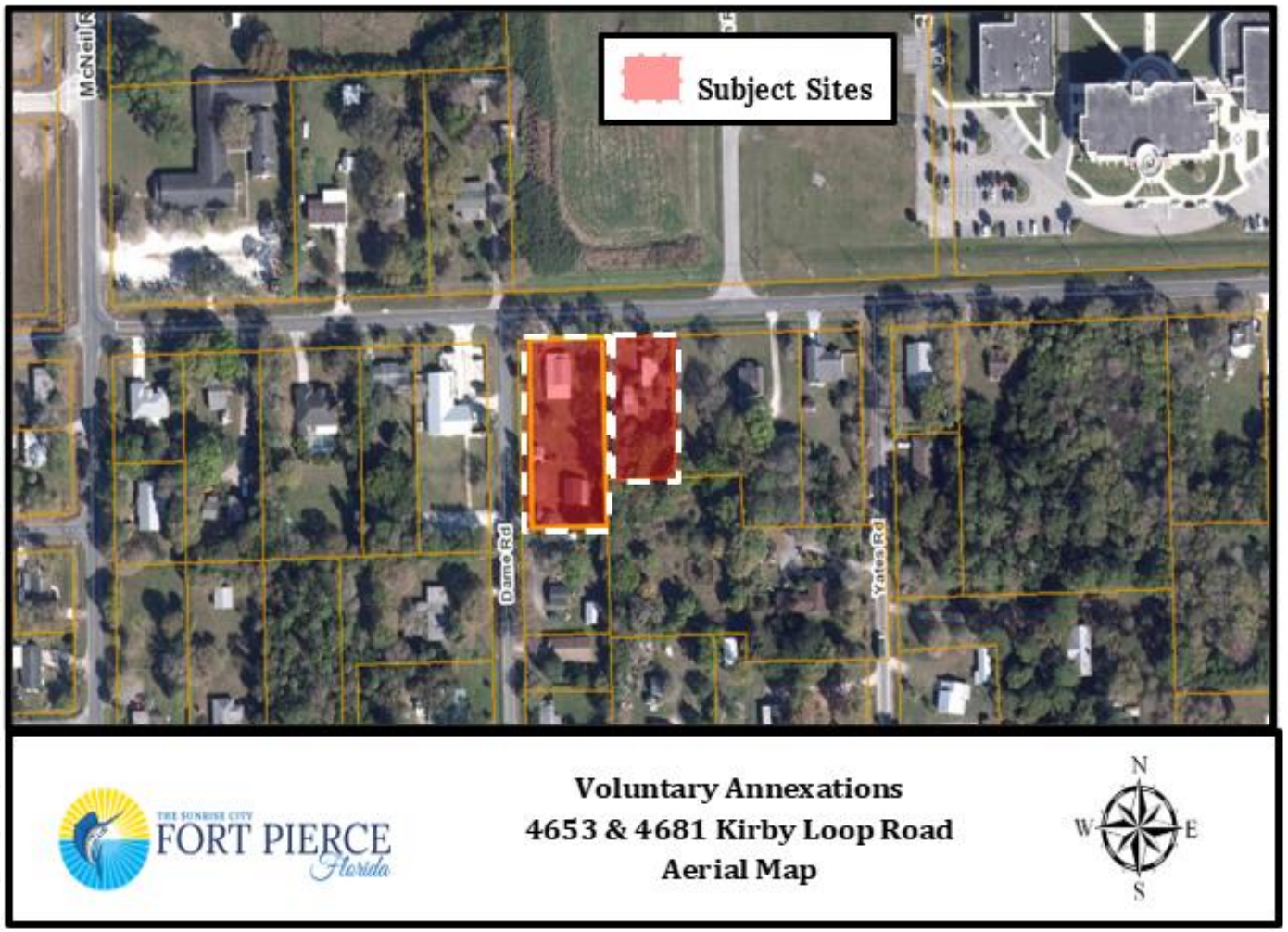
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

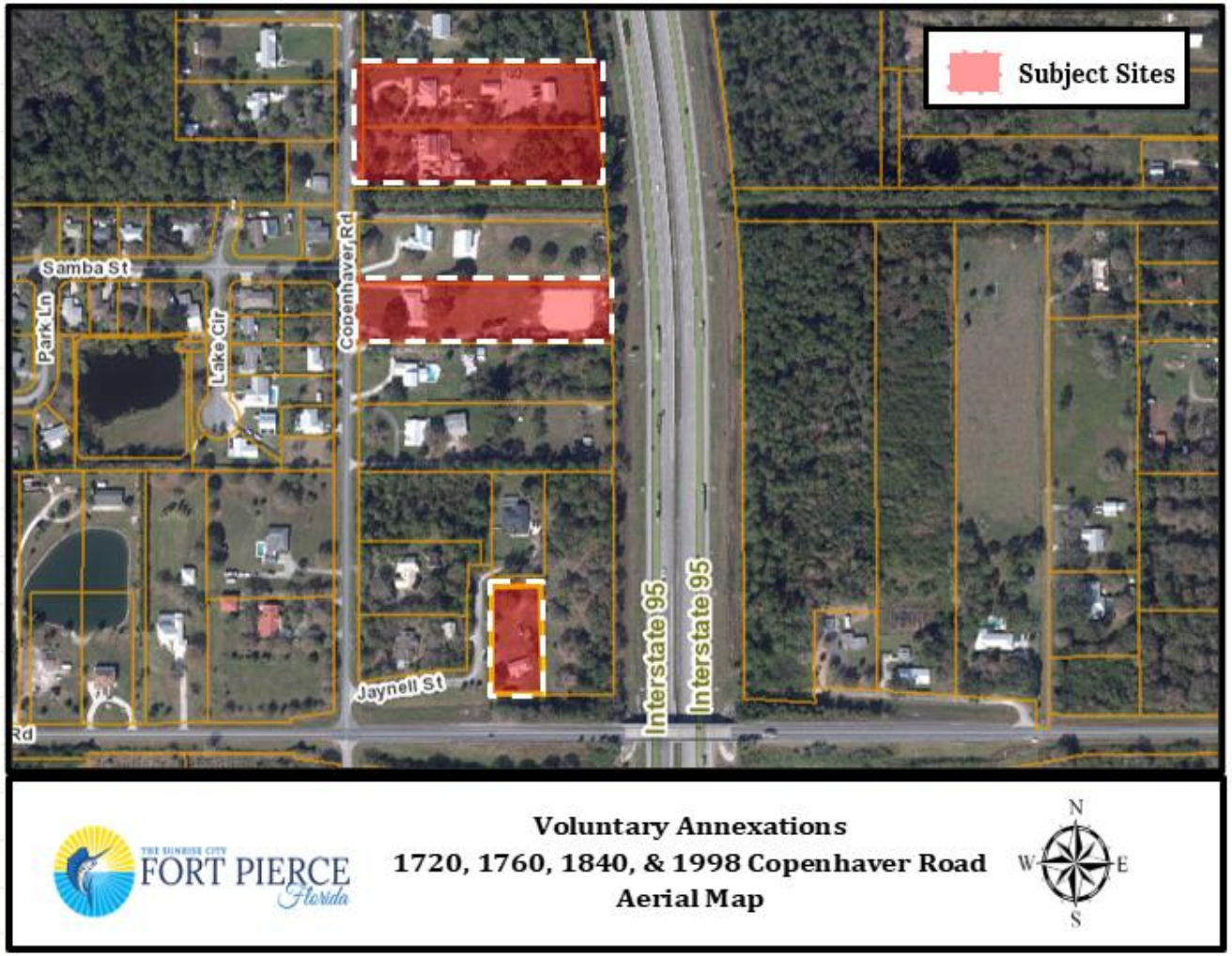


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

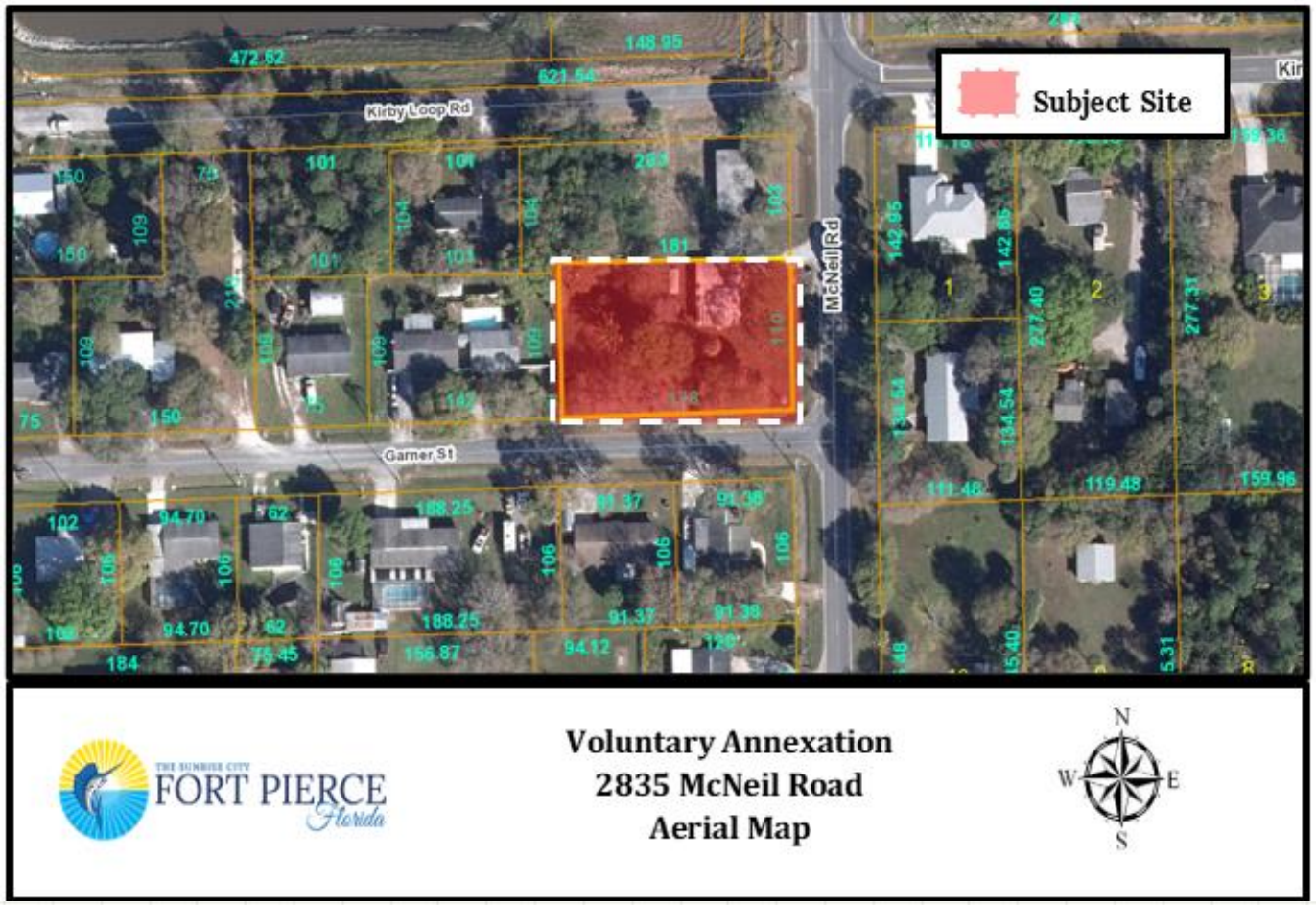
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



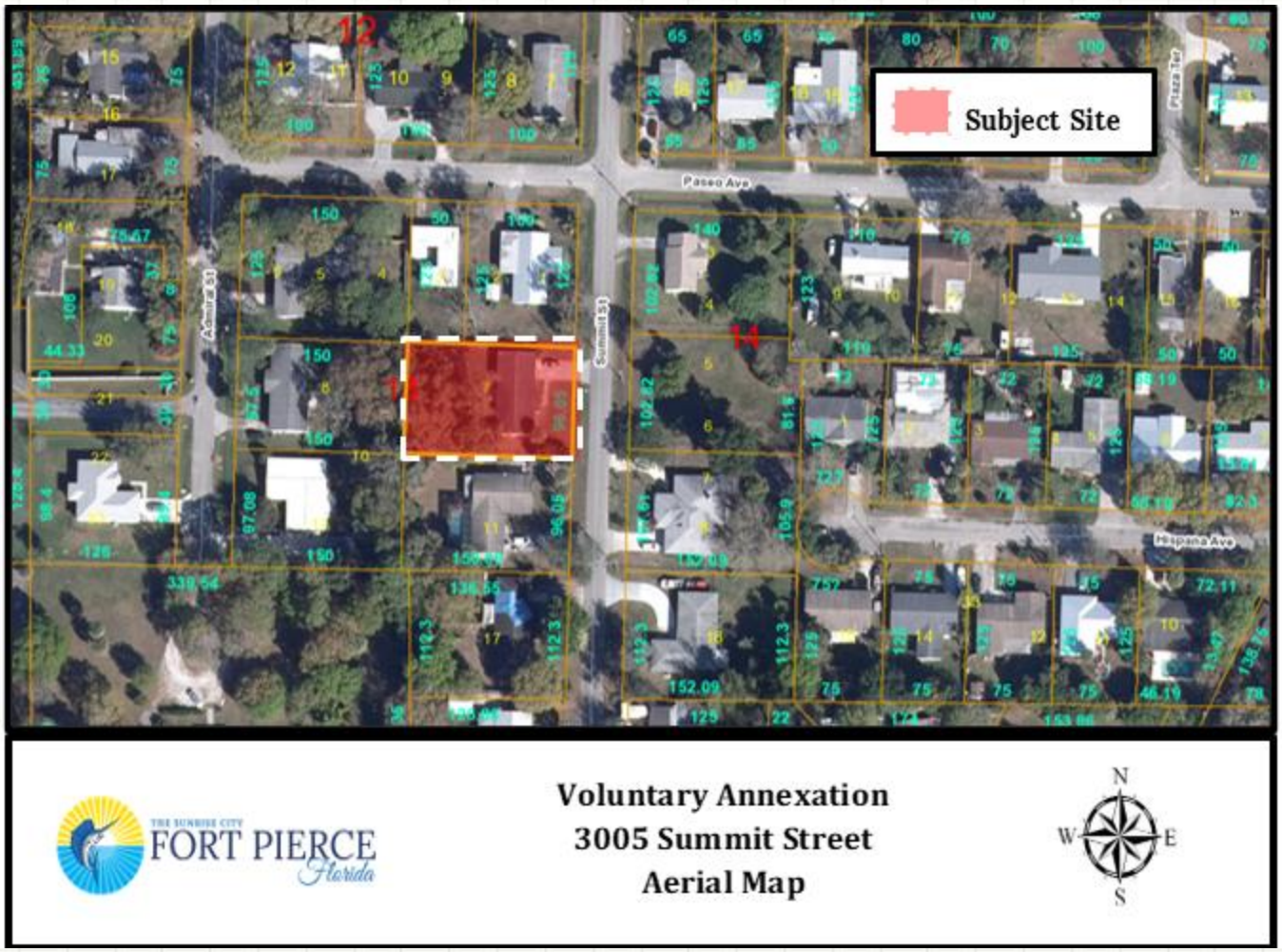
Annexation 25:

Ordinance No. 21-060



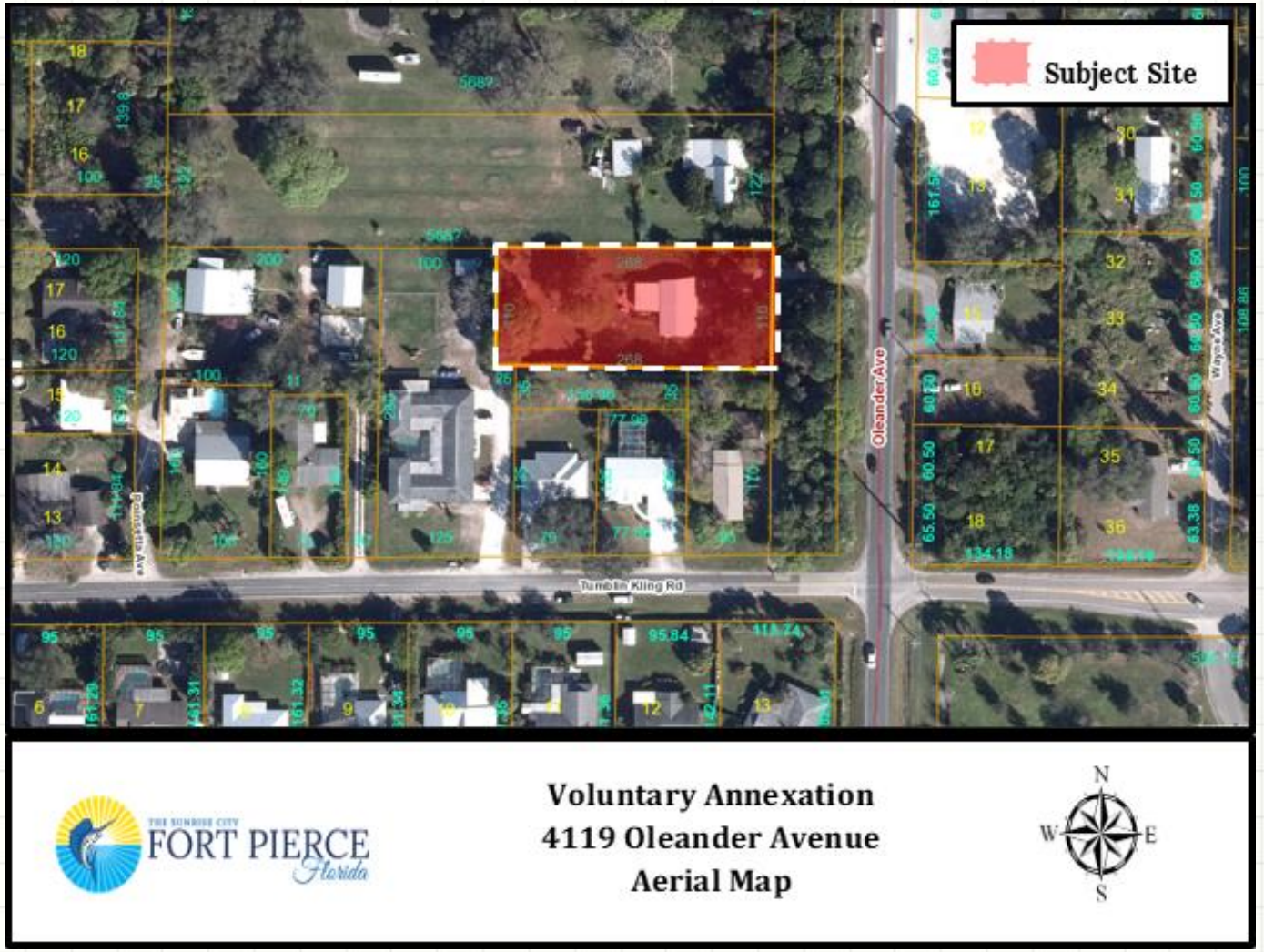
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **3420 and 3450 Sunrise Boulevard**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Victor L. Bell Jerline Bell Terri Holly 3420 Sunrise Boulevard Fort Pierce, FL 34982-6521 Vanessa E. Tillman 3450 Sunrise Boulevard Fort Pierce, FL 34982
Requested Action:	Approval of two (2) Voluntary Applications for Annexation
Site Locations:	3420 and 3450 Sunrise Boulevard in Fort Pierce, Florida
Parcel IDs:	2428-702-0043-000-8 and 2428-702-0044-000-5
Parcel Sizes:	0.31 and 0.24 acres
Current Future Land Use:	Residential Urban 5 du/ac (RU) (SLC)
Current Zoning:	Residential Single Family, 4 Dwelling Units/Acre (RS-4) (SLC)
Proposed Future Land Use:	Single Family Low Density (R-1) (FP)
Proposed Zoning:	Low Density Residential (RL) (FP)

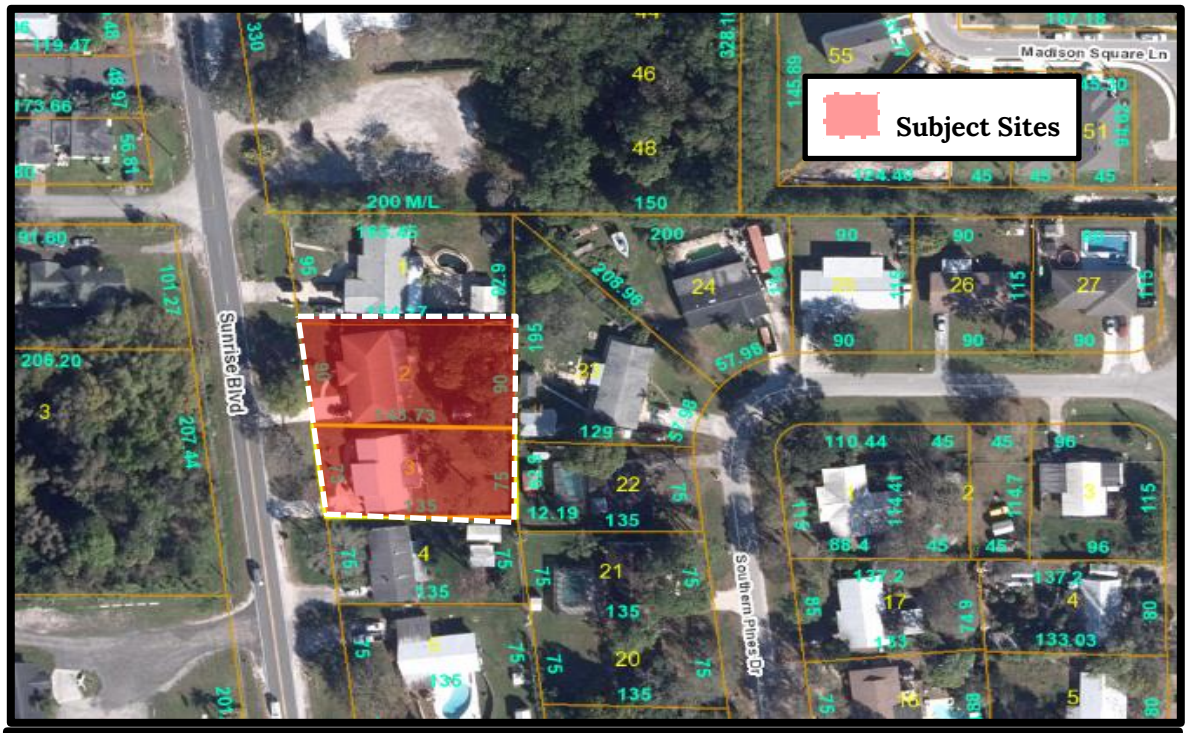
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RL (FP) / RU (SLC)	RU (SLC)	RU (SLC)	RU (SLC)
Surrounding Zoning:	R-1 (FP) / RS-4 (SLC)	RS-4 (SLC)	RS-4 (SLC)	AR-1 (SLC)

Staff Analysis:

Request

The subject application is a voluntary annexation of two (2) parcels located at 3420 and 3450 Sunrise Boulevard in Fort Pierce, Florida. The parcel IDs are 2428-702-0043-000-8 and 2428-702-0044-000-5, respectively.



THE SUNRISE CITY FORT PIERCE Florida

Voluntary Annexations
3420 & 3450 Sunrise Boulevard
Aerial Map

N W E S

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a compatible zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $24,500 & $0. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort depending on the millage rate per year, which presently is 6.9000. Currently, single-family homes are existing on the properties.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties to the north that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain

consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the subject two (2) annexations at 3420 and 3450 Sunrise Boulevard, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-036

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3420 SUNRISE BLVD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2428-702-0043-000-8

SUNRISE HOMESITES S/D BLK 3 LOT 2 (0.31 AC) (OR 249-2826; 3866-10)

Said property containing 0.31 acres, more or less, and being generally located at 3420 Sunrise Blvd in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-036 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

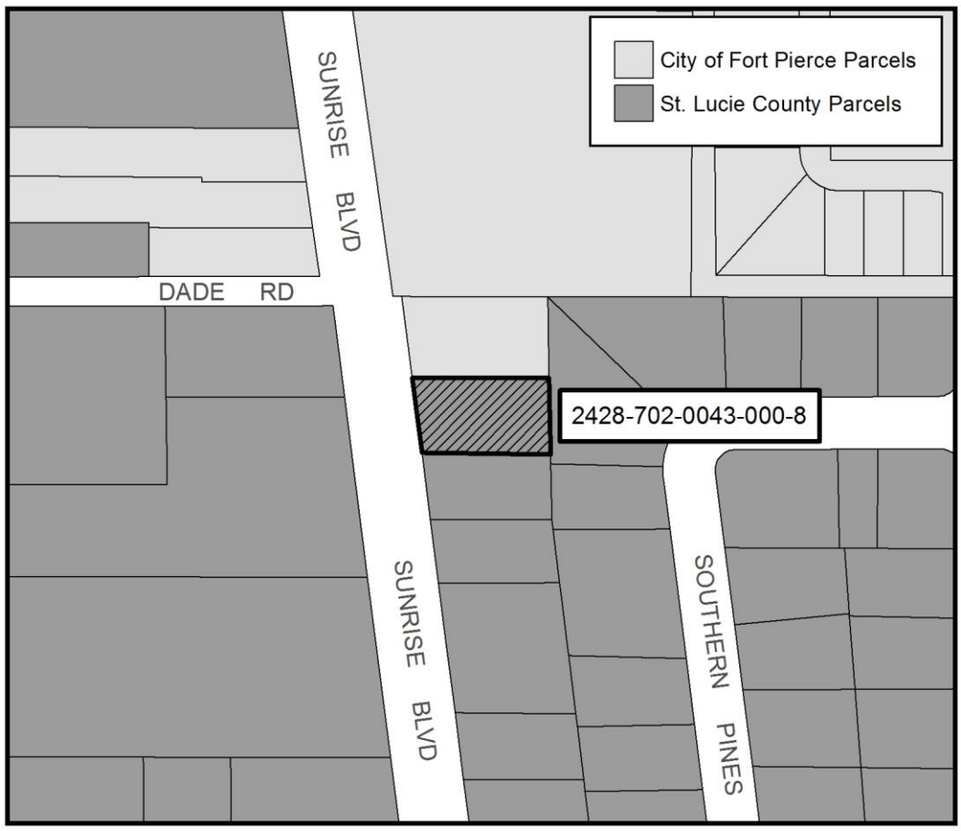
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

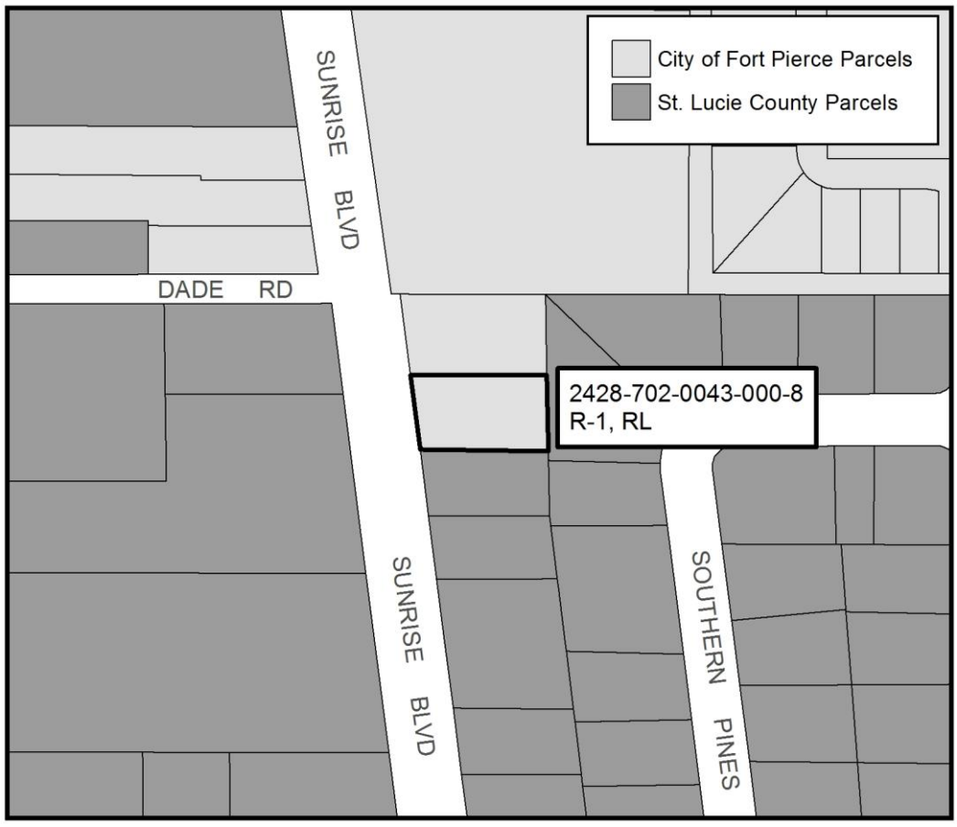
EXHIBIT A
Annexed Area & Legal Description



SUNRISE HOMESITES S/D BLK 3 LOT 2 (0.31 AC) (OR 249-2826; 3866-10)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4587886 OR BOOK 4290 PAGE 1, Recorded 07/01/2019 03:22:38 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2428-702-0043-000-8	**ANNEXATION AGREEMENT** **INDIVIDUAL** VICTOR AND JERLINE BELL, HUSBAND AND WIFE 3420 SUNRISE BOUELVARD FT. PIERCE, FLORIDA 34982 TERRI HOLLY, A SINGLE WOMAN 1723A MARINERS COVE FT. PIERCE, FLORIDA 34950
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	3420 SUNRISE BLVD., FT. PIERCE, FLORIDA 34982 Location Address 1723A MARINERS COVER, FT. PIERCE, FLORIDA 34950 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

SUNRISE HOMESITES S/D BLOCK 3 LOT 2, (0.31 AC) (OR 249-2826; 3866-10)

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 4290 PAGE 2

In Witness Whereof, I hereunto set my hand and seal this 7th day of February, ~~2018.~~ 2019.

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature
Rachel Regan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Witness Signature
Rachel Regan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Witness Signature
Rachel Regan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Victor L. Bell
Signature- Victor Bell, a married man

VICTOR L. BELL
Printed Signature

3420 Sunrise Blvd., Ft. Pierce, Florida 34982
Address

Jerline Bell
Signature: Jerline Bell, His Wife

Jerline Bell
Printed Signature

3420 Sunrise Blvd., Ft. Pierce, Florida 34982
Address

Terri L Holly
Signature: Terri Holly, a single woman

Terri L Holly
Printed Signature

1723A Mariners Cove Blvd., Ft. Pierce, Florida 34950
Address

STATE OF Florida
COUNTY OF St. Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Victor and Jerline Bell, husband and wife and Terry Holly, a single woman, in whose names the foregoing instrument was executed, and that they severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

Notary Public State of Florida
Tanya Rios
My Commission GG 158853
Expires 11/08/2021

Witness my hand and official Seal in the County and State last aforesaid this 7th day of February A.D. 2019.

Tanya
Notary Signature

DRAFT ORDINANCE NO. 21-037

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3450 SUNRISE BLVD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2428-702-0043-000-8

SUNRISE HOMESITES S/D BLK 3 LOT 2 (0.31 AC) (OR 249-2826; 3866-10)

Said property containing 0.31 acres, more or less, and being generally located at 3420 Sunrise Blvd in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

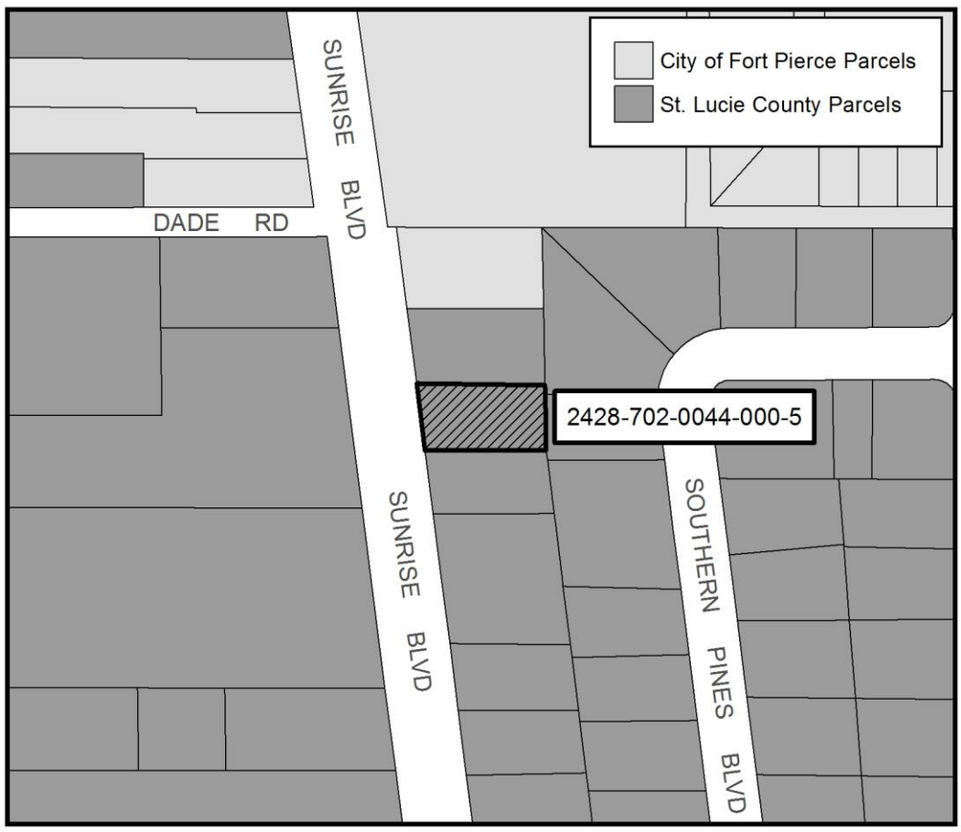
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

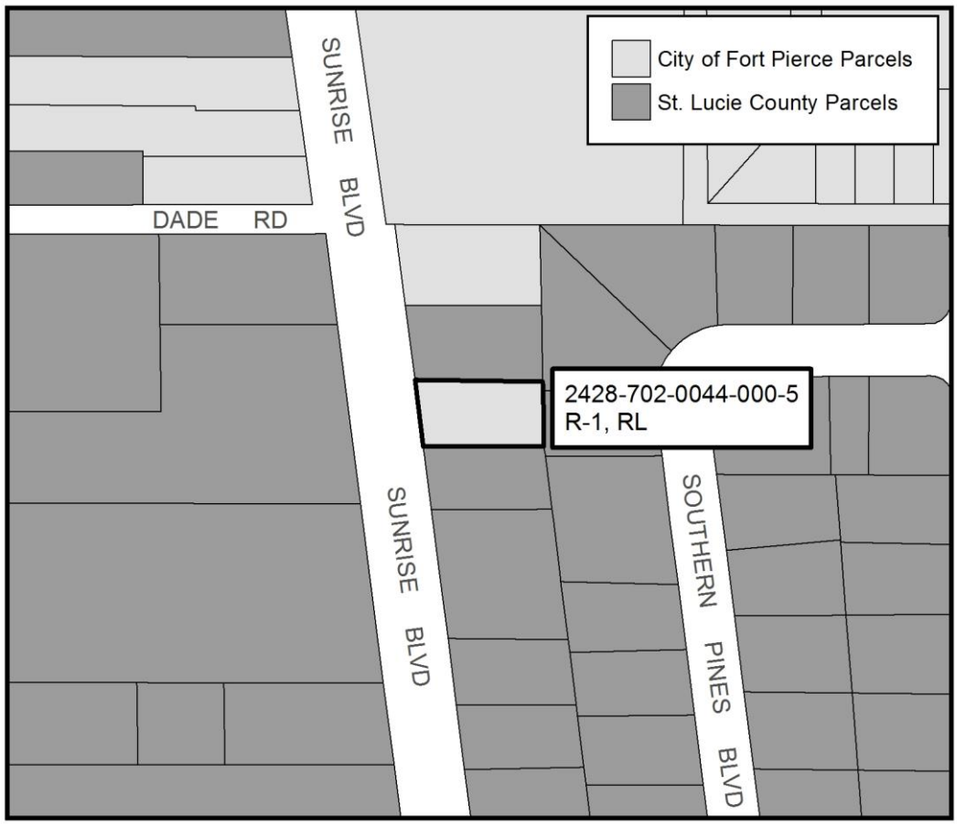
EXHIBIT A
Annexed Area & Legal Description



SUNRISE HOMESITES S/D BLK 3 LOT 2 (0.31 AC) (OR 249-2826; 3866-10)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3927461 OR BOOK 3606 PAGE 555, Recorded 02/24/2014 at 08:58 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2428-702-0044-000-5	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	3450 SUNRISE BOULEVARD, FORT PEIRCE, FLORIDA 34982 Location Address 3450 SUNRISE BOULEVARD, FORT PIERCE, FLORIDA 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

Lot 3, Block 3, SUNRISE HOMESITES SUBDIVISION, according to the Plat thereof, as recorded in Plat Book 13, Page 14, Public records of St. Lucie County, Florida.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 10TH day of FEB., 2014.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Rosalie Lavertu
Printed Witness Signature

Witness Signature

Amy Shevlin
Printed Witness Signature

Vanessa E. Tillman
Signature
Vanessa E. Tillman, a single adult
Printed Signature
3450 Sunrise Boulevard
Address
Fort Pierce, Florida 34982
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Vanessa E. Tillman, a single adult**, known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL ROSALIE LAVERTU Commission # EE 218440 Expires July 22, 2016 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 10TH day of FEB., A.D. 2014. Notary Signature Rosalie Lavertu Notary Printed Signature

C:\Users\Welcome\Desktop\Forms\Annexation Agreement - Individual.docx Revised 7/9/04 per atty.

EXHIBIT C (Cont.)

Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 4290 PAGE 2

In Witness Whereof, I hereunto set my hand and seal this 7th day of February, ~~2018.~~ 2019.

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature
Rachel Ragan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Witness Signature
Rachel Ragan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Witness Signature
Rachel Ragan
Printed Witness Signature

Witness Signature
Tanya Rios
Printed Witness Signature

Victor L. Bell
Signature- Victor Bell, a married man

VICTOR L. BELL
Printed Signature

3420 Sunrise Blvd., Ft. Pierce, Florida 34982
Address

Jerline Bell
Signature: Jerline Bell, His Wife

Jerline Bell
Printed Signature

3420 Sunrise Blvd., Ft. Pierce, Florida 34982
Address

Terri L Holly
Signature: Terri Holly, a single woman

Terri L Holly
Printed Signature

1723A Mariners Cove Blvd., Ft. Pierce, Florida 34950
Address

STATE OF Florida
COUNTY OF St Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Victor and Jerline Bell, husband and wife and Terry Holly, a single woman, in whose names the foregoing instrument was executed, and that they severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

Notary Public State of Florida
Tanya Rios
My Commission GG 158853
Expires 11/08/2021

Witness my hand and official Seal in the County and State last aforesaid this 7th day of February A.D. 2019.

Tanya
Notary Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 3450 Sunrise Boulevard

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 3450 Sunrise Boulevard

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

Timestamp
11/2/2021 8:45:49

Final Publication Date
11/26/2021

Ad Number
[redacted]

Publication
St Lucie

Market
Treasure Coast

Delivery Method
Both

Number of Affidavits Needed
1

Customer Email
lcox@cityoffortpierce.com

Customer Name
City Of Fort Pierce Legals

Customer Phone Number
(772) 460-2200

Customer Address
Po Box 1480
Fort Pierce, FL 34954-1480

Account Number (If Known)
463454

Name
Linda Cox

Street
Po Box 1480

City
Fort Pierce

State
FL

ZIP Code
34954-1480

Your Name
Jennifer DeWitt

Email Address
jldewitt@gannett.com

GC10763102
GC10763121
GC10763096
GC10763094
GC10763088
GC10763075
GC10763065
GC10763051
GC10763048
GC10763042
GC10763036

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

Before the undersigned authority personally appeared, said legal clerk, who on oath says that he is a legal clerk Manager of the St. Lucie News-Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the St. Lucie News-Tribune in the following issues below. Affiant further says that the said St Lucie News-Tribune is a newspaper published in Fort Pierce, in said St. Lucie County, Florida, and that said newspaper has heretofore been continuously published in said St. Lucie County, Florida, daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement ; and affiant further says that she has neither paid or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. The St. Lucie News-Tribune has been entered as Periodical Matter at the Post Offices in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

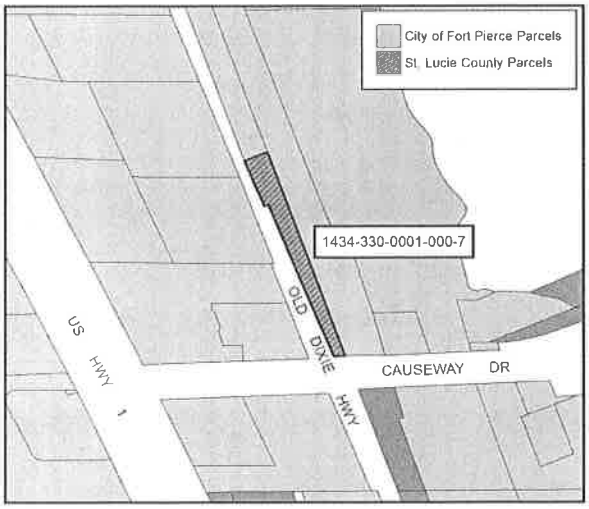
Publication Cost: $630.00
Ad No: GCI0763102
Customer No: 463454
PO#: PUBLIC NOTICE

NANCY HEYRMAN
Notary Public
State of Wisconsin

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

The City Commission of the City of Fort Pierce, Florida, pursuant to Chapter 171 of Florida State Statutes, and of the Code of Ordinances of the City of Fort Pierce, will on Monday, November 15, 2021, at 4:30 pm, and Monday, December 6, 2021, at 6:00 pm hold Public Hearings on the enactment of the following proposed annexation ordinances on first and second readings, respectively, in the City Hall Commission Chambers, 100 North U.S. Hwy 1, Fort Pierce, Florida; said ordinances entitled:

ORDINANCE NO. 21-063 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2120 NORTH OLD DIXIE HIGHWAY IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.



All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763102-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

Before the undersigned authority personally appeared, said legal clerk, who on oath says that he is a legal clerk Manager of the St. Lucie News-Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the St. Lucie News-Tribune in the following issues below. Affiant further says that the said St Lucie News-Tribune is a newspaper published in Fort Pierce, in said St. Lucie County, Florida, and that said newspaper has heretofore been continuously published in said St. Lucie County, Florida, daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement ; and affiant further says that she has neither paid or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. The St. Lucie News-Tribune has been entered as Periodical Matter at the Post Offices in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

Publication Cost: $630.00
Ad No: GCI0763121
Customer No: 463454
PO#: PUBLIC NOTICE

NANCY HEYRMAN
Notary Public
State of Wisconsin

CITY OF FORT PIERCE NOTICE OF PROPOSED ANNEXATION

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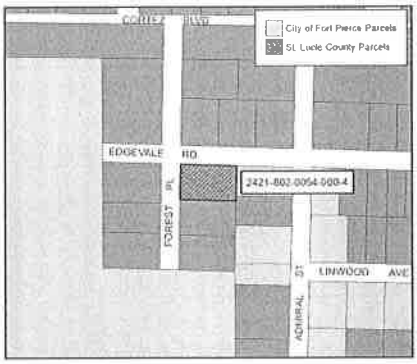
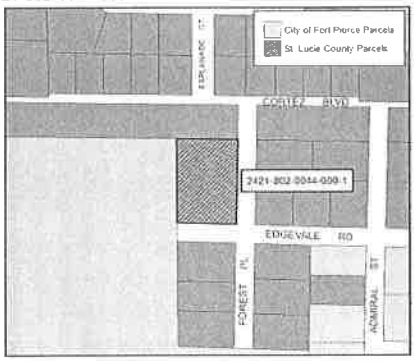
ORDINANCE NO. 21-044 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1909 EDGEVALE ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2421-802-0054-000-4



ORDINANCE NO. 21-045 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2002 EDGEVALE ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2421-802-0044-000-1



All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-CCI0753094-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

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11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5-15-23

NANCY HEYRMAN
Notary Public
State of Wisconsin

Publication Cost: $630.00
Ad No: GCI0763096
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

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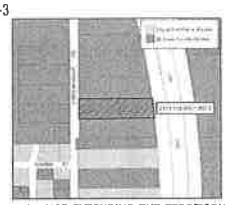
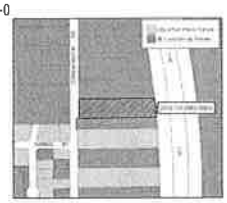
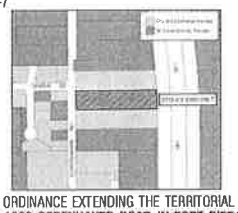
ORDINANCE NO. 21-056 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1720 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2313-133-0001-000-3



ORDINANCE NO. 21-057 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1760 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2313-133-0002-000-0



ORDINANCE NO. 21-058 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1840 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2313-422-0002-000-7



ORDINANCE NO. 21-059 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1998 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2313-423-0005-000-1

All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

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/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763096-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
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ATTN LINDA COX

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Notary, State of WI, County of Brown
My commission expires: 5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

Publication Cost: $630.00
Ad No: GCI0763094
Customer No: 463454
PO#: PUBLIC NOTICE

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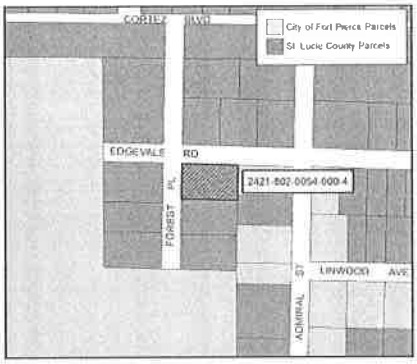
Parcel ID: 2421-802-0054-000-4



ORDINANCE NO. 21-045 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2002 EDGEVALE ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

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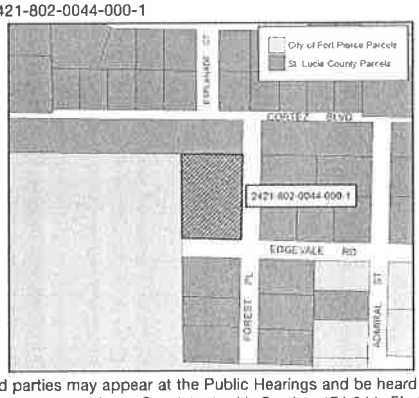

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/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763094-01

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11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

Publication Cost: $630.00
Ad No: GCI0763088
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

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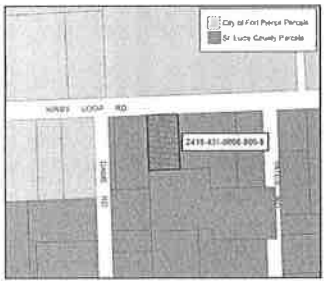
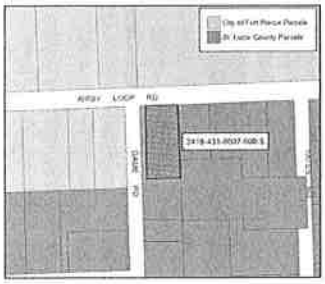
ORDINANCE NO. 21-052 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4653 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. Parcel ID: 2419-431-0006-000-8



ORDINANCE NO. 21-053 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4681 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. Parcel ID: 2419-431-0007-000-5



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/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763088-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

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STATE OF WISCONSIN
COUNTY OF BROWN

Before the undersigned authority personally appeared, said legal clerk, who on oath says that he is a legal clerk Manager of the St. Lucie News-Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the St. Lucie News-Tribune in the following issues below. Affiant further says that the said St Lucie News-Tribune is a newspaper published in Fort Pierce, in said St. Lucie County, Florida, and that said newspaper has heretofore been continuously published in said St. Lucie County, Florida, daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement ; and affiant further says that she has neither paid or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. The St. Lucie News-Tribune has been entered as Periodical Matter at the Post Offices in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5-15-23

NANCY HEYRMAN
Notary Public
State of Wisconsin

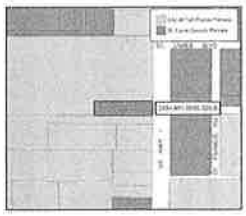
Publication Cost: $630.00
Ad No: GCI0763075
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

The City Commission of the City of Fort Pierce, Florida, pursuant to Chapter 171 of Florida State Statutes, and of the Code of Ordinances of the City of Fort Pierce, will on Monday, November 15, 2021, at 4:30 pm, and Monday, December 6, 2021, at 6:00 pm hold Public Hearings on the enactment of the following proposed annexation ordinances on first and second readings, respectively, in the City Hall Commission Chambers, 100 North U.S. Hwy 1, Fort Pierce, Florida; said ordinances entitled:

ORDINANCE NO. 21-049 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3921 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTIES AND PLACE THEM ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTIES; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2434-601-0050-000-9

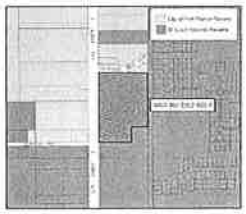


ORDINANCE NO. 21-050 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3957 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2434-311-0003-000-5

ORDINANCE NO. 21-051 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **5560 SOUTH US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 3403-502-0302-000-4



All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox

City Clerk

Publish: 11-05-2021 and 11-26-2021

TR-GCI0763075-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

Before the undersigned authority personally appeared, said legal clerk, who on oath says that he is a legal clerk Manager of the St. Lucie News-Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the St. Lucie News-Tribune in the following issues below. Affiant further says that the said St Lucie News-Tribune is a newspaper published in Fort Pierce, in said St. Lucie County, Florida, and that said newspaper has heretofore been continuously published in said St. Lucie County, Florida, daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement ; and affiant further says that she has neither paid or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. The St. Lucie News-Tribune has been entered as Periodical Matter at the Post Offices in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

Publication Cost: $630.00
Ad No: GCI0763065
Customer No: 463454
PO#: PUBLIC NOTICE

NANCY HEYRMAN
Notary Public
State of Wisconsin

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

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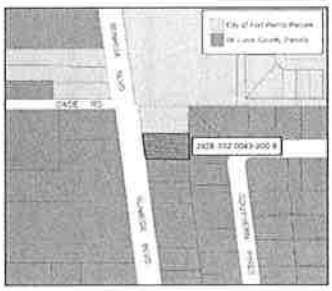
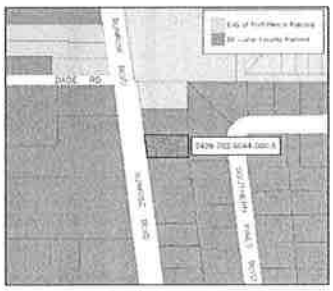
ORDINANCE NO. 21-036 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3420 SUNRISE BOULEVARD. IN FORT PIERCE, FLORIDA** (AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2428-702-0043-000-8



ORDINANCE NO. 21-037 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3450 SUNRISE BOULEVARD. IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTIES AND PLACE THEM ON THE CITY TAX ROLLS AS OF JANUARY 1, 2020; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTIES; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2428-702-0044-000-5



All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox
City Clerk
Publish: 11-5-2021 and 11-26-2021

TR-GCI0763065-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

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11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

Publication Cost: $630.00
Ad No: GCI0763051
Customer No: 463454
PO#: PUBLIC NOTICE

NANCY HEYRMAN
Notary Public
State of Wisconsin

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

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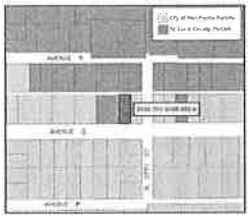
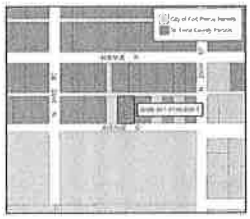
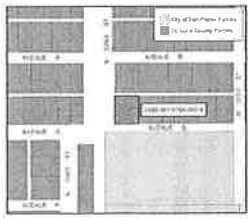
ORDINANCE NO. 21-038 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2704 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2405-501-0158-000-9



ORDINANCE NO. 21-039 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2908 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2405-501-0130-000-7



ORDINANCE NO. 21-040 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3120 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2405-501-0104-000-6



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/s/ Linda W. Cox
City Clerk
Publish: 11-5-2021 and 11-26-2021

TR-GCI0763051-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

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11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

Publication Cost: $630.00
Ad No: GCI0763048
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE

NOTICE OF PROPOSED ANNEXATION

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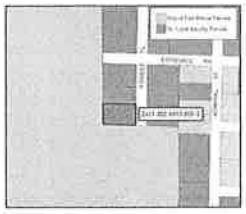
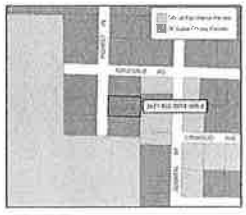
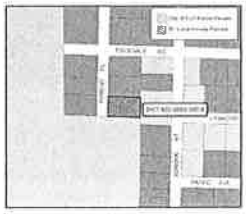
ORDINANCE NO. 21-041 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2905 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. Parcel ID: 2421-802-0052-000-0



ORDINANCE NO. 21-042 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2906 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. Parcel ID: 2421-802-0056-000-8



ORDINANCE NO. 21-043 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2910 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE. Parcel ID: 2421-802-0060-000-9



All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763048-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
FORT PIERCE, FL 34954
ATTN LINDA COX

STATE OF WISCONSIN
COUNTY OF BROWN

Before the undersigned authority personally appeared, said legal clerk, who on oath says that he is a legal clerk Manager of the St. Lucie News-Tribune, a daily newspaper published at Fort Pierce in St. Lucie County, Florida: that the attached copy of advertisement was published in the St. Lucie News-Tribune in the following issues below. Affiant further says that the said St Lucie News-Tribune is a newspaper published in Fort Pierce, in said St. Lucie County, Florida, and that said newspaper has heretofore been continuously published in said St. Lucie County, Florida, daily and distributed in St. Lucie County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement ; and affiant further says that she has neither paid or promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper. The St. Lucie News-Tribune has been entered as Periodical Matter at the Post Offices in Fort Pierce, St. Lucie County, Florida and has been for a period of one year next preceding the first publication of the attached copy of advertisement.

11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

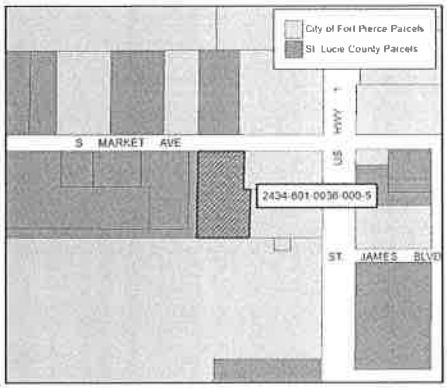
Publication Cost: $630.00
Ad No: GCI0763042
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

The City Commission of the City of Fort Pierce, Florida, pursuant to Chapter 171 of Florida State Statutes, and of the Code of Ordinances of the City of Fort Pierce, will on Monday, November 15, 2021, at 4:30 pm, and Monday, December 6, 2021, at 6:00 pm hold Public Hearings on the enactment of the following proposed annexation ordinances on first and second readings, respectively, in the City Hall Commission Chambers, 100 North U.S. Hwy 1, Fort Pierce, Florida; said ordinances entitled:

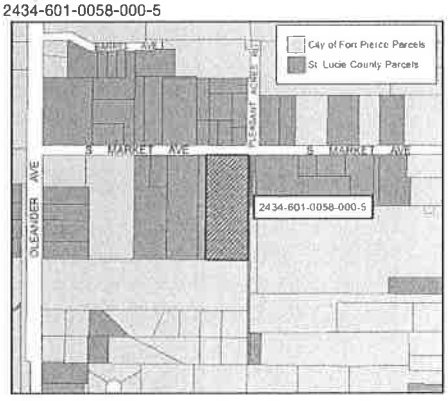
ORDINANCE NO. 21-054 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO **427 SOUTH MARKET AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2434-601-0036-000-5



ORDINANCE NO. 21-055 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **601 SOUTH MARKET AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

Parcel ID: 2434-601-0058-000-5



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/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763042-01

Treasure Coast Newspapers

PART OF THE USA TODAY NETWORK

St. Lucie News-Tribune
1939 SE Federal Highway, Stuart, FL 34994
AFFIDAVIT OF PUBLICATION

CITY OF FORT PIERCE LEGALS
PO BOX 1480
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STATE OF WISCONSIN
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11/5/2021; 11/26/2021

Subscribed and sworn to before on the 26th day of November, 2021

Notary, State of WI, County of Brown
My commission expires: 5.15.23

NANCY HEYRMAN
Notary Public
State of Wisconsin

Publication Cost; $630.00
Ad No: GCI0763036
Customer No: 463454
PO#: PUBLIC NOTICE

CITY OF FORT PIERCE
NOTICE OF PROPOSED ANNEXATION

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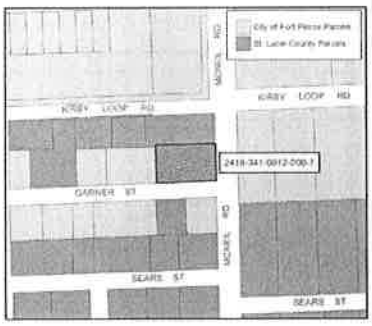
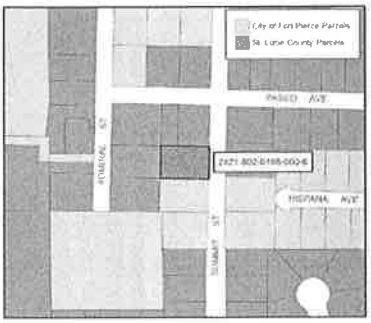
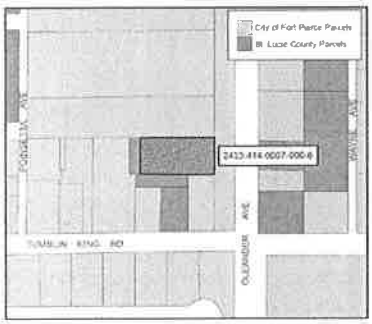


ORDINANCE NO. 21-060 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2835 MCNEIL ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2419-341-0012-000-7



ORDINANCE NO. 21-061 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3005 SUMMIT STREET IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2421-802-0168-000-6



ORDINANCE NO. 21-062 - AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4119 OLEANDER AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.
Parcel ID: 2433-414-0007-000-6

All interested parties may appear at the Public Hearings and be heard with respect to the proposed annexations. Consistent with Section 171.044, Florida Statutes, said proposed ordinances, legal descriptions, and applications will be available for inspection in the City Clerk's Office, City Hall, 100 North U.S. #1, Fort Pierce, Florida.

Pursuant to Section 286.0105, Florida Statutes, the City hereby advises you that if you or another person decide to appeal any decision made by the City Commission with respect to any matter considered at its meeting or hearing, that you or said person will need a record of the proceedings, and that for such purpose, affected persons may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (772) 467-3065 at least 48 hours prior to the meeting.

/s/ Linda W. Cox
City Clerk
Publish: 11-05-2021 and 11-26-2021

TR-GCI0763036-01

City Commission Regular Meeting - 6:00 pm **12. c.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 2704, 2908, and 3120 Avenue Q - Ordinance 21-038, 21-39, and 21-40

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

---

SUBJECT:

Legislative Hearing - Ordinance 21-038 -This is a voluntary annexation of a parcel of land located at 2704 Avenue Q in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-039 - This is a voluntary annexation of a parcel of land located at 2908 Avenue Q in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-040 - This is a voluntary annexation of a parcel of land located at 3120 Avenue Q in Fort Pierce, Florida. SECOND READING

SUMMARY:

This is a voluntary annexation of three (3) parcels located at 2704, 2908, & 3120 Avenue Q in Fort Pierce, Florida. The parcel IDs are 2405-501-0158-000-9, 2405-501-0130-000-7, & 2405-501-0104-000-6.
The subject property has a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disaaproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
CIty Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a
OTHER INFORMATION:

Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:47 PM

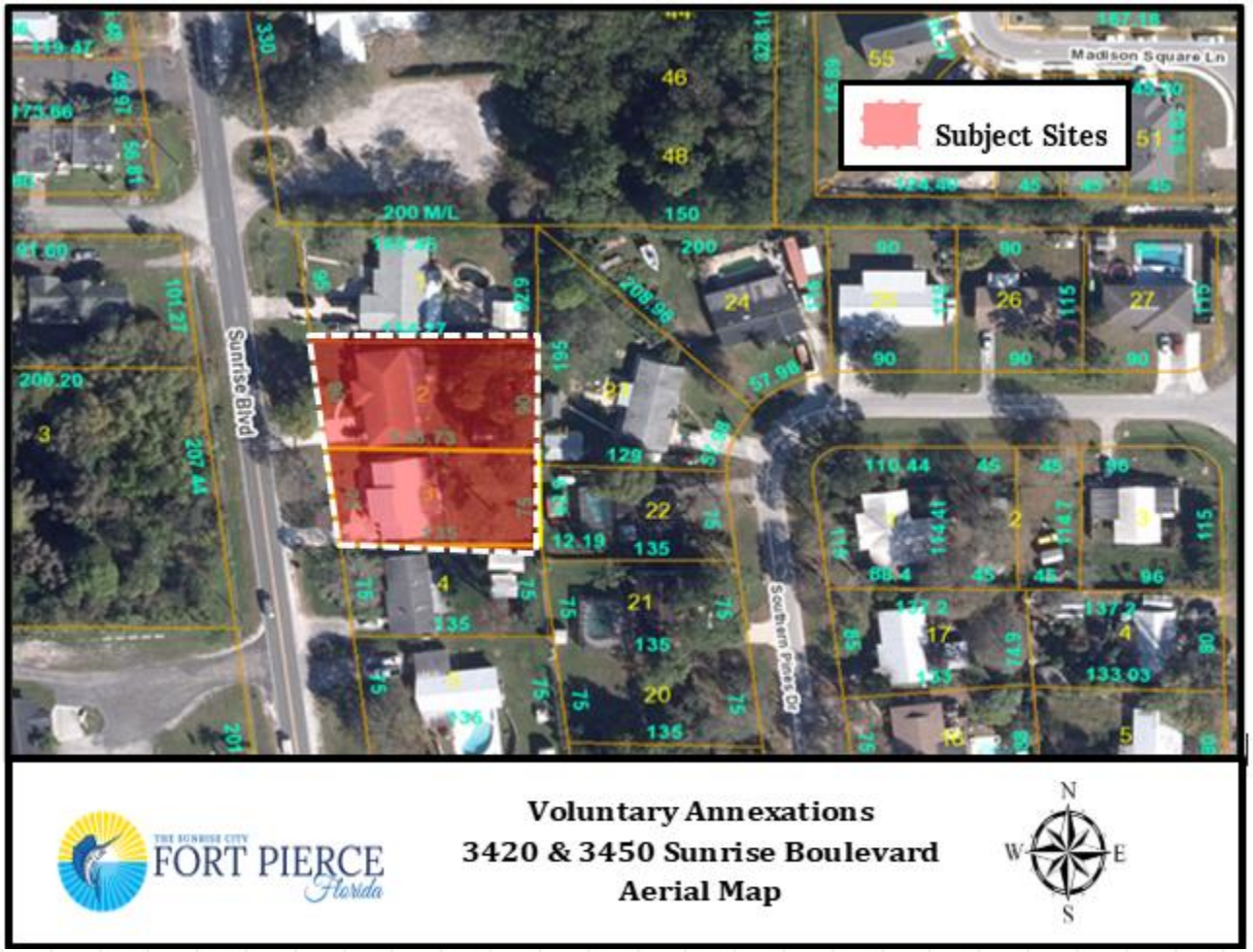
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 07:46 AM
Final Approval Date: 11/16/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

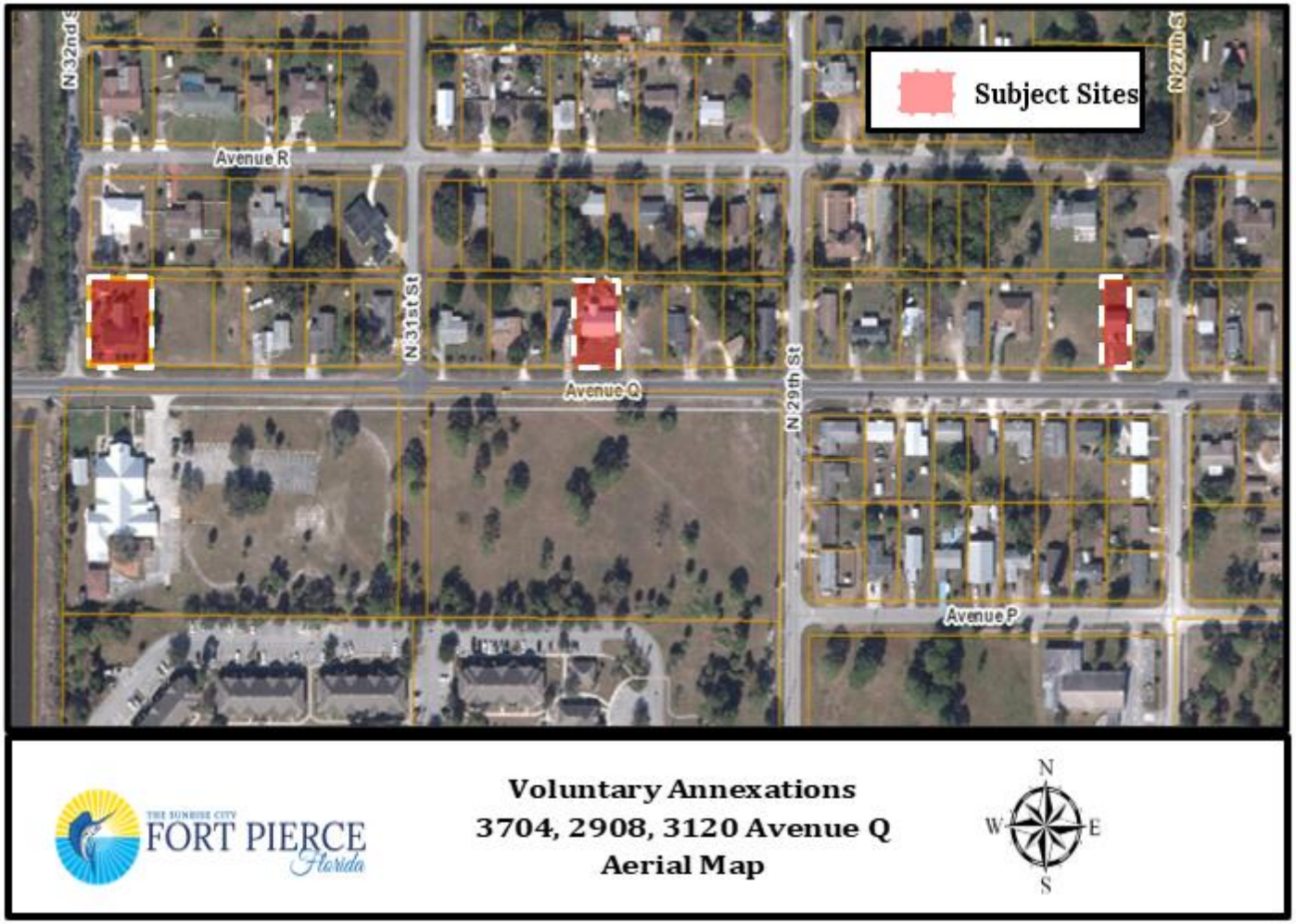
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



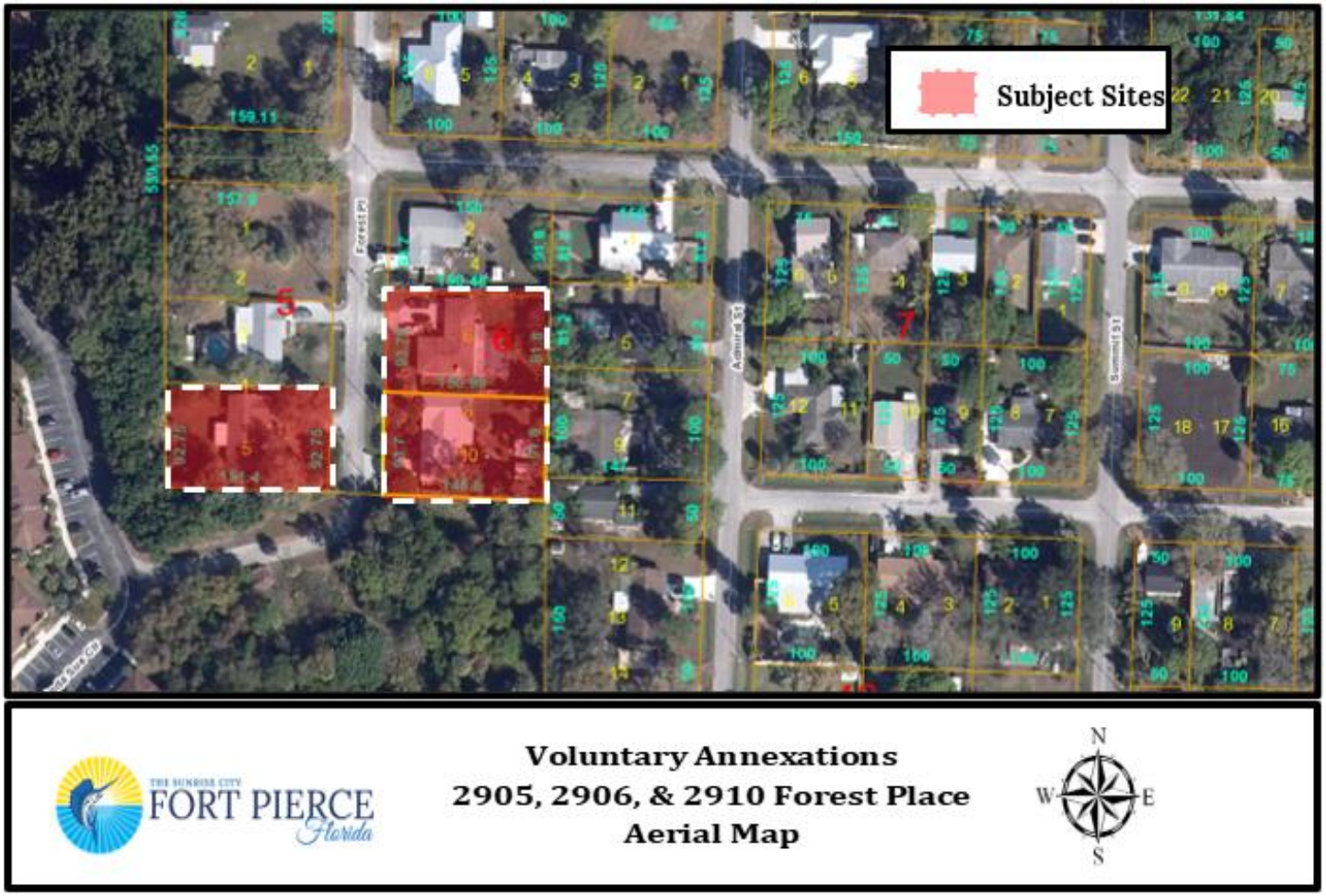
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

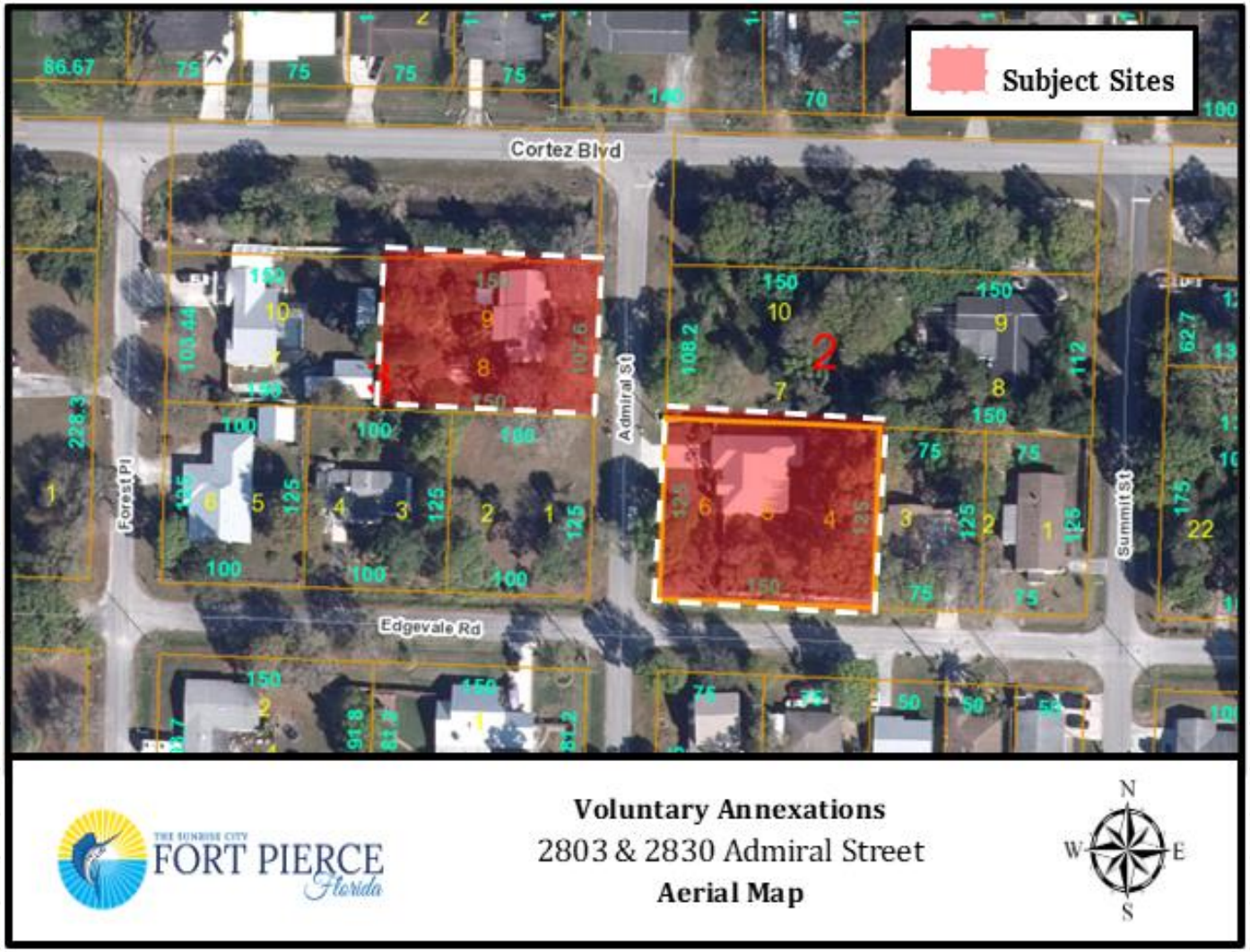


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

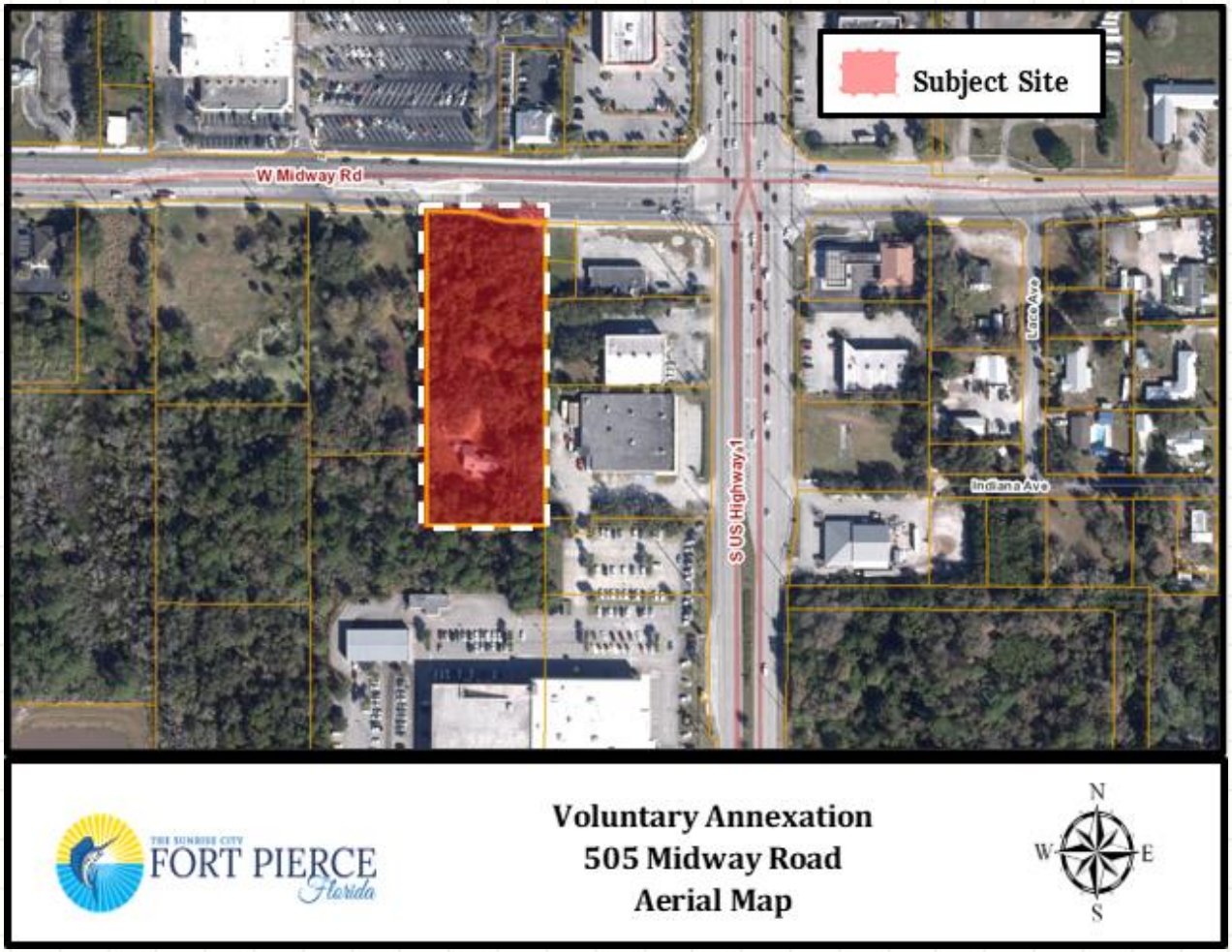
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



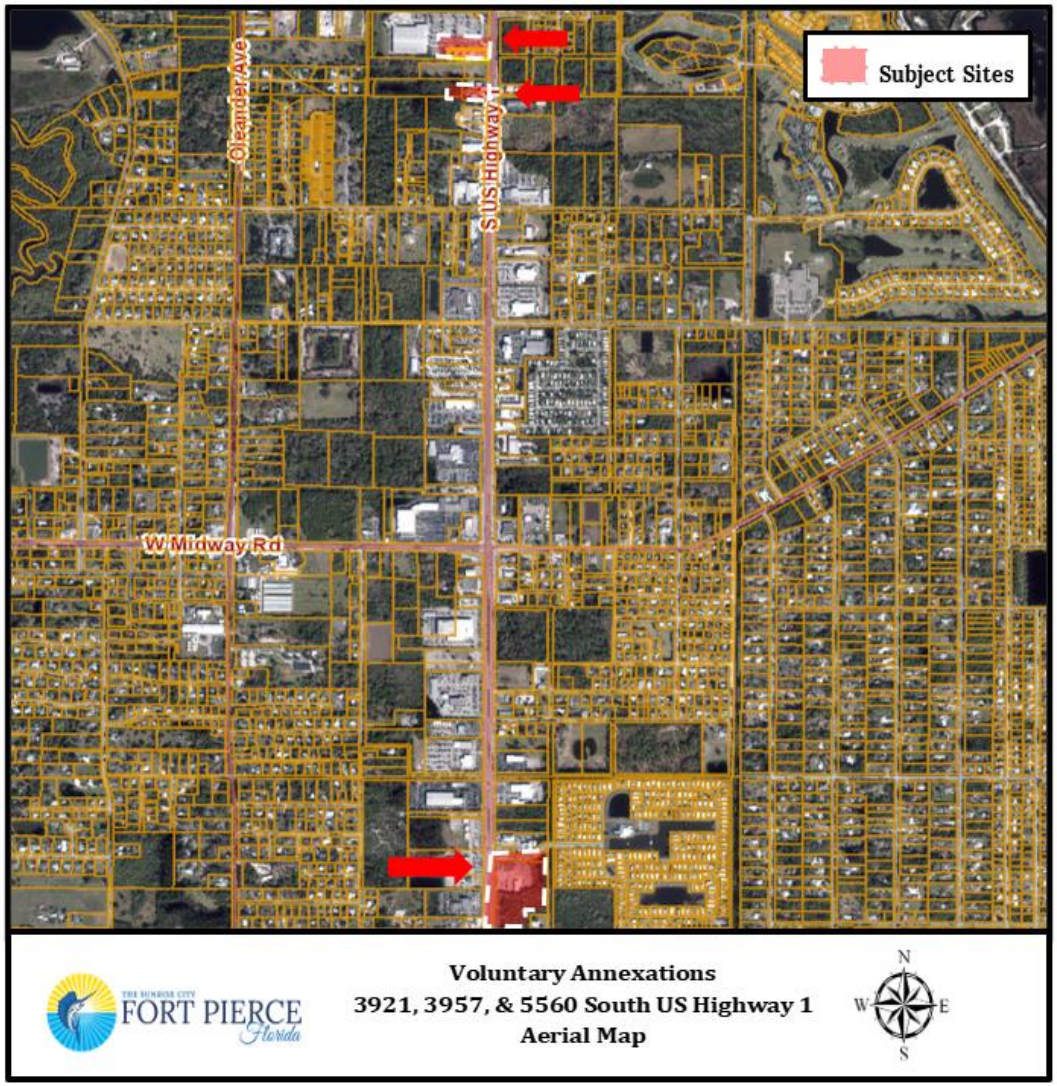
Annexation 13:

Ordinance No. 21-048



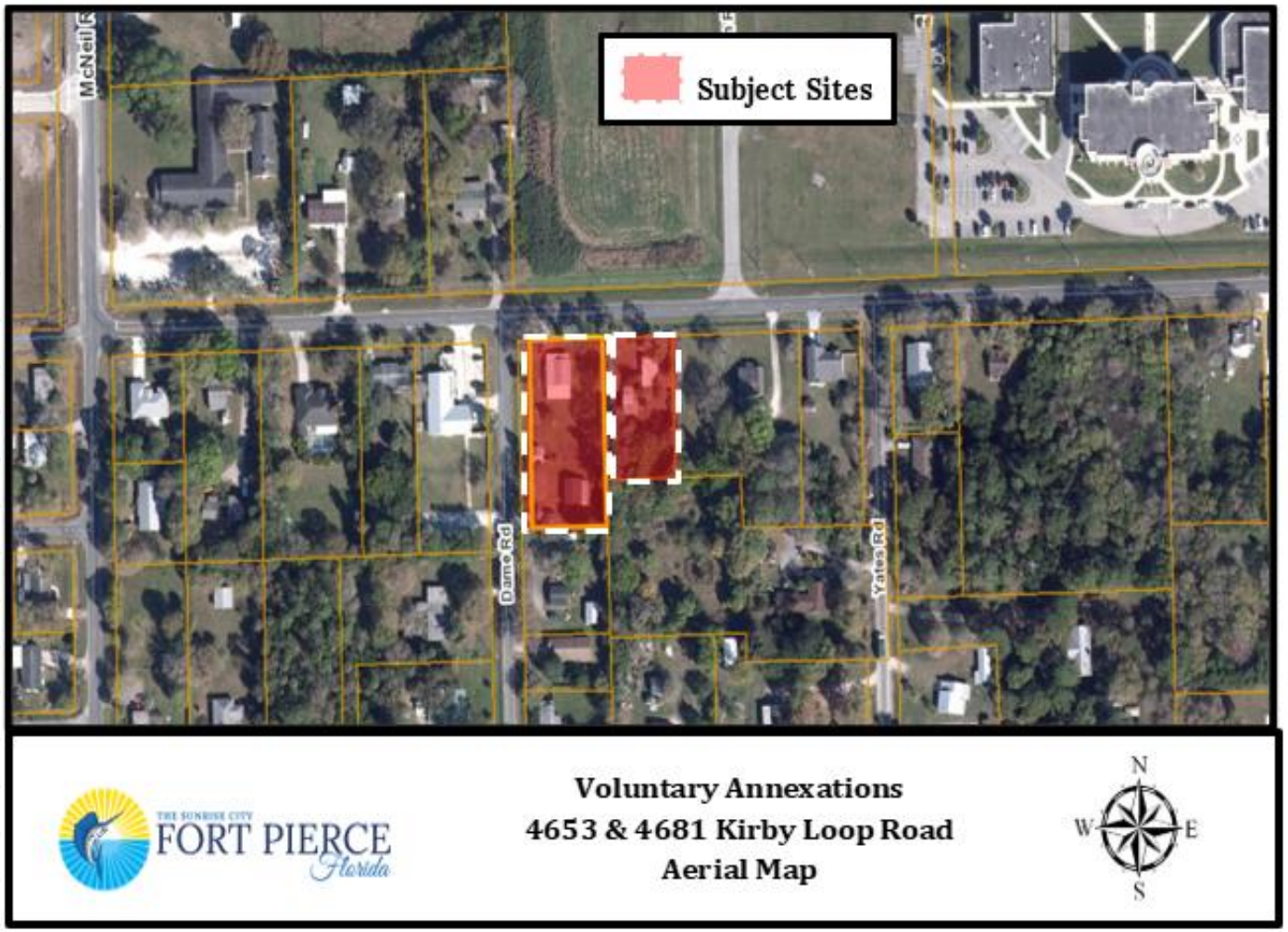
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

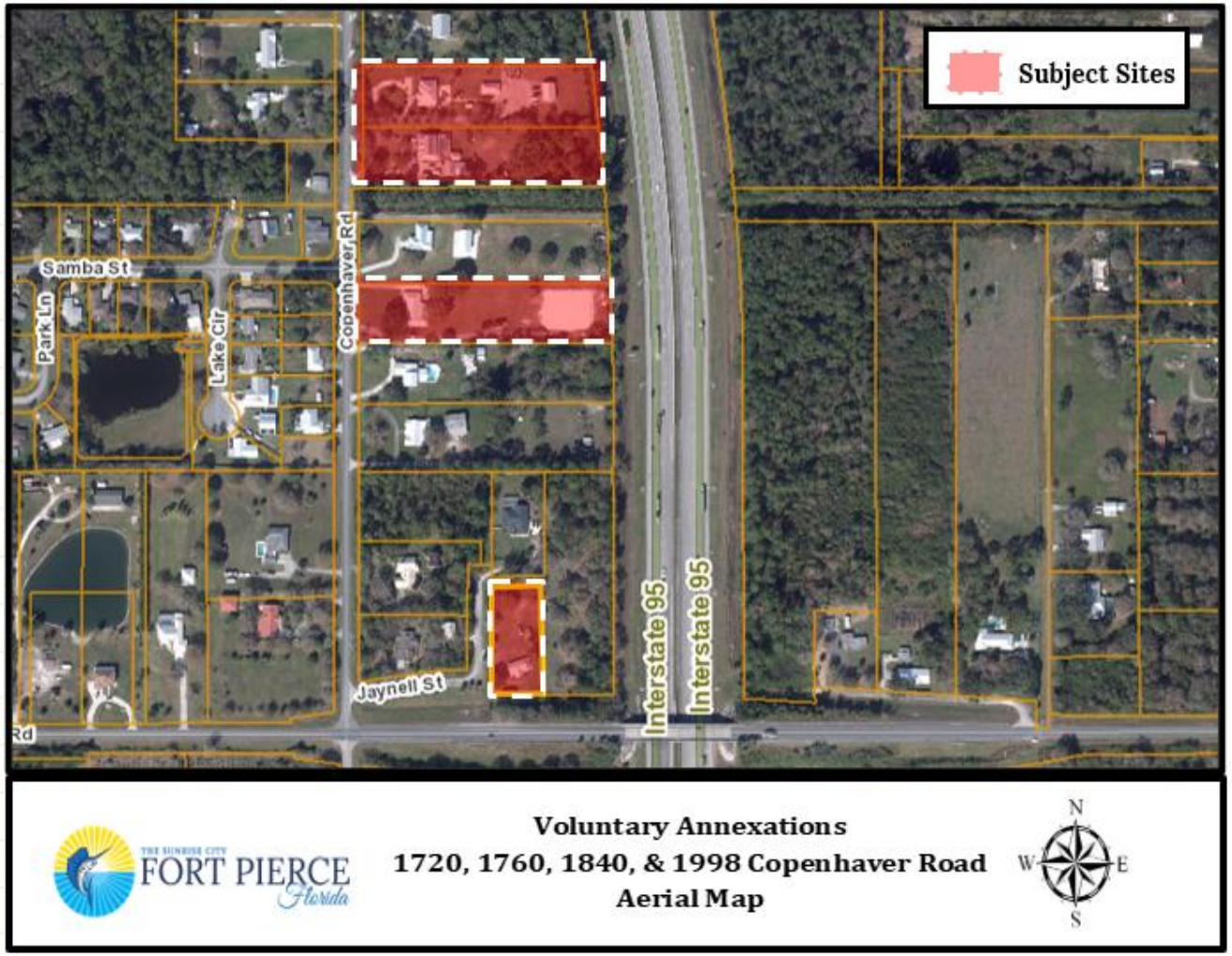


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

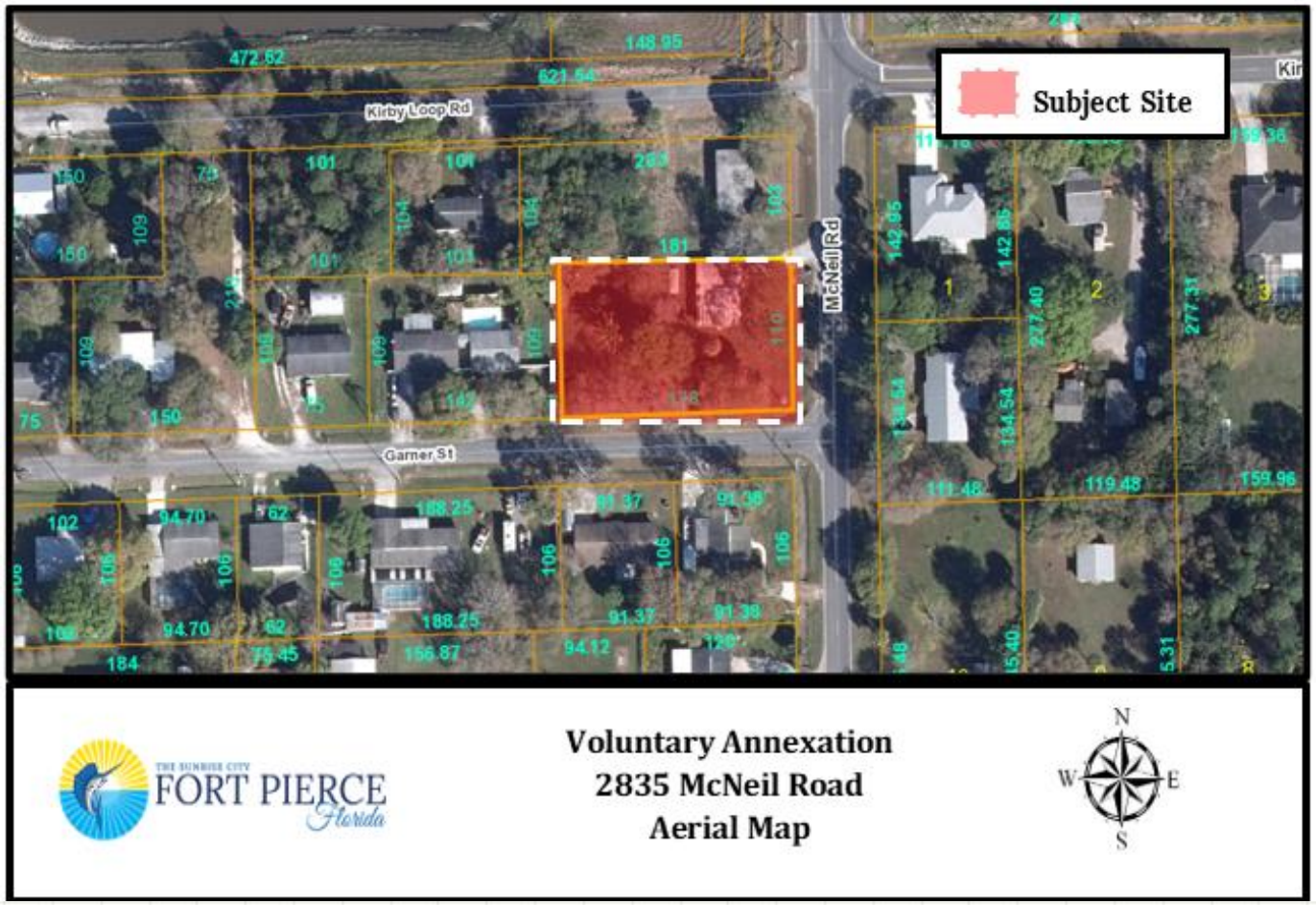
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



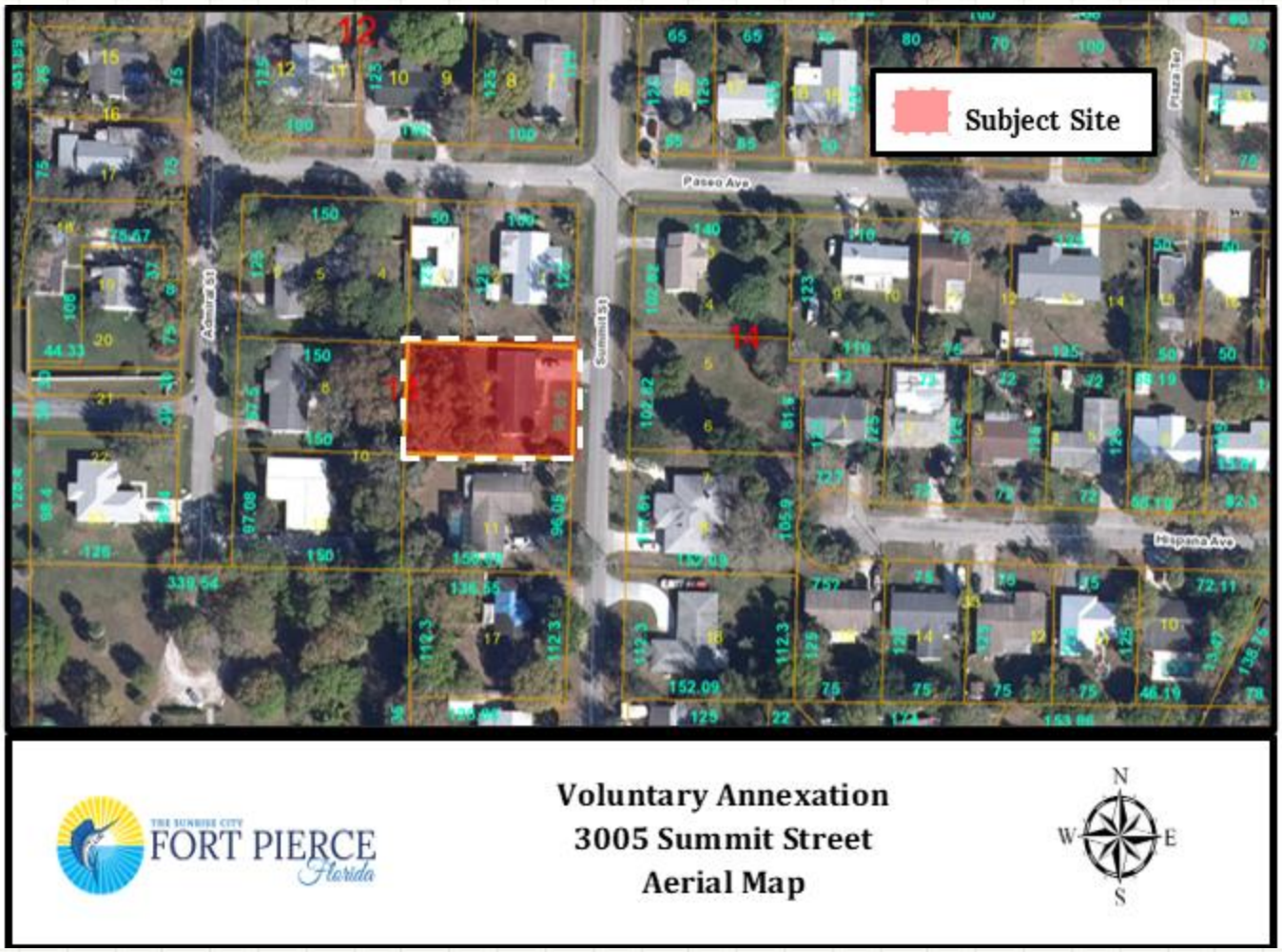
Annexation 25:

Ordinance No. 21-060



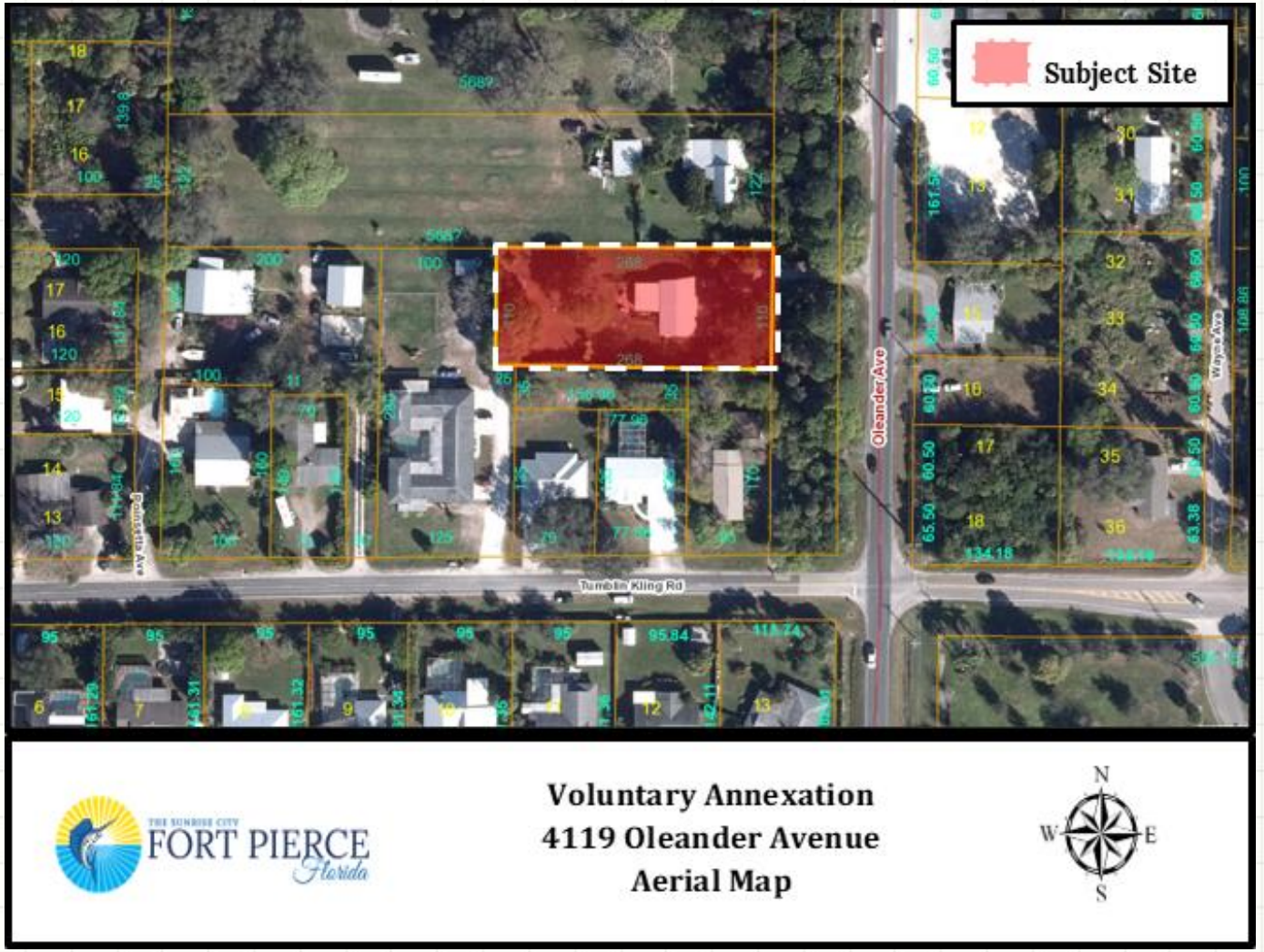
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **2704, 2908, and 3120 Avenue Q**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	2704 Ave Q Land Trust 7700 Congress Avenue, Suite 3105 Boca Raton, FL 33487 Kennedy Gabriel 1908 N 16th Court Fort Pierce, FL 34950-2141 Home Sweet Home of the Treasure Coast 3120 Avenue Q Fort Pierce, FL 34947
Requested Action:	Approval of three (3) Voluntary Applications for Annexation
Site Locations:	2704, 2908, and 3120 Avenue Q in Fort Pierce, Florida
Parcel IDs:	2428-702-0043-000-8, 2405-501-0130-000-7, and 2405-501-0104-000-6
Parcel Sizes:	0.15, 0.22, and 0.31 acres
Current Future Land Use:	Residential Urban 5 du/ac (RU) (SLC)
Current Zoning:	Residential Single Family, 4 Dwelling Units/Acre (RS-4) (SLC)

Proposed Future Land Use: Single Family Low Density (R-1) (FP)

Proposed Zoning: Low Density Residential (RL) (FP)

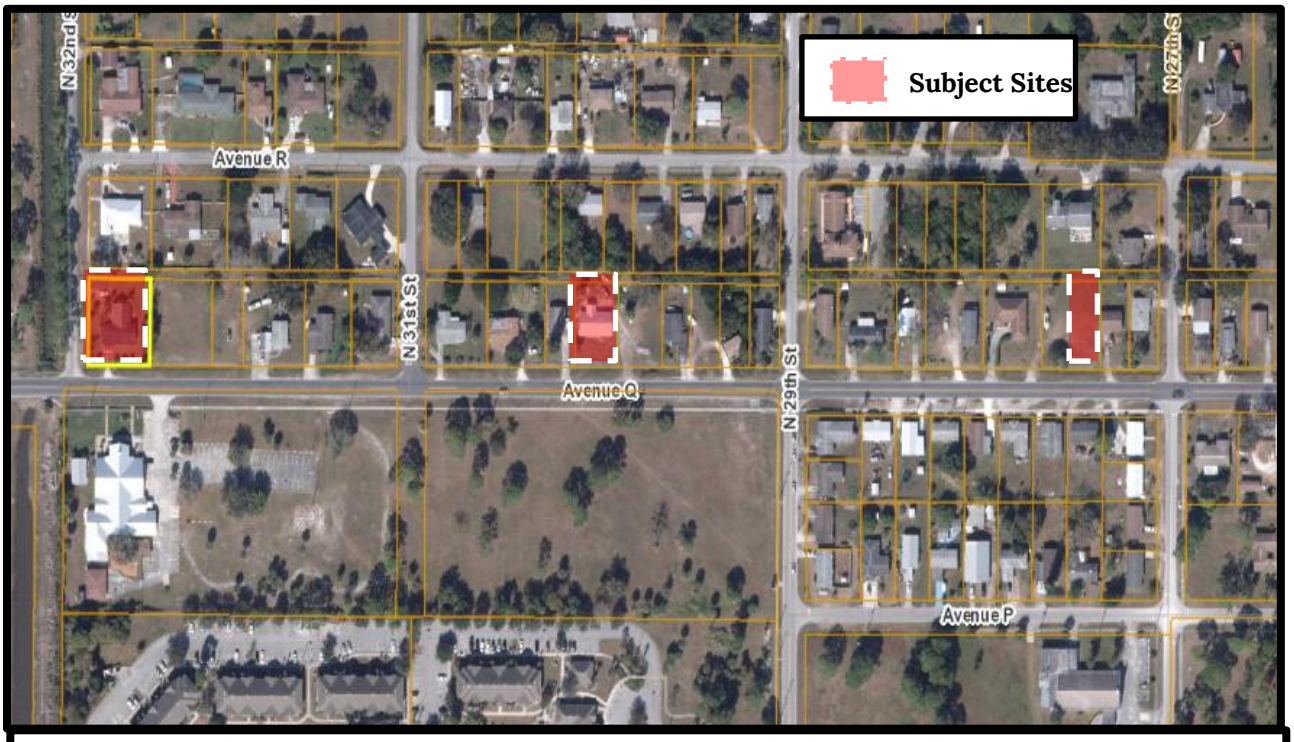
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RL (FP) / RU (SLC)	RL (FP)	RL (FP) / RU (SLC)
Surrounding Zoning:	RS-4 (SLC)	R-4 (FP) / RS-4 (SLC)	R-4 (FP)	R-4 (FP) / RS-4 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of three (3) parcels located at 2704, 2908, & 3120 Avenue Q in Fort Pierce, Florida. The parcel IDs are 2405-501-0158-000-9, 2405-501-0130-000-7, & 2405-501-0104-000-6.



THE SUNRISE CITY FORT PIERCE Florida

Voluntary Annexations
3704, 2908, 3120 Avenue Q
Aerial Map

N W E S

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $37,700, $5,170, & $133,509. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed three (3) annexations at 2704, 2908, and 3120 Avenue Q, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-038

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2704 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2405-501-0158-000-9

SUNRISE PARK NO 1 BLK 7 LOT 23-LESS S 10 FT- (0.15 AC)

Said property containing 0.15 acres, more or less, and being generally located at 2704 Avenue Q in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-038 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

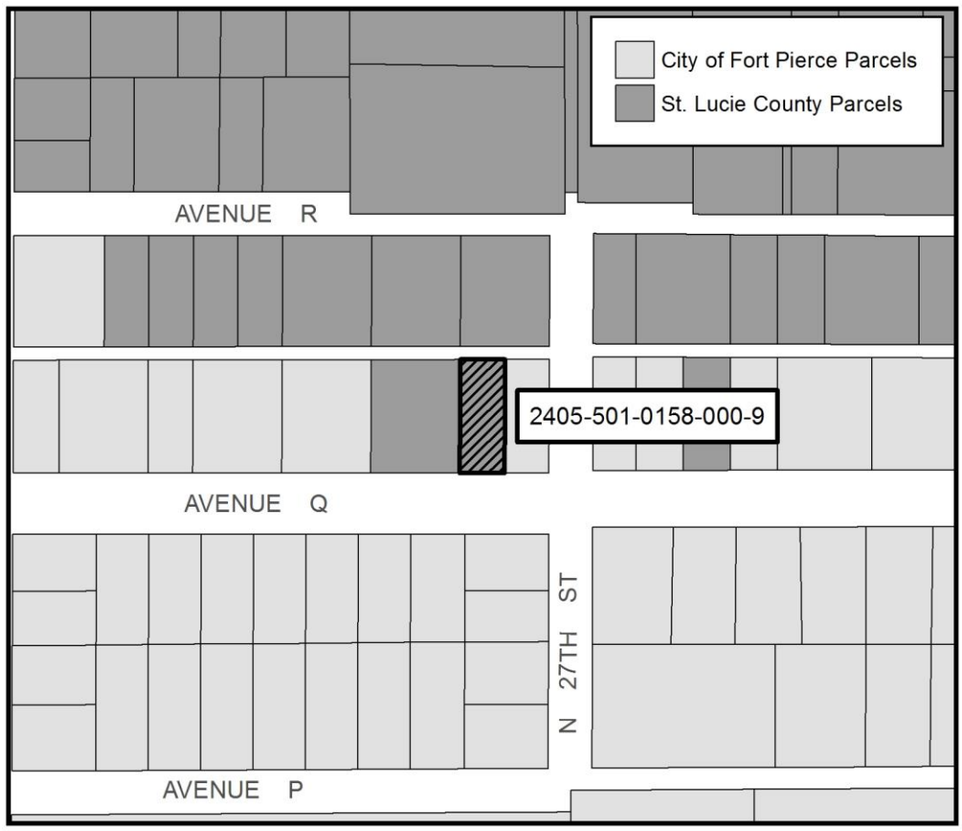
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

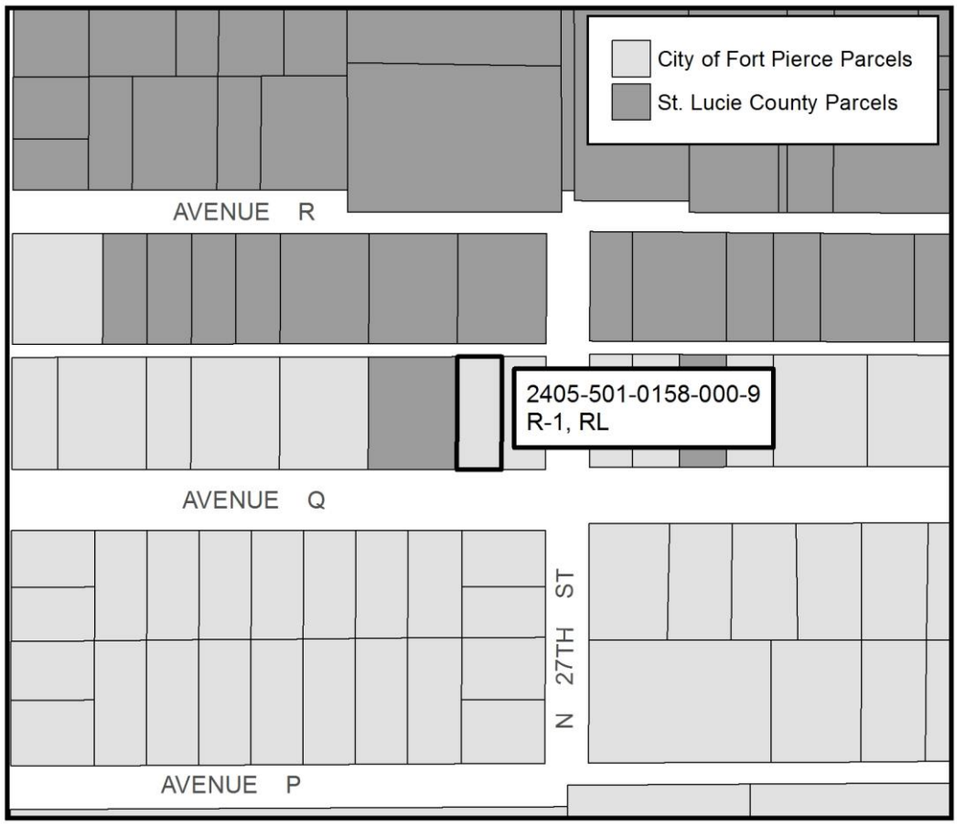
EXHIBIT A
Annexed Area & Legal Description



SUNRISE PARK NO 1 BLK 7 LOT 23-LESS S 10 FT- (0.15 AC)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3526773 OR BOOK 3239 PAGE 2880, Recorded 10/22/2010 at 04:34 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX	**ANNEXATION AGREEMENT** **INDIVIDUAL**
This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2405-501-0158-000-9	
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2704 AVENUE Q, FORT PIERCE, FL 34947 Location Address 2710 AVENUE Q, FORT PIERCE, FL 34947 Mailing Address (if different from location address)

June 15

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

LOT 23, BLOCK 7, SUNRISE PARK SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 8 AT PAGE 42 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR. THE GRANTOR RESIDES AT 2710 AVENUE Q, FORT PIERCE, FL 34947.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 27TH day of SEPT, 2010.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Witness Signature

Rosalie Lavertu
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Juanita Hamm
Signature
Juanita Hamm, a single adult
Printed Signature
2710 Avenue Q
Address
Fort Pierce, FL 34947
City, State, Zip

Signature

Printed Signature

Address

City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Juanita Hamm known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 27TH day of SEPT, A.D. 2010.
ROSALIE LAVERTU MY COMMISSION # DD643930 EXPIRES May 21 2011 (407) 398-0153 FloridaNotaryService.com	Notary Signature Rosalie Lavertu Notary Printed Signature

N:\Forms\FPUA\Completed Annexation Agreements\Hamm, Juanita - 2704 Avenue Q.docx

Revised 7/9/04 per atty.

ORDINANCE NO. 21-039

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2908 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2405-501-0130-000-7

SUNRISE PARK NO 1 BLK 6 LOT 18 AND W 1/2 OF LOT 19-LESS S 10 FT- (0.22 AC) (OR 4053-189)

Said property containing 0.22 acres, more or less, and being generally located at 2908 Avenue Q in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

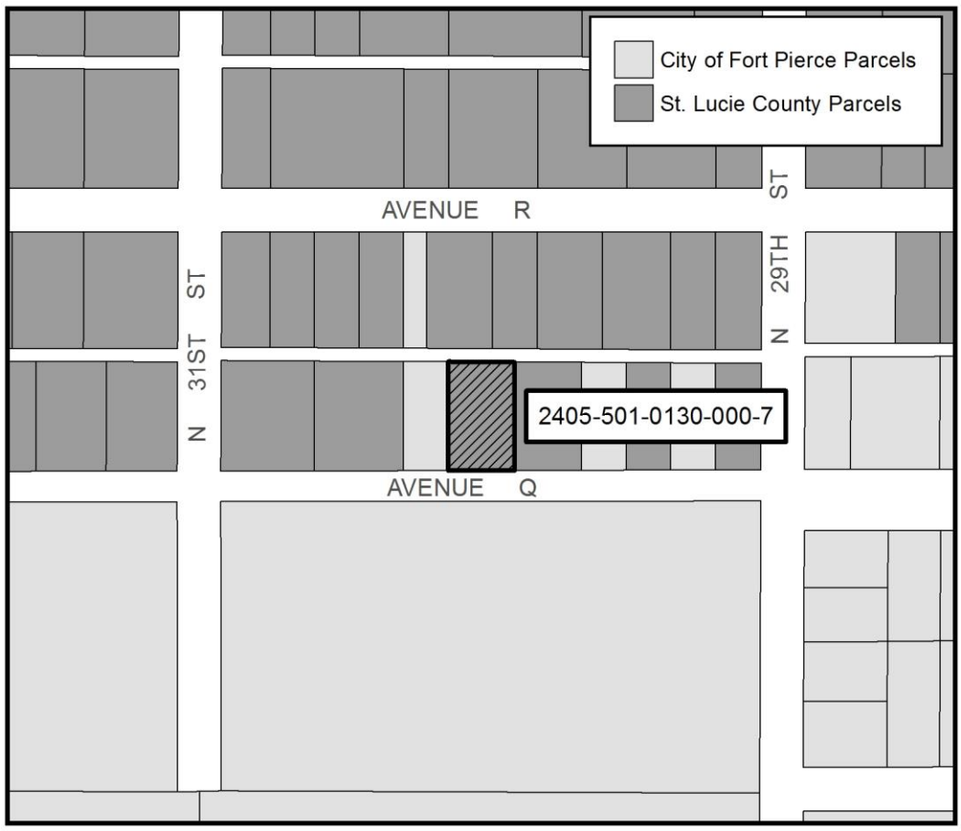
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

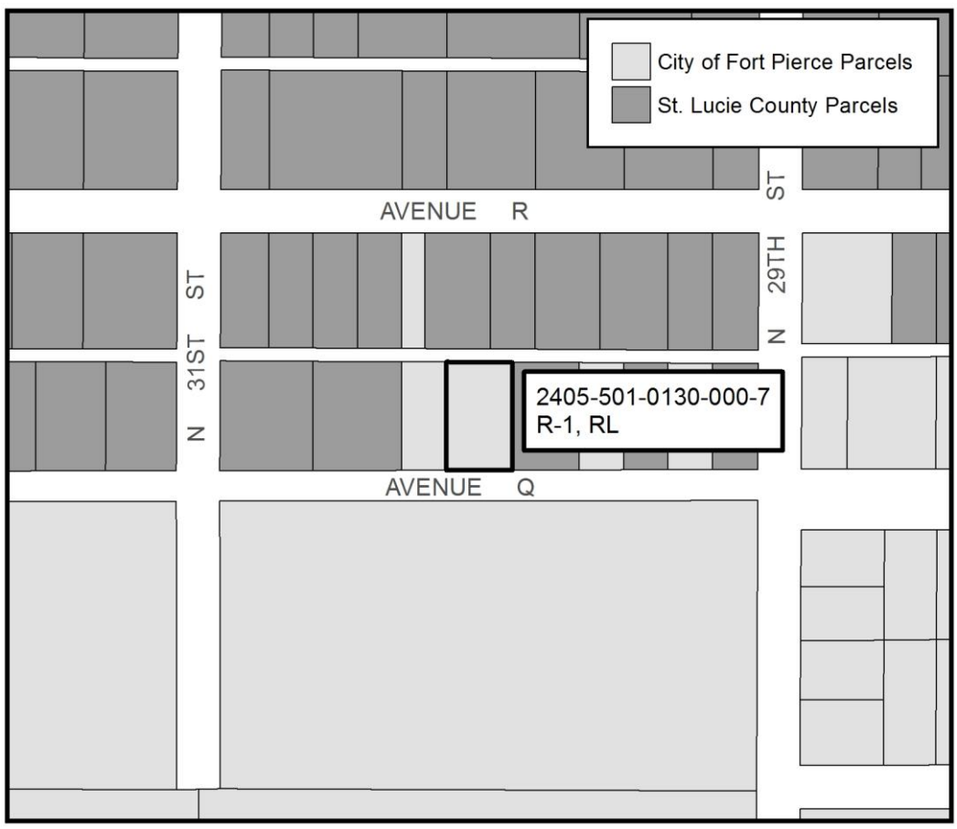
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



SUNRISE PARK NO 1 BLK 6 LOT 18 AND W 1/2 OF LOT 19-LESS S 10 FT- (0.22 AC) (OR 4053-189)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4617510 OR BOOK 4321 PAGE 1429, Recorded 09/19/2019 03:15:16 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2405-501-0130-000-7	**ANNEXATION AGREEMENT** **INDIVIDUAL** KENNEDY GABRIEL, A SINGLE MAN 2908 AVENUE Q FT. PIERCE FLORIDA 34947
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2908 AVENUE Q, FT. PIERCE, FLORIDA 34947 Location Address 1908 N.. 16TH CT., FT. PIERCE, FLORIDA 34950 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

SUNRISE PARK, NO. 1, BLK 6, LOT 18 AND W ½ OF LOT 19 LESS S 10 FT – (0.22 AC)
AS RECORDED IN THE OFFICEIAL RECORDS OF ST. LUCIE COUNTY, FLORIDA

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 18th day of April, 2019.

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Rachel Ragan
Printed Witness Signature

Tanya Rios
Witness Signature

Tanya Rios
Printed Witness Signature

Kennedy Gabriel
Signature-Kennedy Gabriel, a single man

Kennedy Gabriel
Printed Signature

1908 N. 16th Ct., Pierce, Florida 34950
Address

STATE OF Florida
COUNTY OF St. Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Kennedy Gabriel, in whose name the foregoing instrument was executed, and that he severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's Licenses, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL Public State of Florida Tanya Rios My Commission GG 56853 Expires	Witness my hand and official Seal in the County and State last aforesaid this 18th day of April A.D. 2019.. Tanya Rios Notary Signature Tanya Rios Notary Printed Signature

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 4321 PAGE 1430

PARCEL 1:

A PORTION OF TRACTS 105 AND 120 LYING EAST OF ANGLE ROAD, GARDEN CITY FARMS SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 5, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT A POINT 60.00 FEET SOUTH AND 30.00 FEET WEST OF THE NORTHEAST CORNER OF SAID TRACT 105; THENCE S. 00 DEGREES 08'51" W. ALONG THE WEST RIGHT-OF-WAY LINE OF NORTH 39TH STREET, 140.86 FEET; THENCE S. 89 DEGREES 56'51" W. AND PARALLEL WITH THE SOUTH RIGHT-OF-WAY LINE OF SLOAN ROAD (AVENUE H), 140.90 FEET; THENCE N. 00 DEGREES 08'51" E. AND PARALLEL WITH THE WEST RIGHT-OF-WAY LINE OF SAID NORTH 39TH STREET, 140.86 FEET TO THE SAID SOUTH RIGHT-OF-WAY LINE OF SLOAN ROAD (AVENUE H); THENCE N. 89 DEGREES 56'51" E. ALONG SAID SOUTH RIGHT-OF-WAY LINE OF SLOAN ROAD (AVENUE H), 140.90 FEET TO THE POINT OF BEGINNING. SUBJECT TO CONDITIONS, RESTRICTIONS, LIMITATIONS, RESERVATIONS, AND EASEMENTS OF RECORD, IF ANY.

TOGETHER WITH:

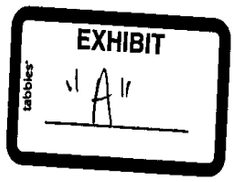
PARCEL 2:
A PORTION OF TRACTS 105 AND 120 LYING EAST OF ANGLE ROAD, GARDEN CITY FARMS SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 2, PAGE 5, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT A POINT 60.00 FEET SOUTH AND 30.00 FEET WEST OF THE NORTHEAST CORNER OF SAID TRACT 105; THENCE S.00 DEGREES 08'51" W. ALONG THE WEST RIGHT-OF-WAY LINE OF NORTH 39TH STREET, 140.86 FEET; THENCE S. 89 DEGREES 56'51" W. AND PARALLEL WITH THE SOUTH RIGHT-OF-WAY LINE OF SLOAN ROAD (AVENUE H), 140.90 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE S. 89 DEGREES 56'51" W. A DISTANCE OF 166.71 FEET TO A POINT ON THE NORTHEASTERLY RIGHT OF WAY ON ANGLE ROAD; THENCE N. 42 DEGREES 58'18" W. ALONG THE AFOREMENTIONED NORTHEASTERLY RIGHT-OF-WAY LINE A DISTANCE OF 191.76 FEET TO THE INTERSECTION WITH THE SOUTH RIGHT-OF-WAY LINE OF SLOAN ROAD; THENCE N. 89 DEGREES 56'51" E. ALONG THE AFOREMENTIONED SOUTH RIGHT-OF-WAY LINE A DISTANCE OF 297.78 FEET; THENCE S. 00 DEGREES 08'51" W. A DISTANCE OF 140.86 FEET TO THE POINT OF BEGINNING.

Parcel Identification Number: 2404-608-0166-010-6

Subject to taxes for 2018 and subsequent years; covenants, conditions, restrictions, easements, reservations and limitations of record, if any.

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 1710 SE 2nd Court, Ft. Lauderdale, FL 33301.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.



ORDINANCE NO. 21-040

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3120 AVENUE Q IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2405-501-0104-000-6

SUNRISE PARK NO 1 BLK 5 LOTS 13 AND 14-LESS S 10 FT- (0.31 AC) (OR 3771-216)

Said property containing 0.31 acres, more or less, and being generally located at 3120 Avenue Q in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-040 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on October 18, 2021; and was duly introduced, read by title only, and passed on second and final reading November 1, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

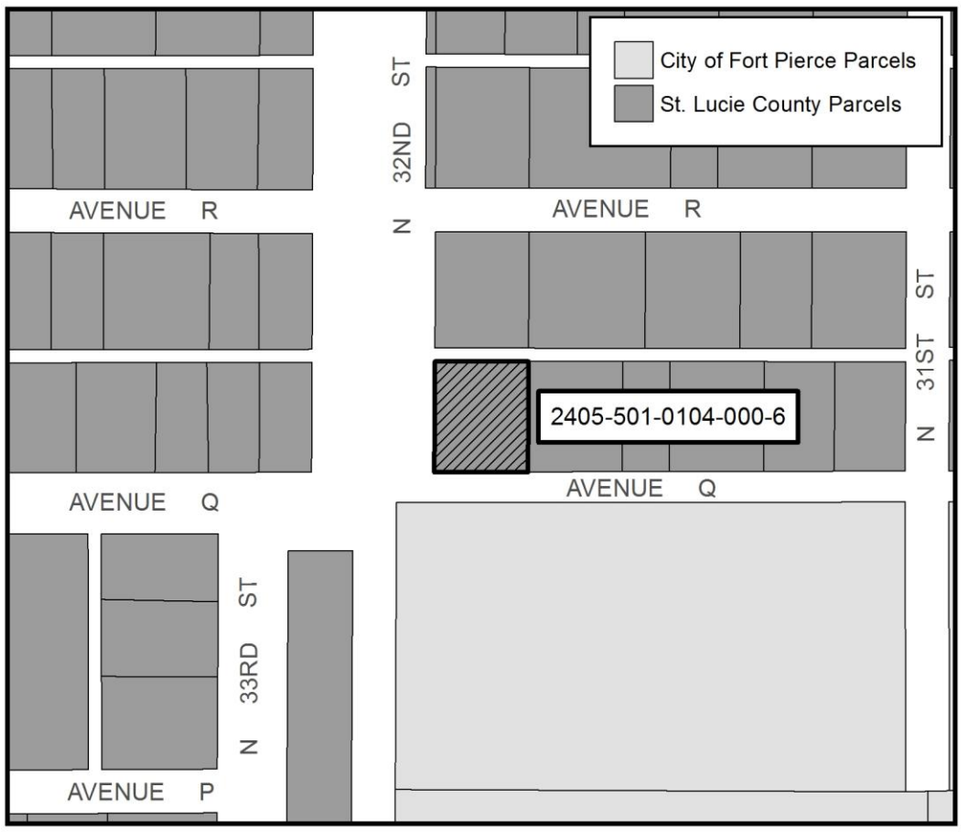
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

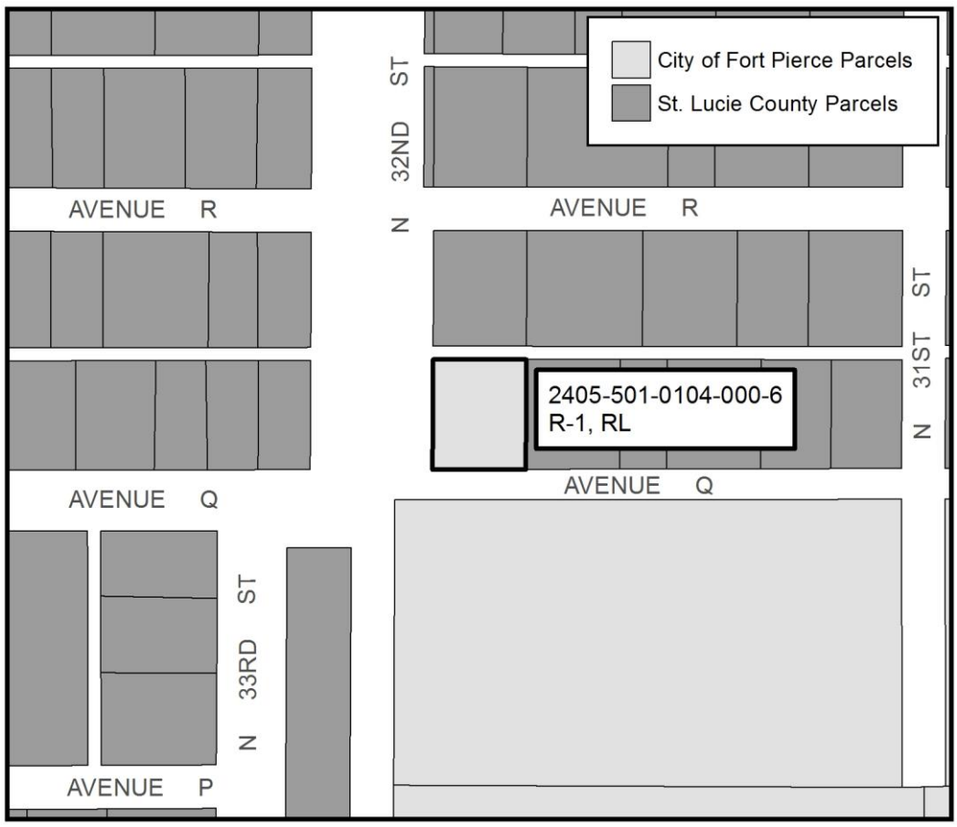
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



SUNRISE PARK NO 1 BLK 5 LOTS 13 AND 14-LESS S 10 FT- (0.31 AC) (OR 3771-216)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3984280 OR BOOK 3661 PAGE 1883, Recorded 08/12/2014 at 02:05 PM

RETURN TO: R.N. KOBLEGARD, III COURTHOUSE BOX
This instrument prepared by:
R. N. Koblegard, III, Esq.
200 S. Indian River Drive, Suite 201
Fort Pierce, FL 34950

Property Appraisers Parcel Identification (Folio) Number(s):
2405-501-0104-000-6

ANNEXATION AGREEMENT
CORPORATION

To: WATER/WASTEWATER ENGINEERING
FORT PIERCE UTILITIES AUTHORITY
POST OFFICE BOX 3191
FORT PIERCE, FLORIDA 34948-3191

3120 AVENUE Q, FORT PIERCE, FLORIDA 34947
Location Address

1316 23RD PLACE, S.W., VERO BEACH, FLORIDA 32962
Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

Lot 13 and Lot 14, less the South 10 feet, Block 5, SUNRISE PARK #1, according to the map or plat thereof, as recorded in Plat Book 8, Page 42, Public Records of St. Lucie County, Florida.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

(Corporate Seal)

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized this

7TH day of JULY, 2014.

Attest:
Diane Reynolds, Treasurer

Avant Enterprises, Inc., a Florida Corporation
GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature
Rosalie Lavertu
Printed Witness Signature

Witness Signature
AMY SHEVLIN
Printed Witness Signature

PRESIDENT (Signature)
Marlene Hadden, President
Printed Signature
1316 23rd Place, S.W.
Address
Vero Beach, Florida 32962
City, State, Zip

STATE OF FLORIDA

COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Marlene Hadden and Diane Reynolds,** known to me to be the President and Treasurer, respectively of **Avant Enterprises, Inc., a Florida corporation**, the corporation in whose name the foregoing instrument was executed, and that they severally acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in them by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: Driver's Licenses, and that an oath (was not) taken.

RUBBER STAMP NOTARY SEAL

ROSALIE LAVERTU
Commission # EE 218440
Expires July 22, 2016
Bonded Thru Troy Fain Insurance 800-385-7019

Witness my hand and official Seal in the County and State last aforesaid this 7TH day of JULY A.D. 2014.

Notary Signature
Rosalie Lavertu
Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 3120 Avenue Q

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

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NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

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NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. d.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 2905, 2906, and 2910 Forest Place - Ordinance No. 21-04 21-042, 21-043

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-041 - This is a voluntary annexation of one parcel of land located at 2905 Forest Place in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-042 - This is a voluntary annexation of one parcel of land located at 2906 Forest Place in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-043 - This is a voluntary annexation of one parcel of land located at 2910 Forest Place in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
CIty Clerk

Fiscal Impact

Budgeted Y/N: n/a

Fiscal Year: n/a

Account: n/a

Amount: n/a

OTHER INFORMATION:

Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Attachments

staff presentation

staff report

Ordinance

Ordinance

Ordinance

Public Notification Certification

Public Notification Certification

Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:49 PM

Form Started By: Jennifer Hofmeister Started On: 11/04/2021 09:10 AM

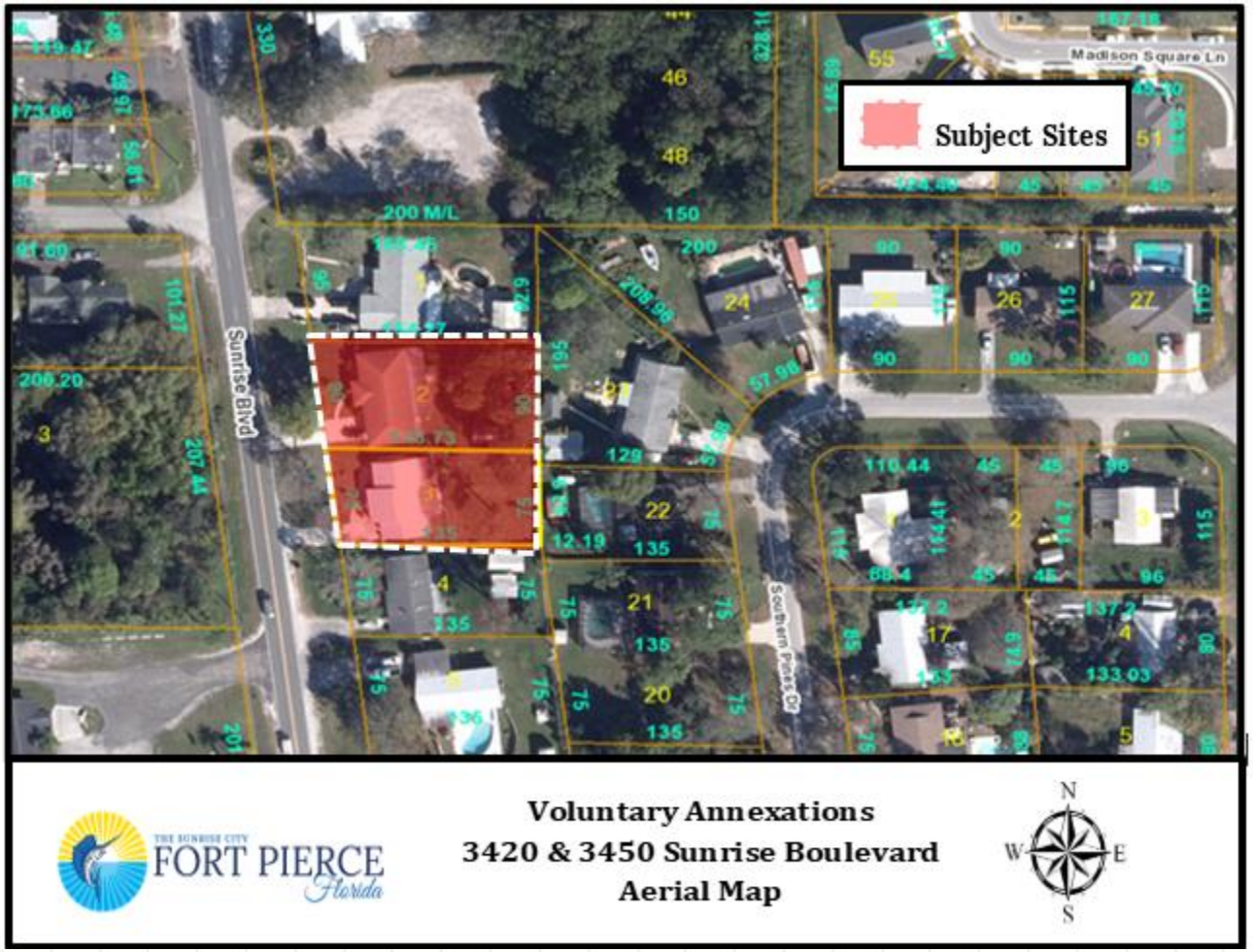
Final Approval Date: 11/16/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

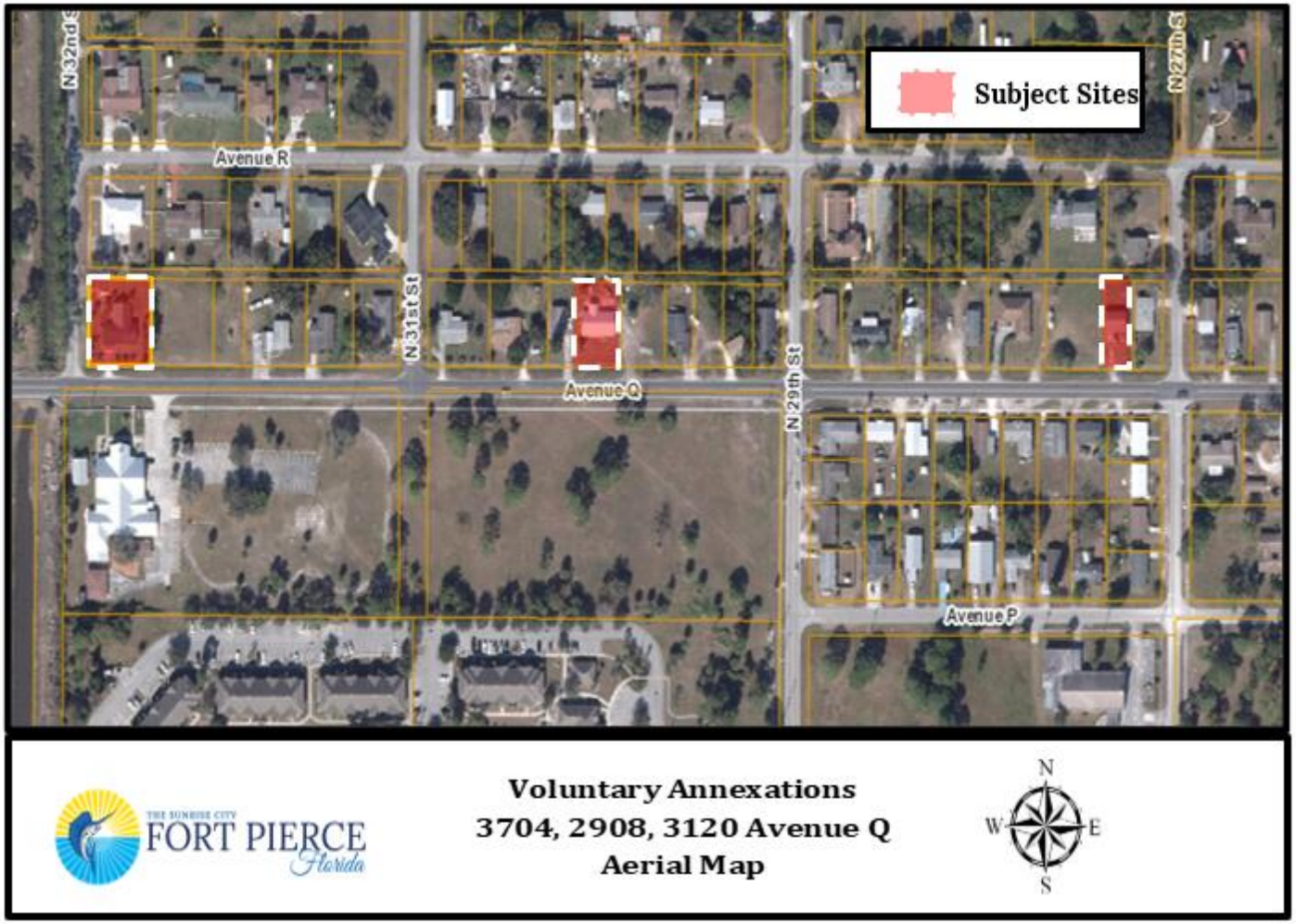
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



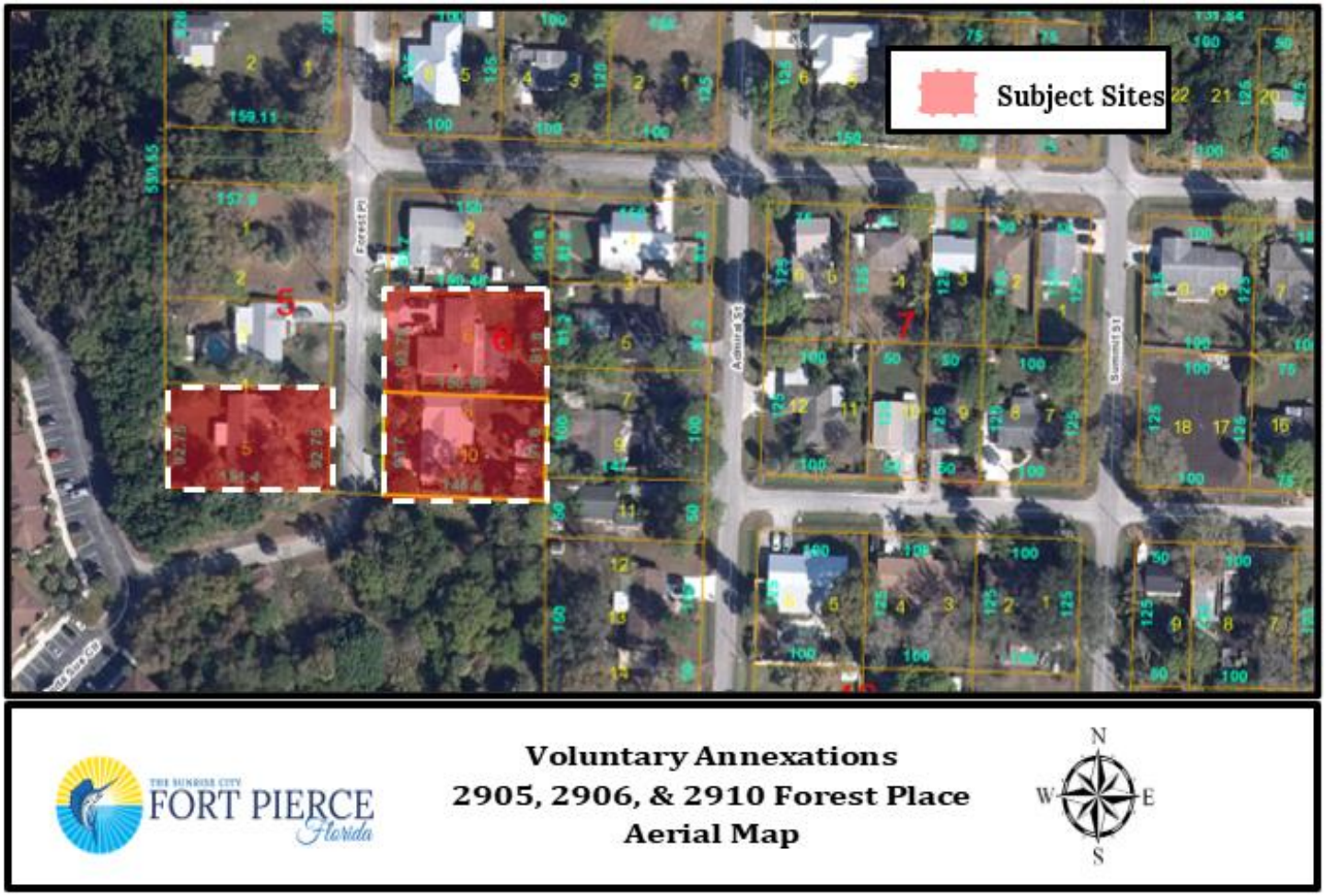
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

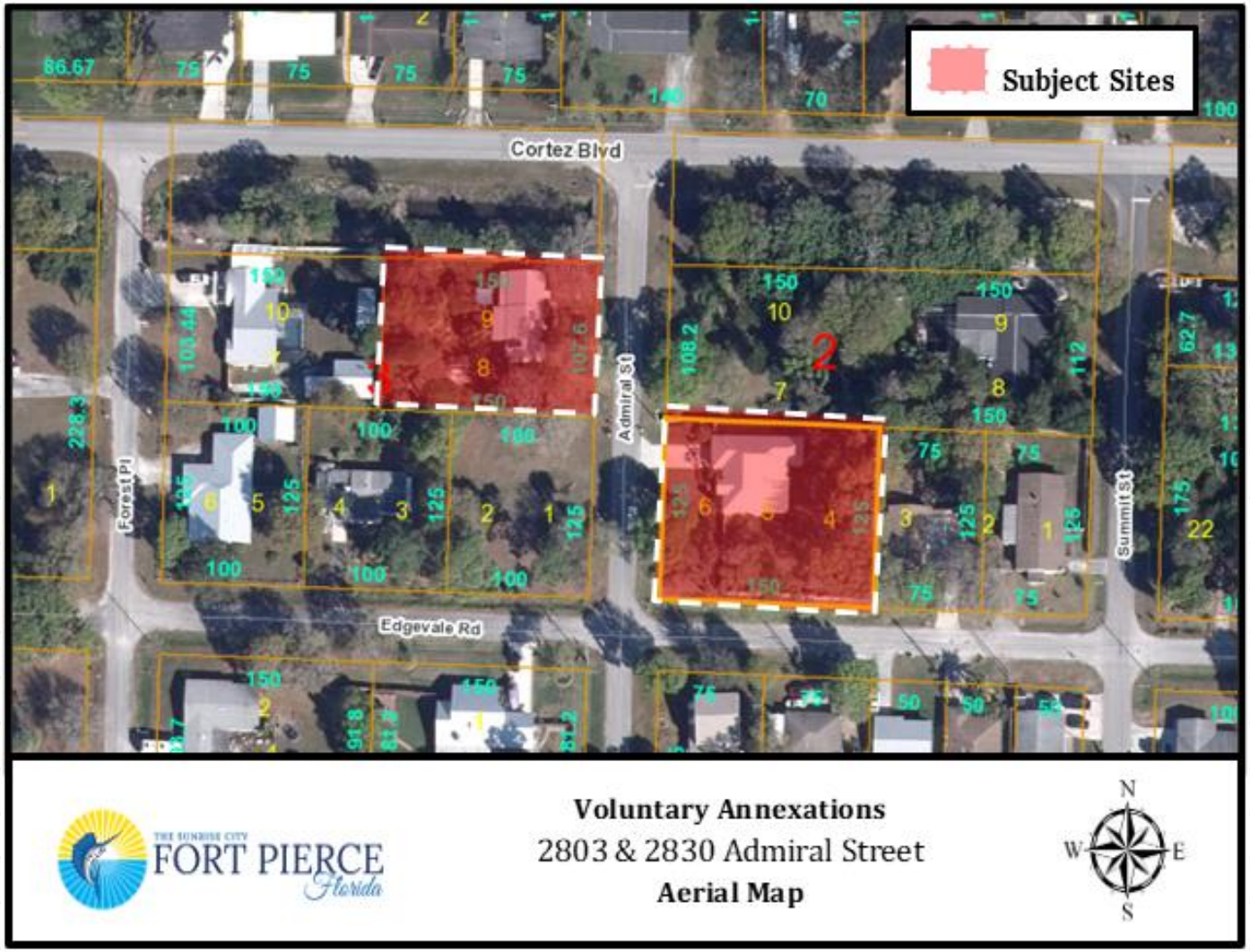


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

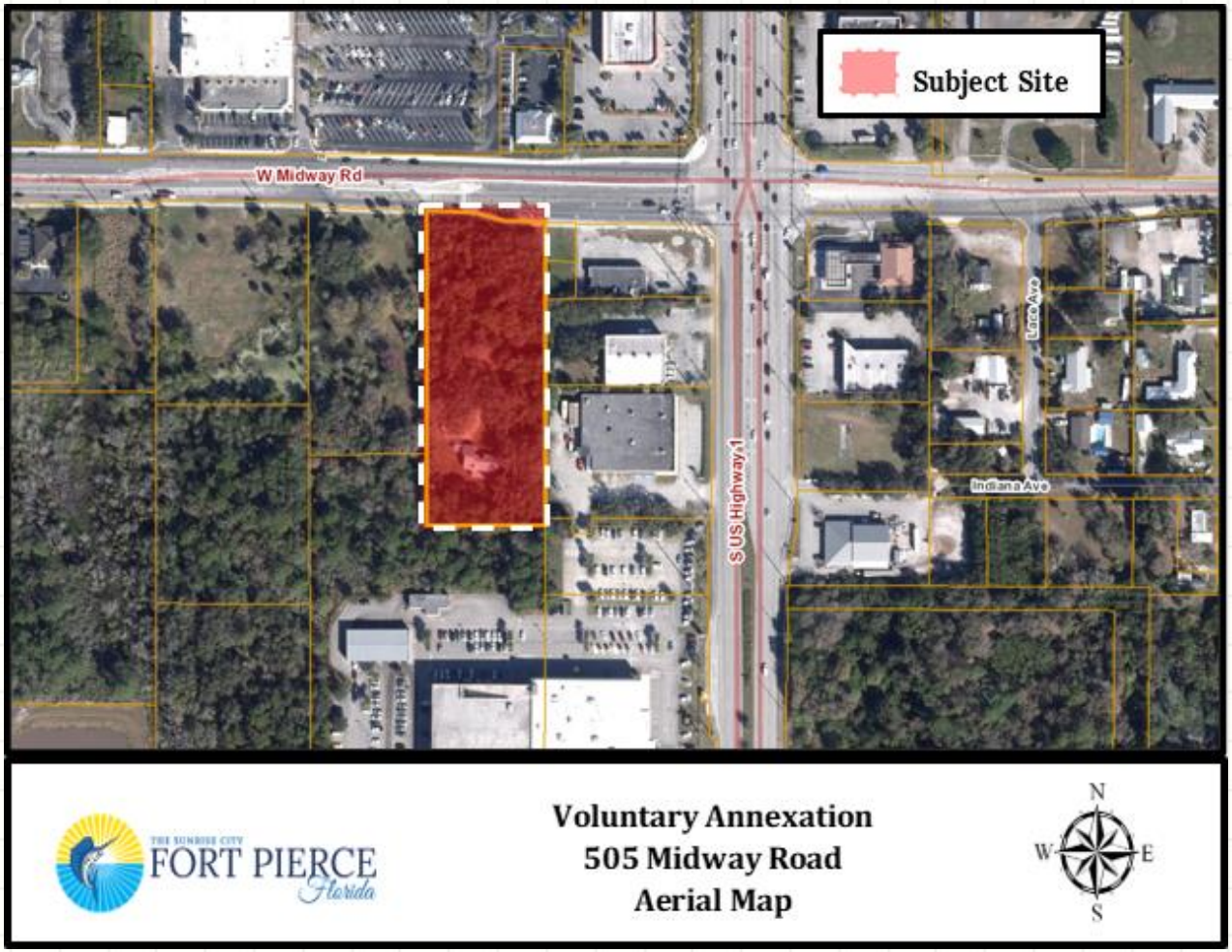
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



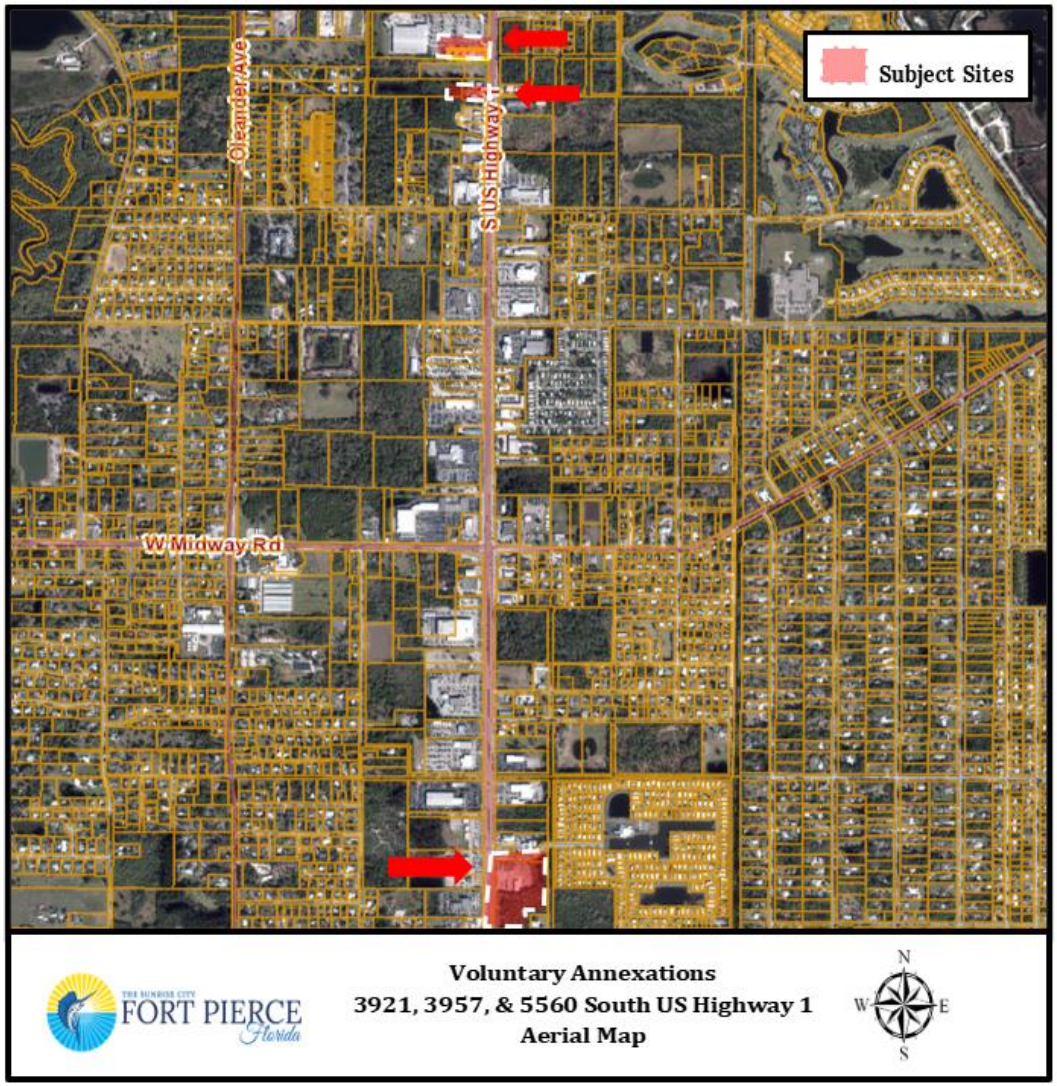
Annexation 13:

Ordinance No. 21-048



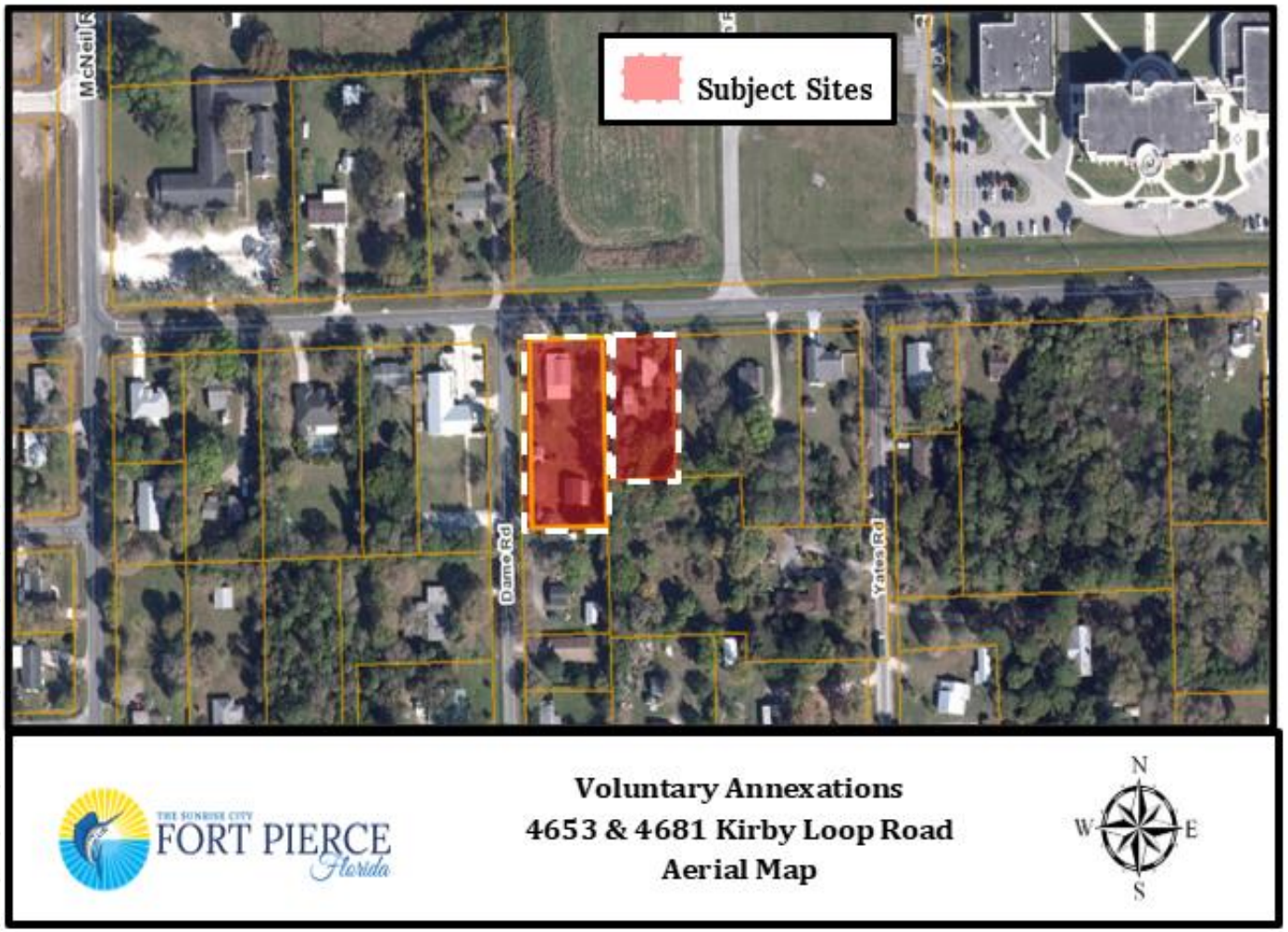
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

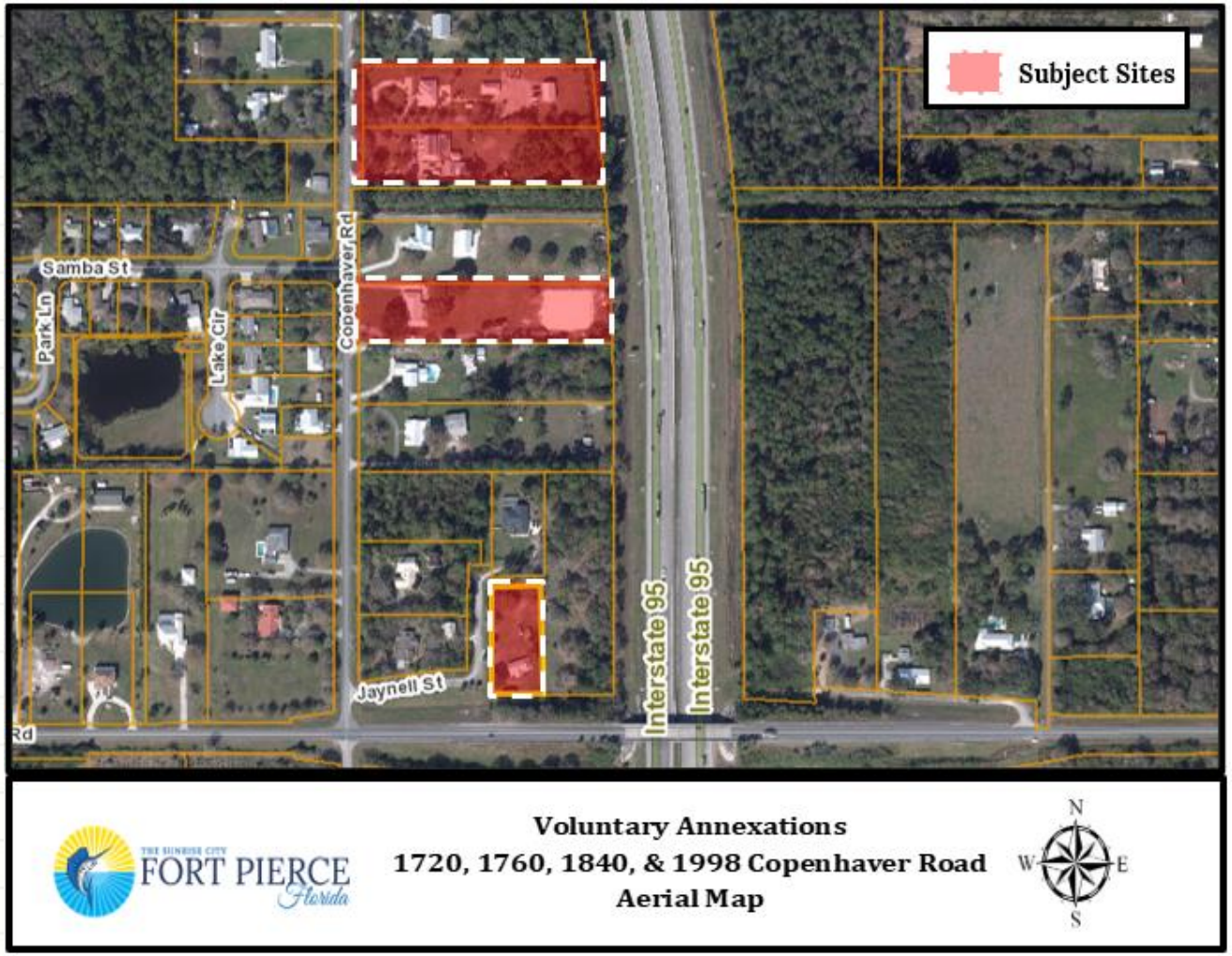


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

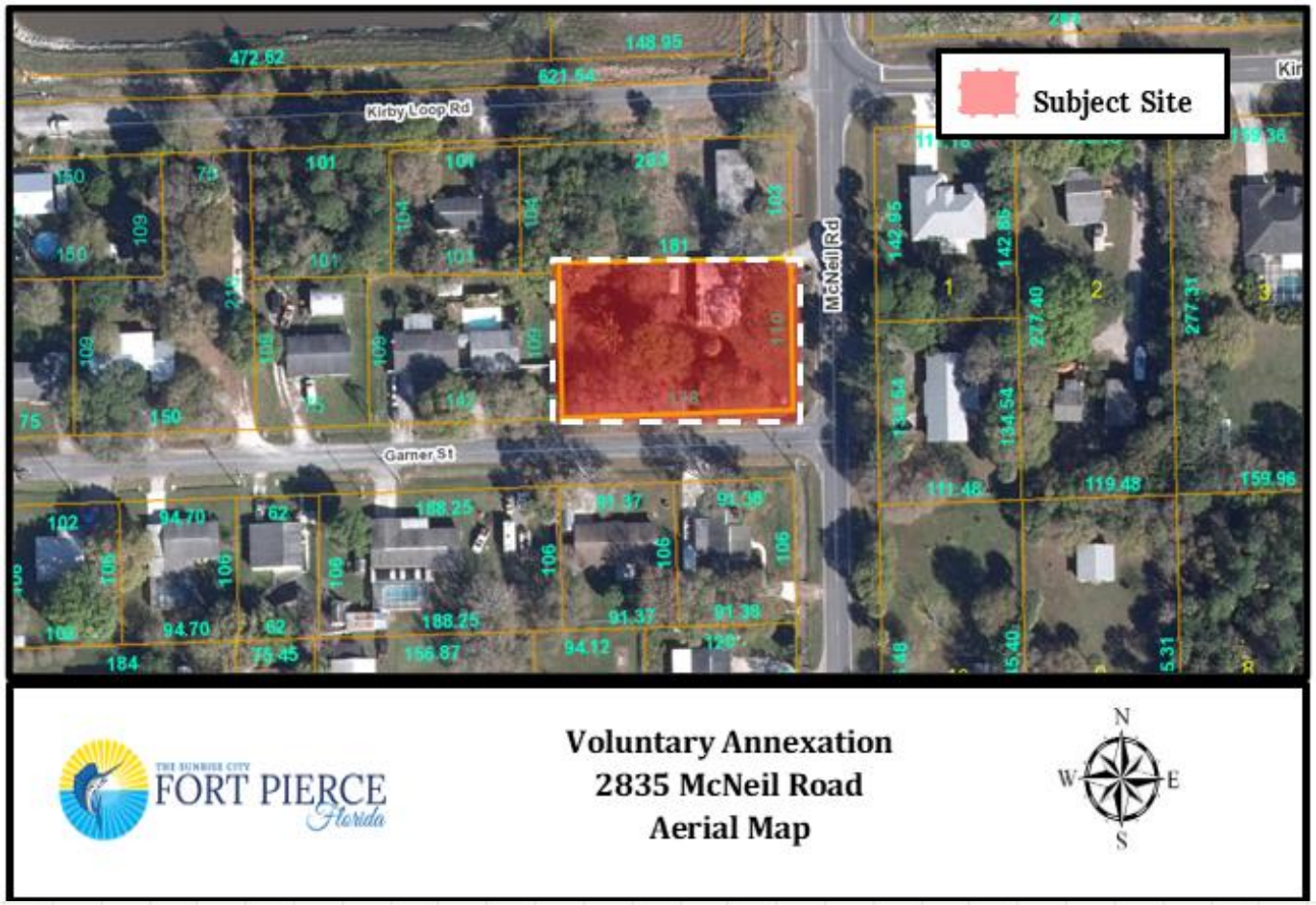
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



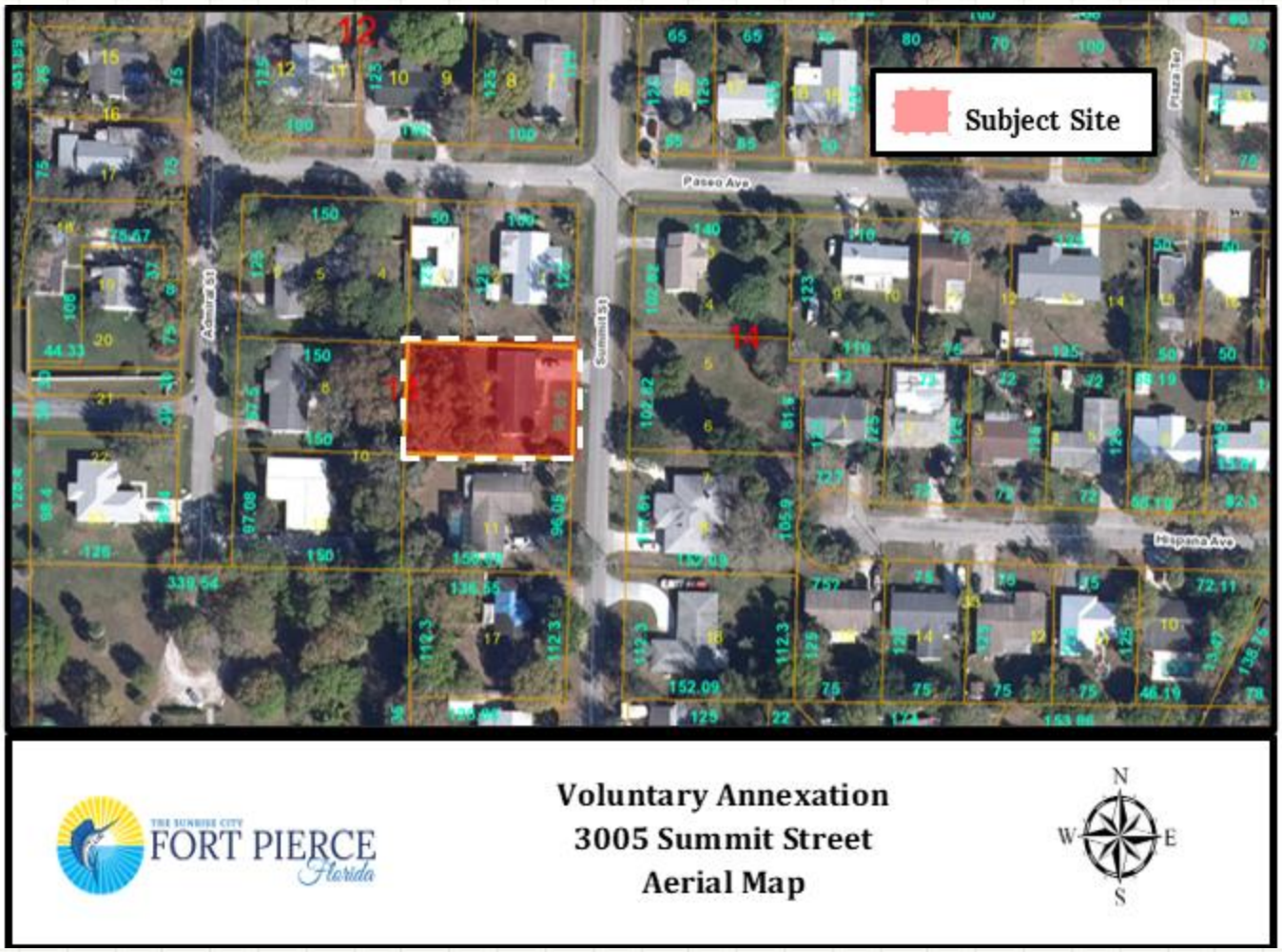
Annexation 25:

Ordinance No. 21-060



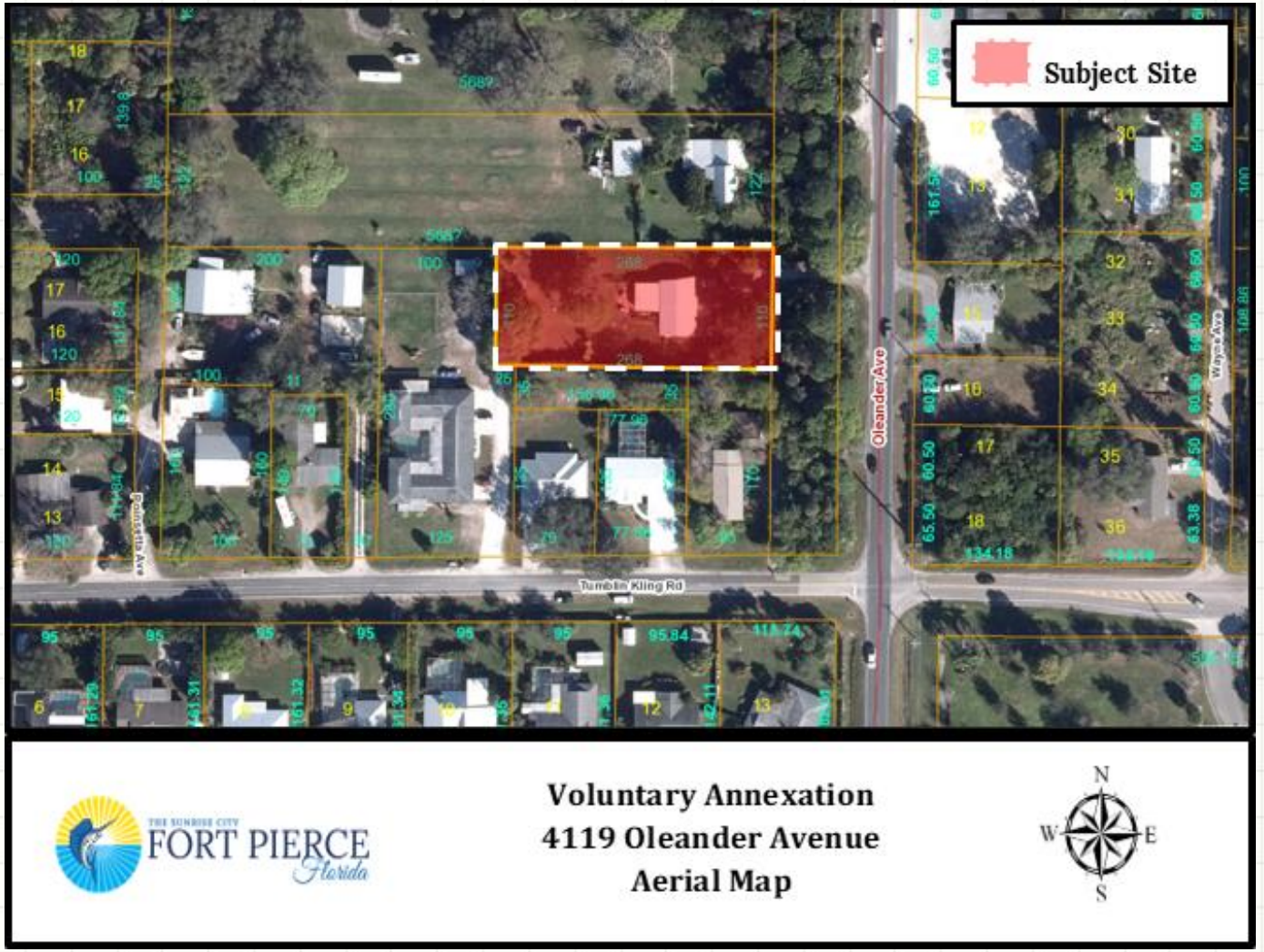
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO: Nicholas Mimms, P.E., ICMA-CM, City Manager

FROM: Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director

RE: **Applications for Voluntary Annexation**
2905, 2906, & 2910 Forest Place

MEETING DATE: November 15, 2021

STAFF REPORT

Property Owners/
Applicants

Jose L Zamora
Maria E Zamora
2905 Forest Place
Fort Pierce, FL 34982

Donahue St Peter Boreland
Shanda T Boreland
2906 Forest Place
Fort Pierce, FL 34982-6176

Donald Allan
Joyce L Allan
2910 Forest Place
Fort Pierce, FL 34982

Requested Action: Approval of three (3) Voluntary Applications for Annexation

Site Locations: 2905, 2906, and 2910 Forest Place in Fort Pierce, Florida

Parcel IDs: 2421-802-0052-000-0, 2421-802-0056-000-8, and 2421-802-0060-000-9

Parcel Sizes: 0.32, 0.32, and 0.32 acres

Current Future Land Use: Residential Urban 5 du/ac (RU) (SLC)

Current Zoning: Residential Single Family, 4 Dwelling Units/Acre (RS-4) (SLC)

Proposed Future Land Use: Single Family Low Density (R-1) (FP)

Proposed Zoning: Low Density Residential (RL) (FP)

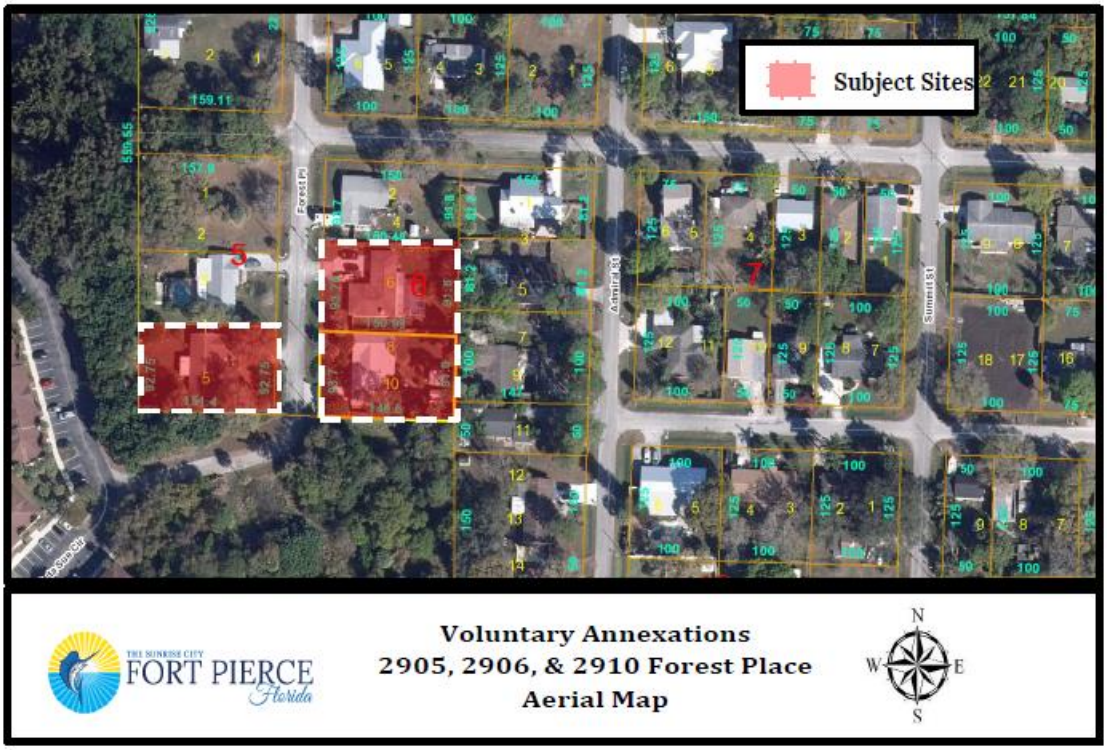
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)
Surrounding Zoning:	RS-4 (SLC)	R-1 (FP) / RS-4 (SLC)	R-2 (FP) / RS-4 (SLC)	R-2 (FP) / RS-4 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of three (3) parcels located at 2905, 2906, and 2910 Forest Place in Fort Pierce, Florida. The parcel IDs are 2421-802-0052-000-0, 2421-802-0056-000-8, and 2421-802-0060-000-9.



The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $25,000, $88,248, & $0. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed three (3) annexations at 2905, 2906, and 2910 Forest Place, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-041

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2905 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0052-000-0

MARAVILLA PLAZA BLK 5 S 24 FT OFLOT 4 AND ALL LOT 5 (0.32 AC) (OR 1749-236)

Said property containing 0.32 acres, more or less, and being generally located at 2905 Forest Place in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-2, Single Family Intermediate Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

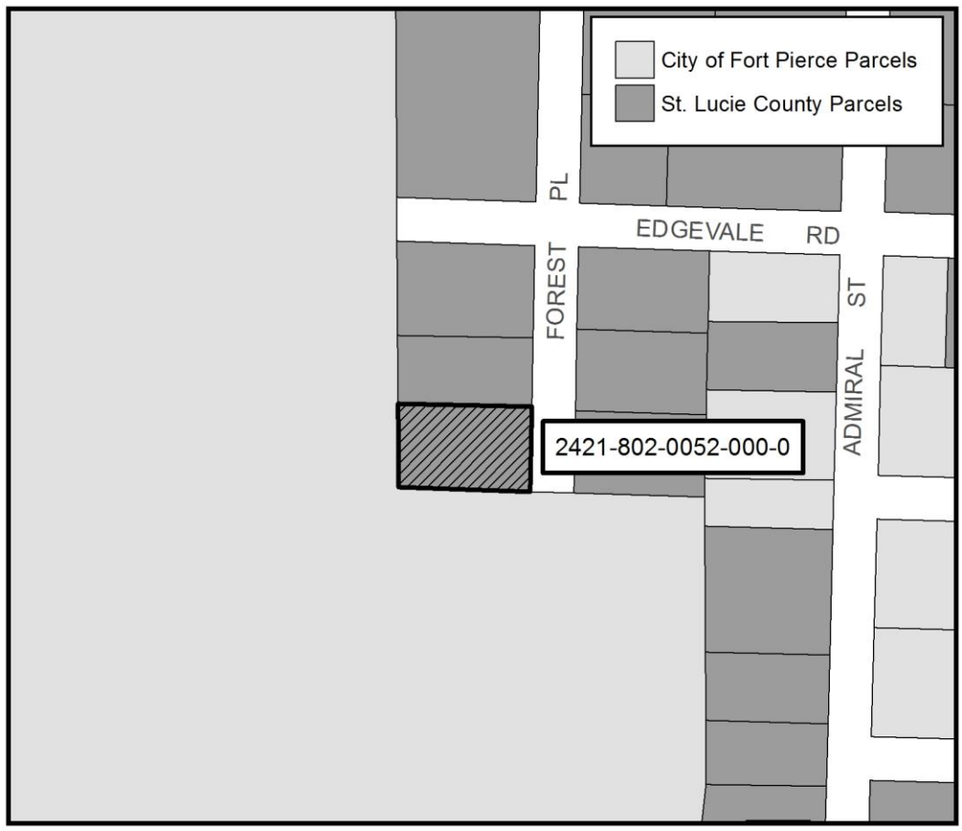
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

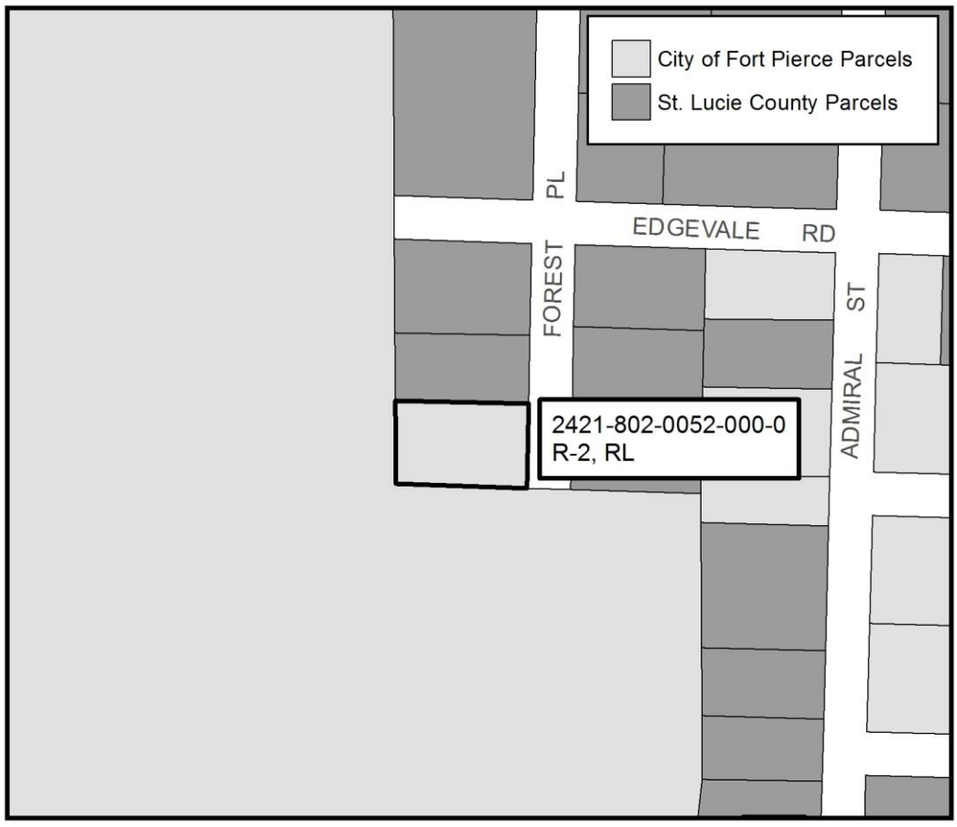
EXHIBIT A
Annexed Area & Legal Description



MARAVILLA PLAZA BLK 5 S 24 FT OFLOT 4 AND ALL LOT 5 (0.32 AC) (OR 1749-236)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-2, Single Family Intermediate Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4294862 OR BOOK 3981 PAGE 1893, Recorded 04/06/2017 11:06:07 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): **2421-802-0052-000-0**	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2905 FOREST PLACE, FORT PIERCE, FL 34982 Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

THE SOUTH 24 FEET OF LOT 4 AND ALL OF LOT 5, BLOCK 5 OF MARAVILLA PLAZA, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGES 44, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTORS.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 21st day of February, 2017.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Jessica Luna
Printed Witness Signature

Juan C. Landeros
Witness Signature

Juan C. Landeros
Printed Witness Signature

X Ana Bertha Garcia P.
Witness Signature

X Ana Bertha Garcia P.
Printed Witness Signature

X
Witness Signature

X Alexi Zamora
Printed Witness Signature

Jose L. Zamora
Signature
Jose Luis Zamora, a married man
Printed Signature
2905 Forest Place
Address
Fort Pierce, Florida 34982
City, State, Zip

X Maria E. Zamora
Signature
Maria Elidia Zamora, his wife
Printed Signature
2905 Forest Place
Address
Fort Pierce, Florida 34982
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Jose Luis Zamora and Maria Elidia Zamora, husband and wife**, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

NOTARY PUBLIC STATE OF FLORIDA
JESSICA LUNA
MY COMMISSION # FF 974105
EXPIRES: April 14, 2020
Bonded Thru Budget Notary Services

Witness my hand and official Seal in the County and State last aforesaid this 21st day of February, A.D. 2017.

Jessica Luna
Notary Signature

Jessica Luna
Notary Printed Signature

Revised 7/9/04 per atty

ORDINANCE NO. 21-042

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2906 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0056-000-8

MARAVILLA PLAZA S/D BLK 6 FROM NW COR LOT 2 RUN S ON E R/W FORREST PL 93.7 FT FOR POB, TH CONT S ON SAME LI 93.7 FT, TH E 150.98 FT TO E LI LOT 8, TH N ON E LI LOTS 8, 6 AND 4 91.8 FT, TH W 150.48 FT TO POB BEING PART OF LOTS 4 AND 8 ALL LOT 6 (0.32 AC) (OR 3889-816)

Said property containing 0.32 acres, more or less, and being generally located at 2906 Forest Place in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

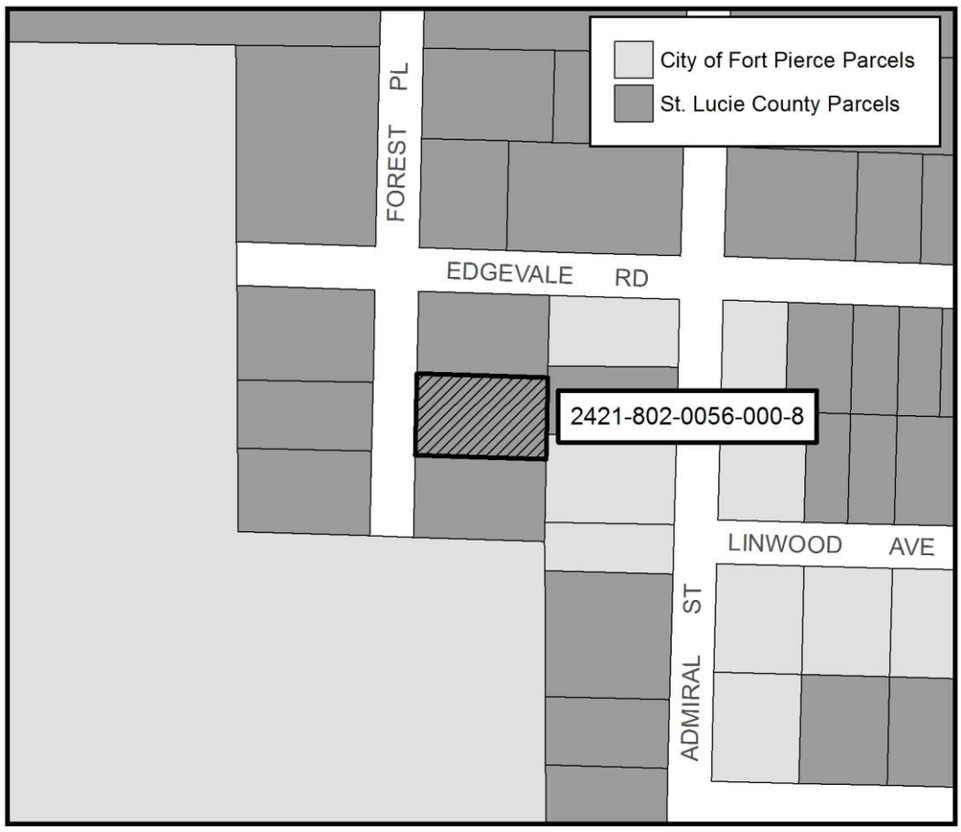
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

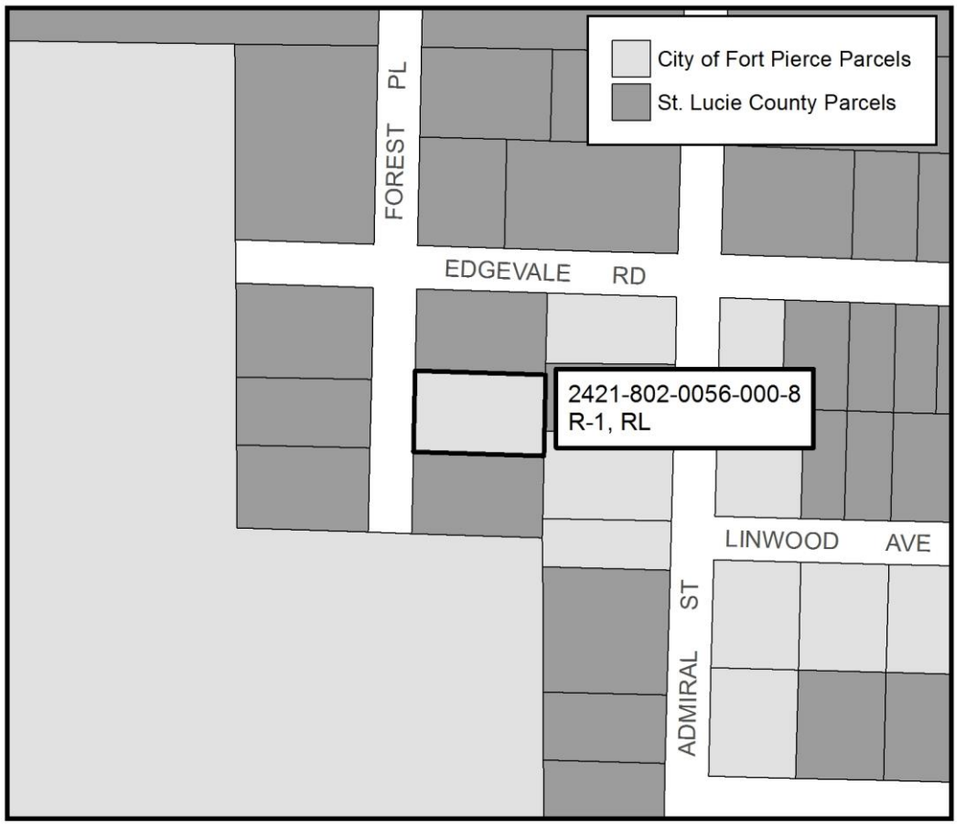
EXHIBIT A
Annexed Area & Legal Description



MARAVILLA PLAZA S/D BLK 6 FROM NW COR LOT 2 RUN S ON E R/W FORREST PL 93.7 FT FOR POB, TH CONT S ON SAME LI 93.7 FT, TH E 150.98 FT TO E LI LOT 8, TH N ON E LI LOTS 8, 6 AND 4 91.8 FT, TH W 150.48 FT TO POB BEING PART OF LOTS 4 AND 8 ALL LOT 6 (0.32 AC) (OR 3889-816)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4216544 OR BOOK 3897 PAGE 2055, Recorded 08/03/2016 04:10:13 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., CH BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0056-000-8	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2906 FOREST PLACE, FORT PIERCE, FL 34949 Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

BEING A PART OF LOTS 4, 6 AND 8, BLOCK 6 OF MARAVILLA PLAZA, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 5, PAGE(S) 44, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, THE BOUNDARY OF PARCEL HEREIN DESCRIBED AS FOLLOWS: FROM NORTHWEST CORNER OF LOT 2, BLOCK 6, MARAVILLA PLAZA, RUN SOUTH ALONG THE EAST RIGHT OF WAY LINE OF FOREST PLACE, 93.7 FEET TO THE POINT OF BEGINNING OF PARCEL HEREIN DESCRIBED. FROM THE POINT OF BEGINNING CONTINUE ALONG SAME LINE 93.7 FEET; THENCE EAST 150.98 FEET TO A POINT ON THE EAST LINE OF LOT 8; THENCE NORTH ALONG THE EAST LINE OF LOTS 8, 6 AND 4, A DISTANCE OF 91.8 FEET; THENCE WEST 150.48 FEET TO THE POINT OF BEGINNING. SUBJECT TO EASEMENT, RESTRICTIONS, AND RESERVATIONS OF RECORD AND TO TAXES FOR THE YEAR 2016 AND *THEREAFTER.*

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTORS.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hands and seals this 15th day of July, 2016.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Nikol Martin
Printed Witness Signature

Witness Signature
Amy Sheriff
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Signature
Donahue St. Peter Boreland
Printed Signature
2906 Forest Place
Address
Fort Pierce, FL 34982
City, State, Zip

Signature
Shanda Tamara Boreland, his wife
Printed Signature
2906 Forest Place
Address
Fort Pierce, FL 34982
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Donahue St. Peter Boreland and Shanda Tamara Boreland, husband and wife,** known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL Nikol Martin NOTARY PUBLIC STATE OF FLORIDA Comm# FF210427 Expires 3/16/2019	Witness my hand and official Seal in the County and State last aforesaid this 15th day of July, A.D. 2016. Notary Signature Nikol Martin Notary Printed Signature

N:\My Documents\FPUA\Completed Annexation Agreements\Adams, June Evelyn & Wendell Rodney - 1919 Southwest Drive.docx Revised 7/9/04 per atty.

ORDINANCE NO. 21-043

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2910 FOREST PLACE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0060-000-9

MARAVILLA PLAZA S/D BLK 6 PART OF LOTS 8 AND 10 MPDAF: FROM NW CORLOT 2 RUN S ALG E LI FOREST PL 187.4 FT FOR POB, TH CONT ON SAMELI 93.7 FT TO SW COR LOT 10, TH E151.45 FT TO SE COR LOT 10, TH N 91.8 FT, TH W 150.98 FT TO POB (0.32 AC) (OR 736-2382)

Said property containing 0.32 acres, more or less, and being generally located at 2910 Forest Place in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

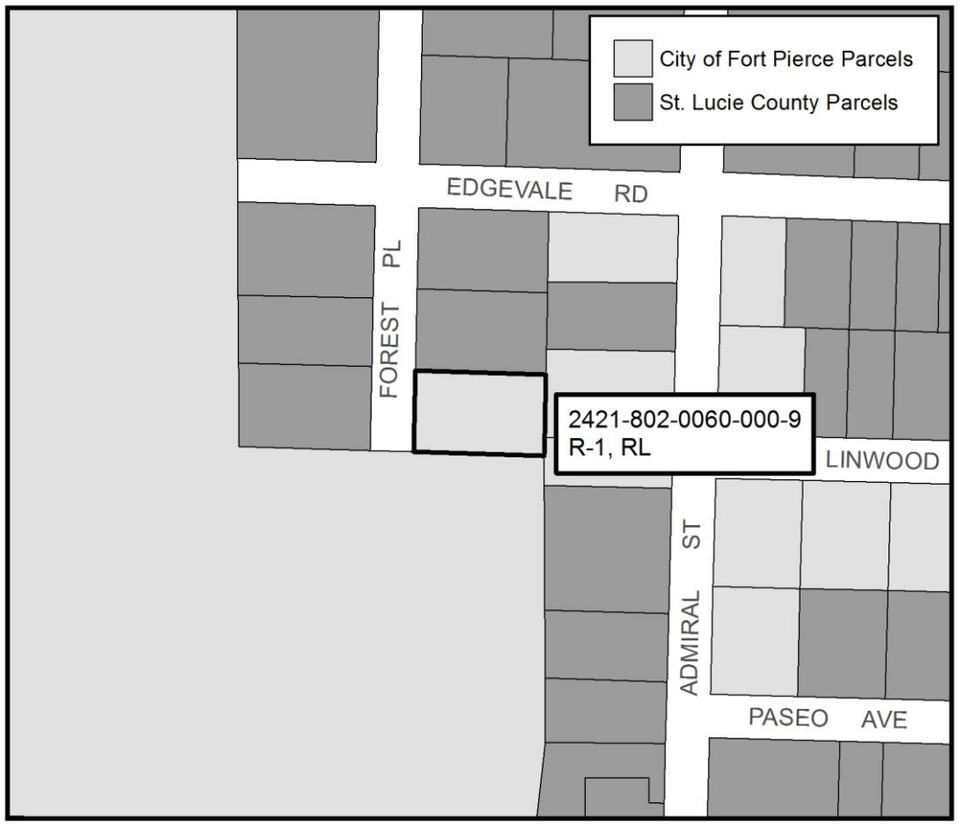
_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

MARAVILLA PLAZA S/D BLK 6 PART OF LOTS 8 AND 10 MPDAF: FROM NW CORLOT 2 RUN S ALG E LI FOREST PL 187.4 FT FOR POB, TH CONT ON SAMELI 93.7 FT TO SW COR LOT 10, TH E151.45 FT TO SE COR LOT 10, TH N 91.8 FT, TH W 150.98 FT TO POB (0.32 AC) (OR 736-2382)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3488864 OR BOOK 3208 PAGE 1874, Recorded 06/29/2010 at 09:19 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., CH BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0060-000-9	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2910 FOREST PLACE, FORT PIERCE, FL 34982 Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

BEING A PART OF LOTS 8 AND 10, BLOCK 6, MARAVILLA PLAZA SUBDIVISION, ACCORDING TO PLAT THEREOF FILED IN PLAT BOOK 5, PAGE 44, OF PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA; THE BOUNDARY OF PARCEL HEREIN DESCRIBED AS FOLLOWS:

FROM THE NORTHWEST CORNER OF LOT 2, BLOCK 6, RUN SOUTH ALONG THE EAST LINE OF FOREST PLATE 187.4 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ON SAME LINE 93.7 FEET TO THE SOUTHWEST CORNER OF LOT 10; THENCE EAST 151.45 FEET TO THE SOUTHEAST CORNER OF LOT 10; THENCE NORTH ALONG THE EAST LINE OF LOTS 10 AND 8, 91.80 FEET; THENCE WEST 150.98 FEET TO THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, hereunto set hand and seal this 9th day of June, 2010.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Diane B. Sikkema
Witness Signature

Diane B. Sikkema
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Donald Allan
Signature
Donald Allan
Printed Signature
2910 Forest Place
Address
Fort Pierce, FL 34982
City, State, Zip

Joyce L. Allan
Signature
Joyce L. Allan
Printed Signature
2910 Forest Place
Address
Fort Pierce, FL 34982
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared DONALD ALLAN and JOYCE L. ALLAN, his wife , known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL DIANE B. SIKKEMA Commission DD 761938 Expires March 21, 2012 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 9th day of June, A.D. 2010. Diane B. Sikkema Notary Signature Diane B. Sikkema Notary Printed Signature

N:\Forms\FPUA\Completed Annexation Agreements\Allan, Donald & Joyce L. - 2910 Forest Place.docx Revised 7/9/04 per atty.

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2906 Forest Place

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2906 Forest Place

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2910 Forest Place

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. e.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 1909 and 2002 Edgevale Rd - Ordinance No. 21-044 and 21-045

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

---

SUBJECT:

Legislative Hearing - Ordinance No. 21-044 - This is a voluntary annexation of a parcel of land located at 1909 Edgevale Road. SECOND READING.

Legislative Hearing - Ordinance No. 21-045 - This is a voluntary annexation of a parcel of land located at 2002 Edgevale Road. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a
Amount:	n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:49 PM

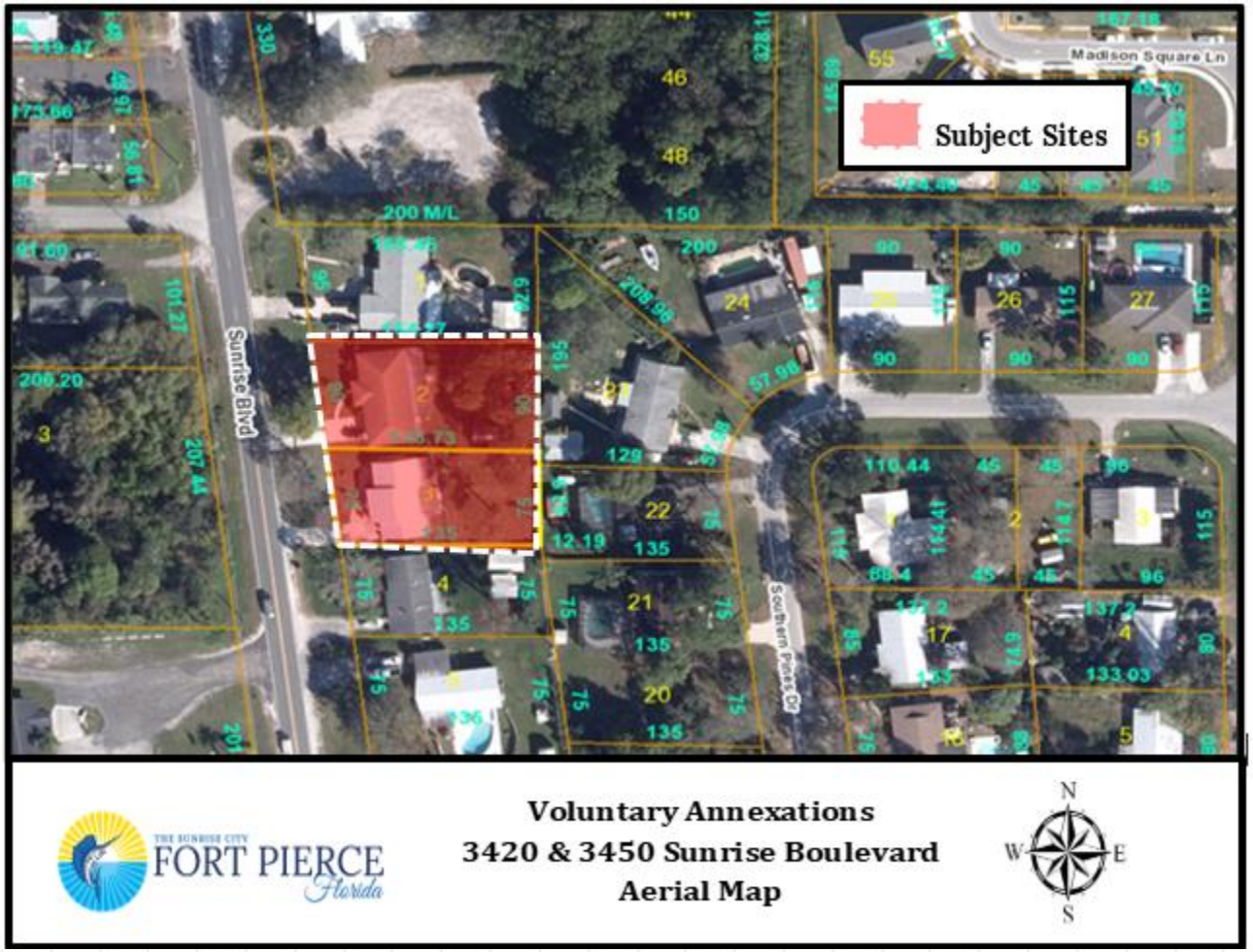
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 08:45 AM
Final Approval Date: 11/16/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

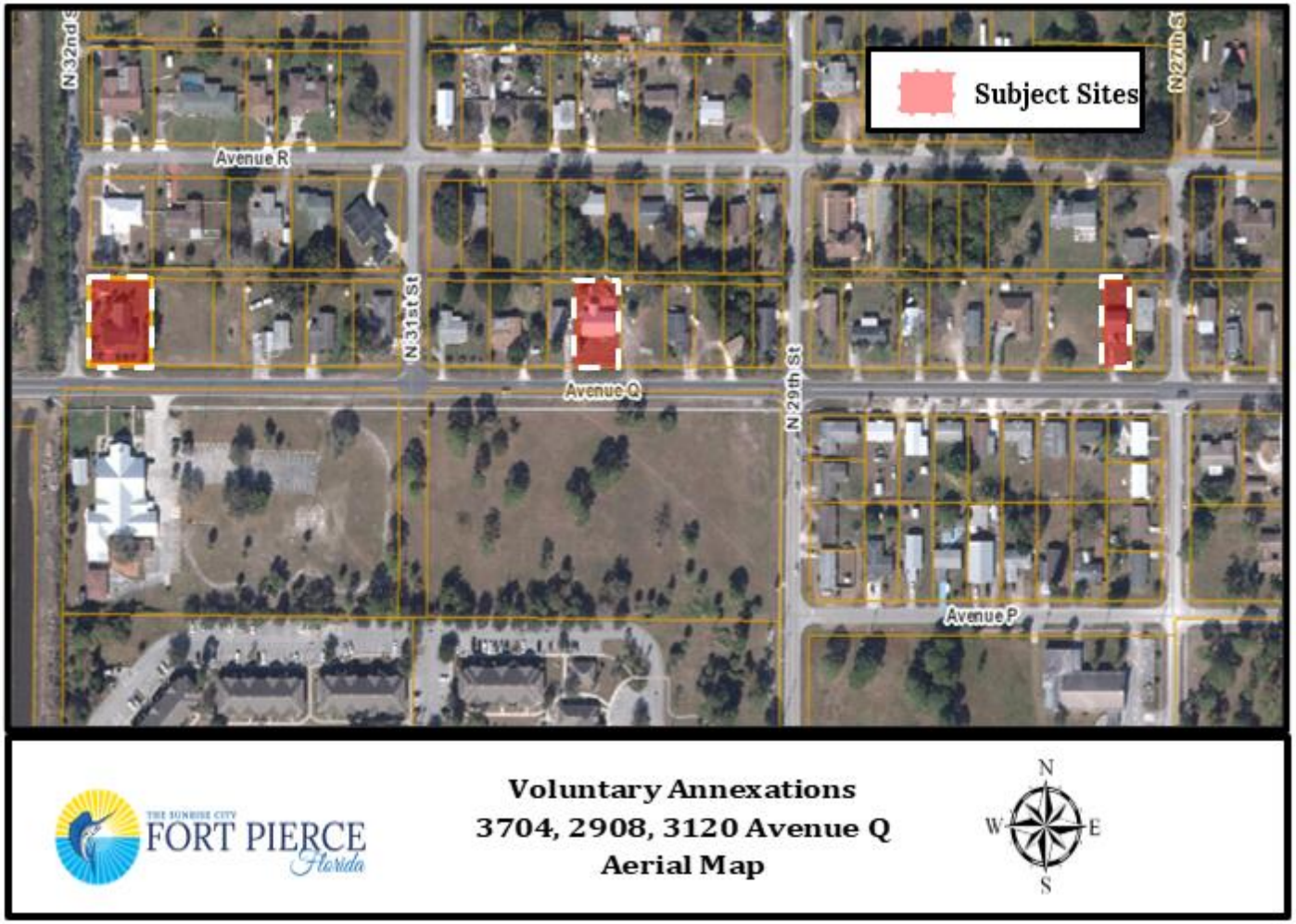
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



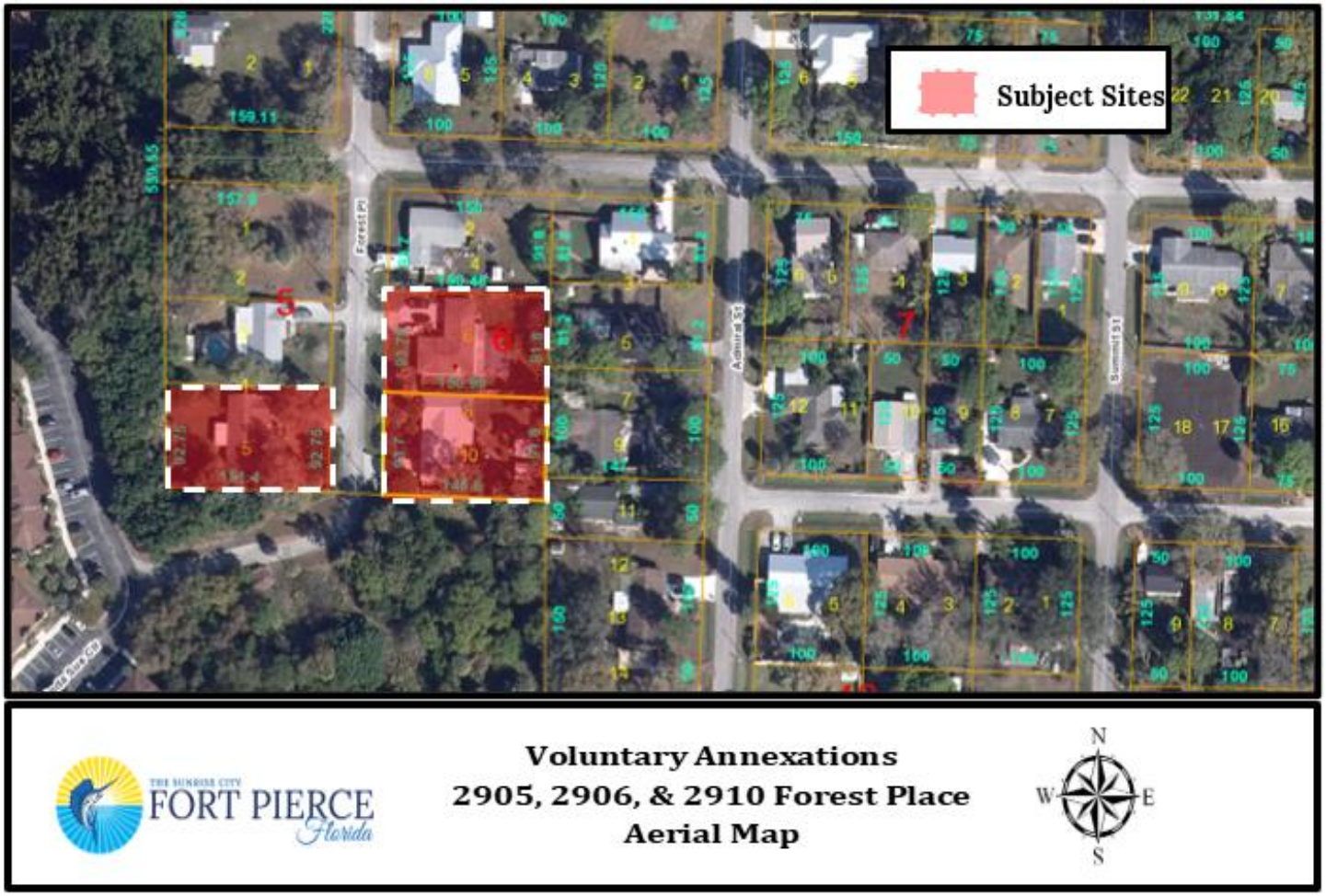
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

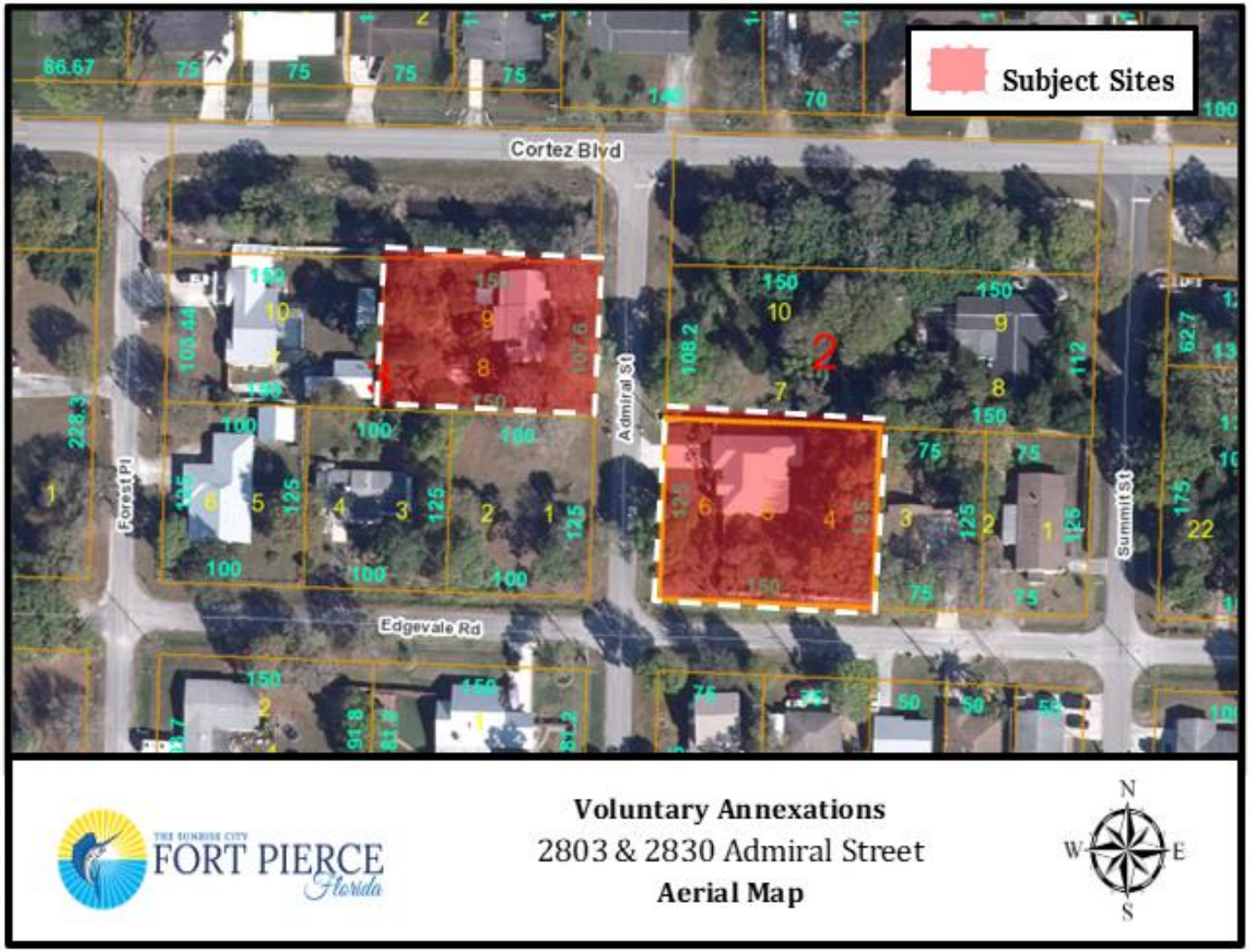


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

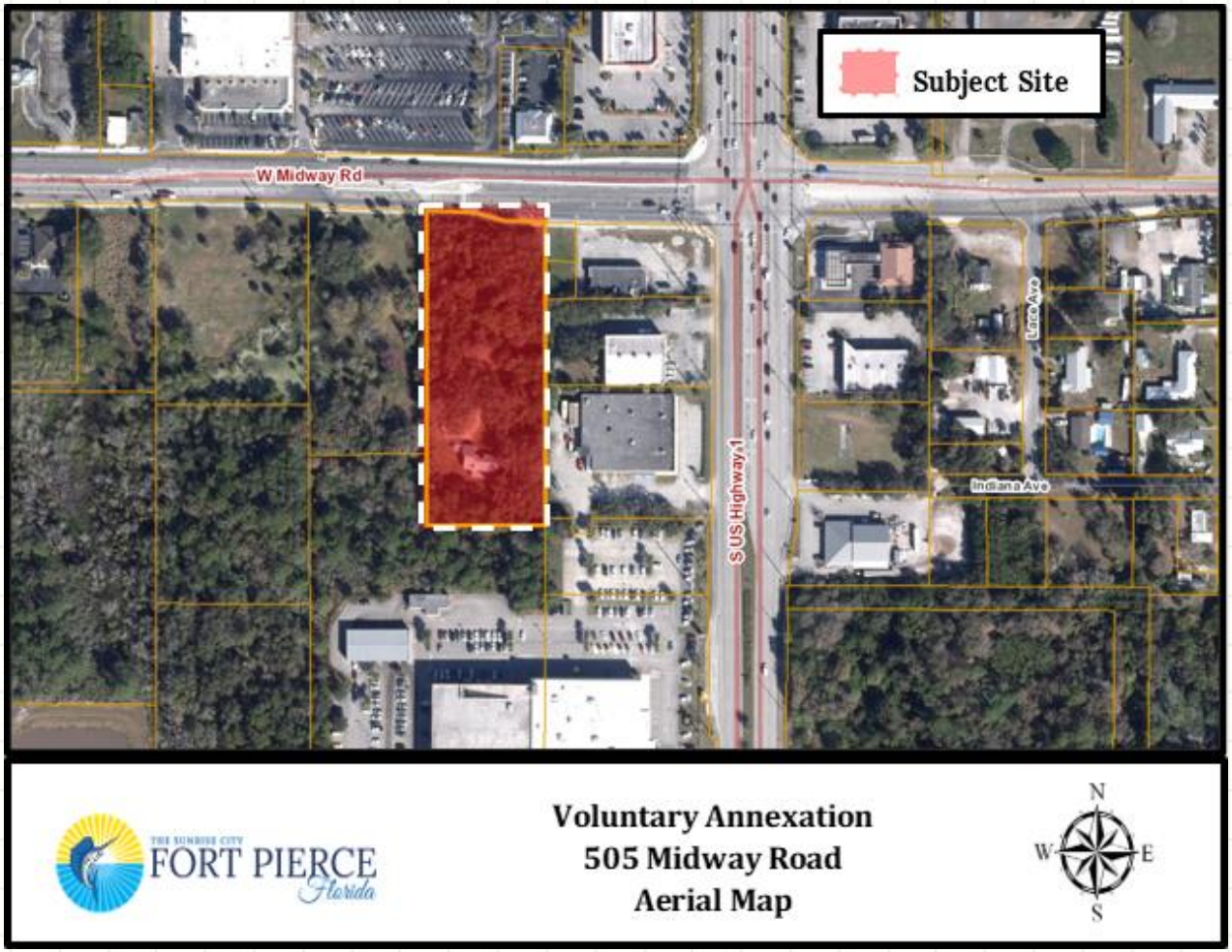
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



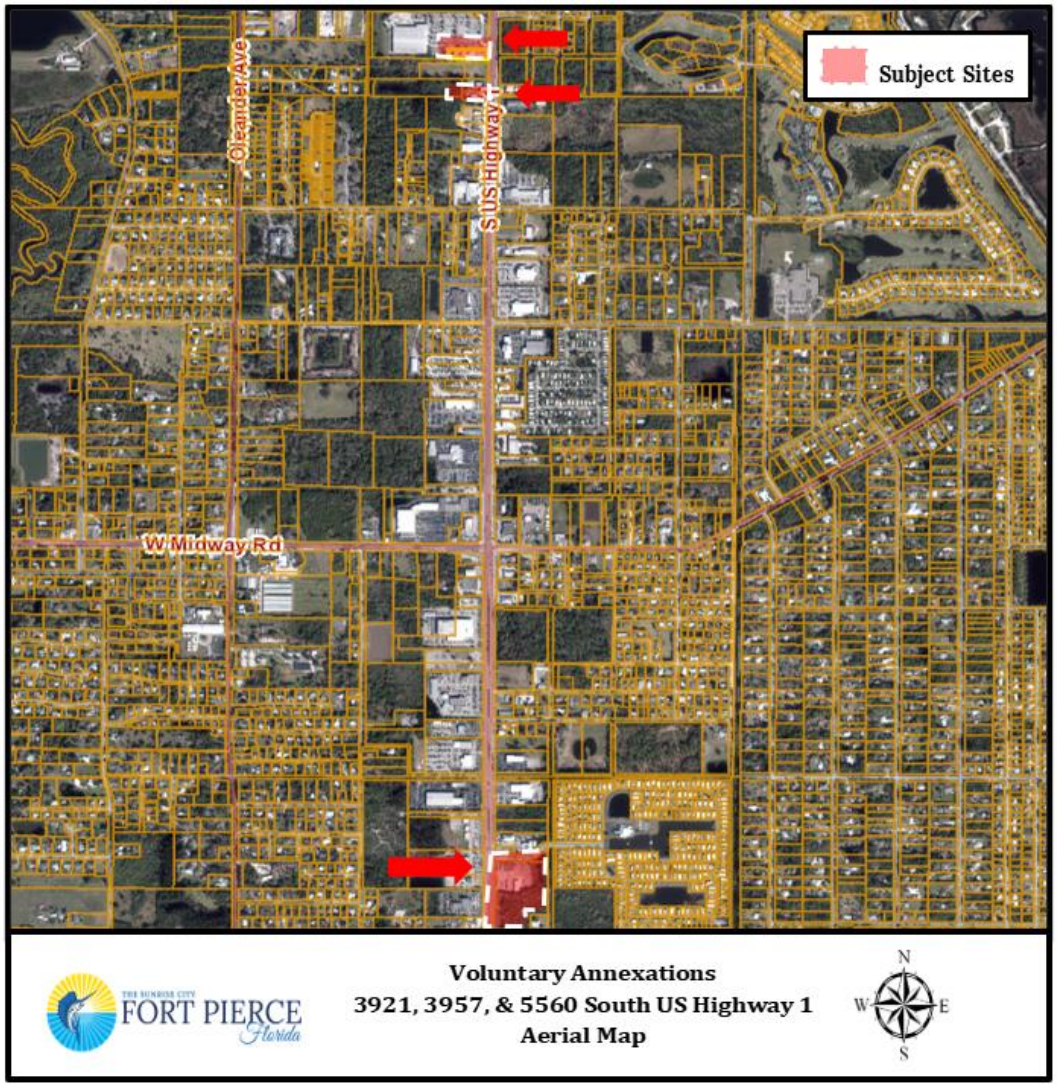
Annexation 13:

Ordinance No. 21-048



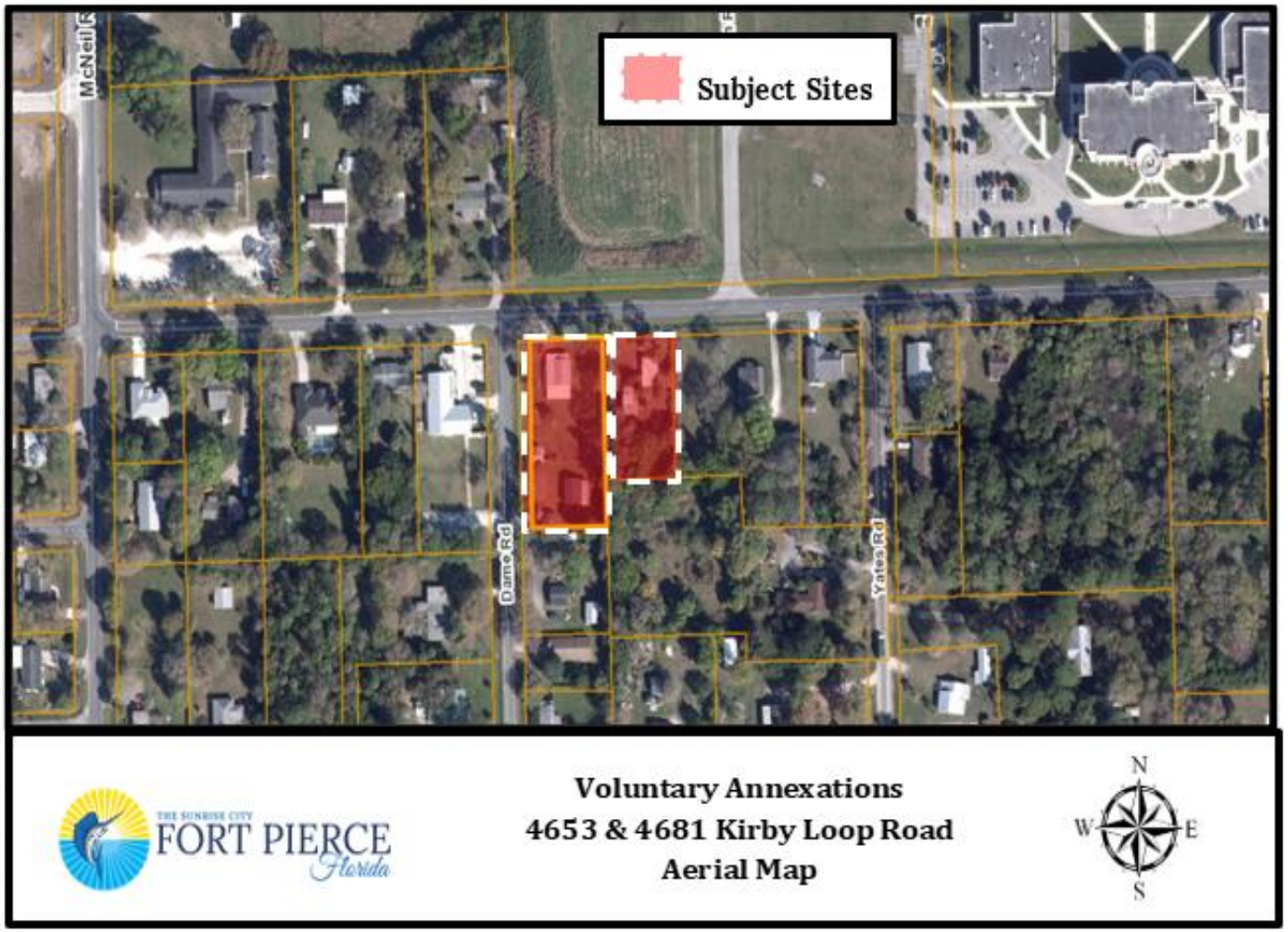
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

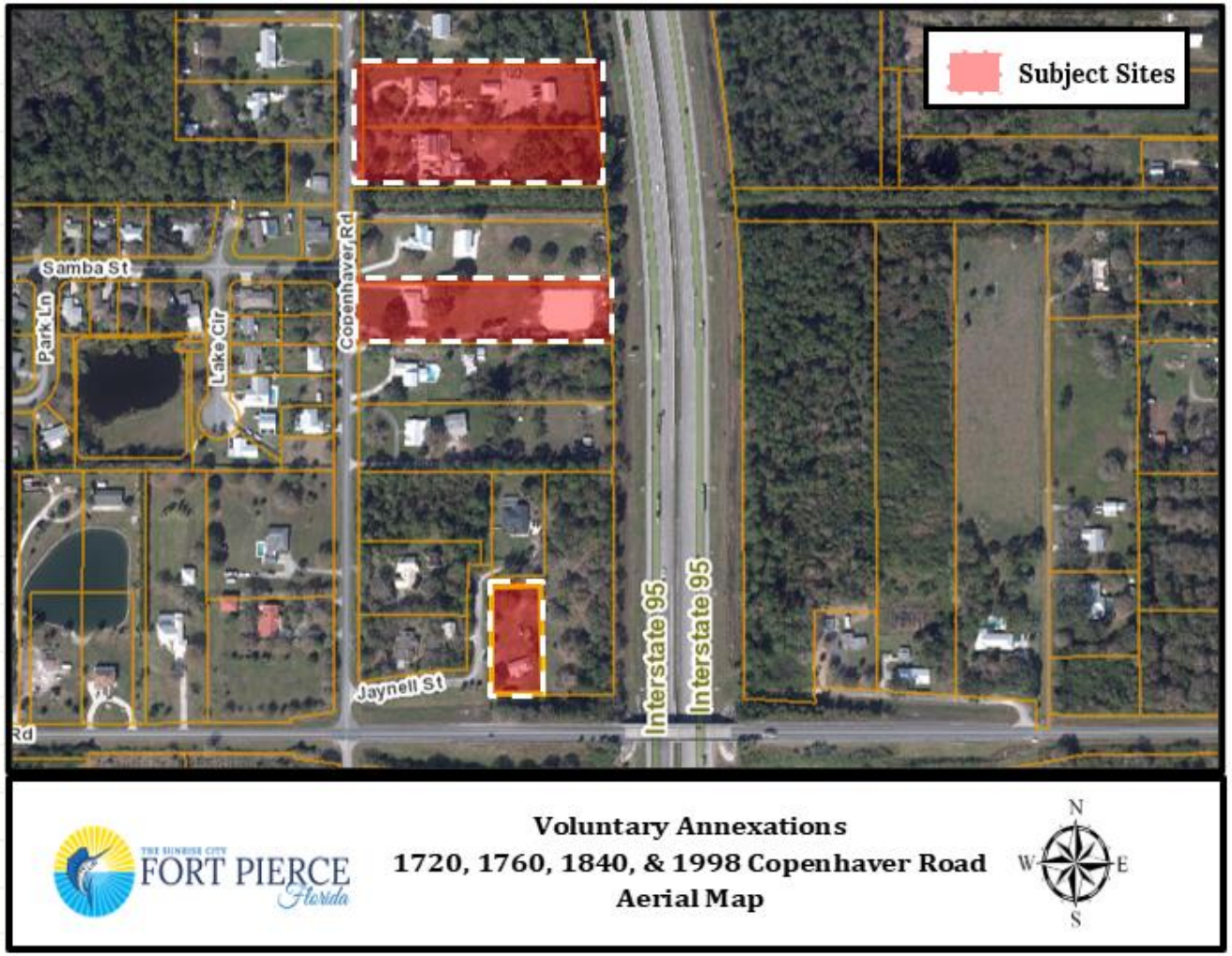


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

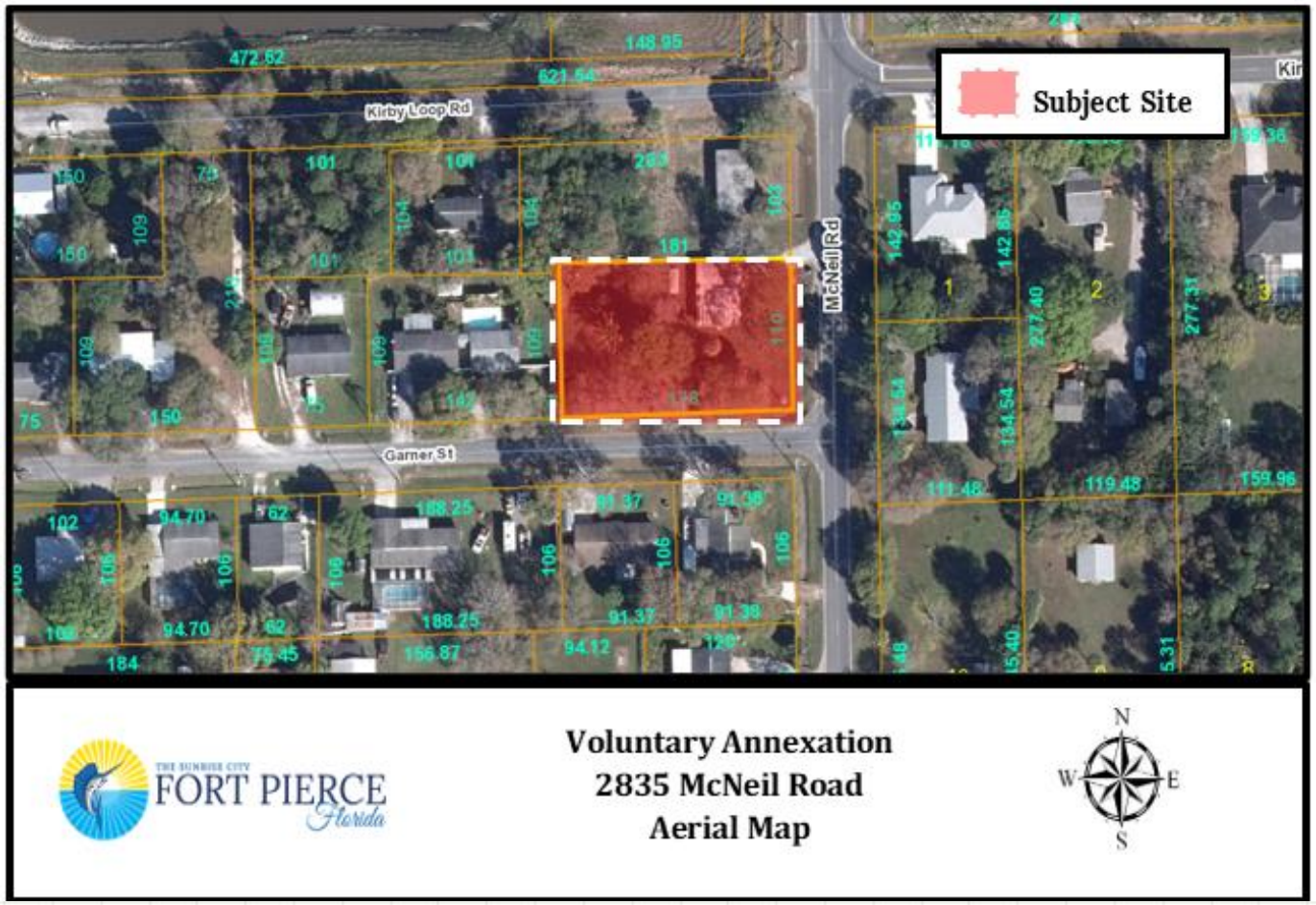
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



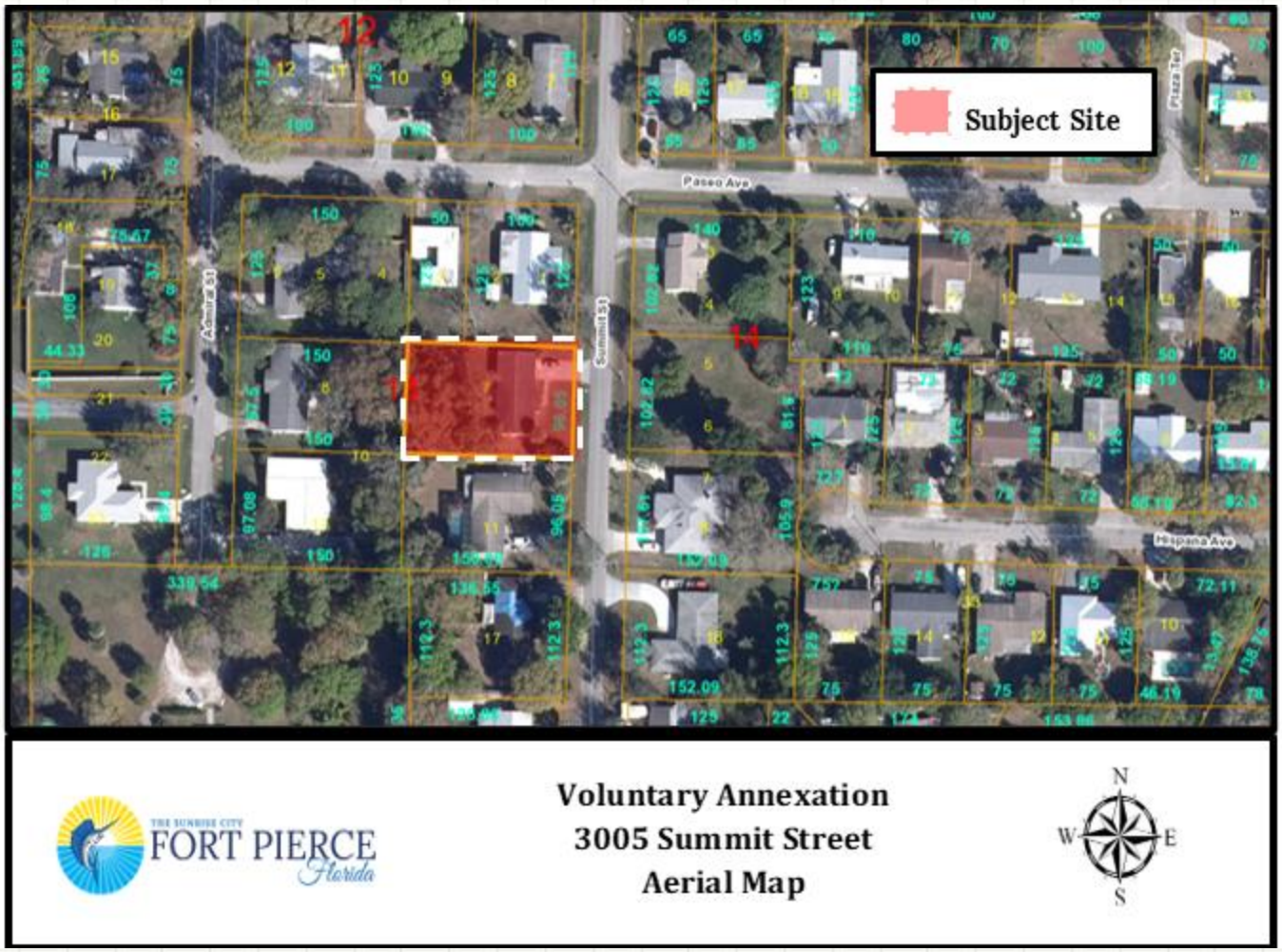
Annexation 25:

Ordinance No. 21-060



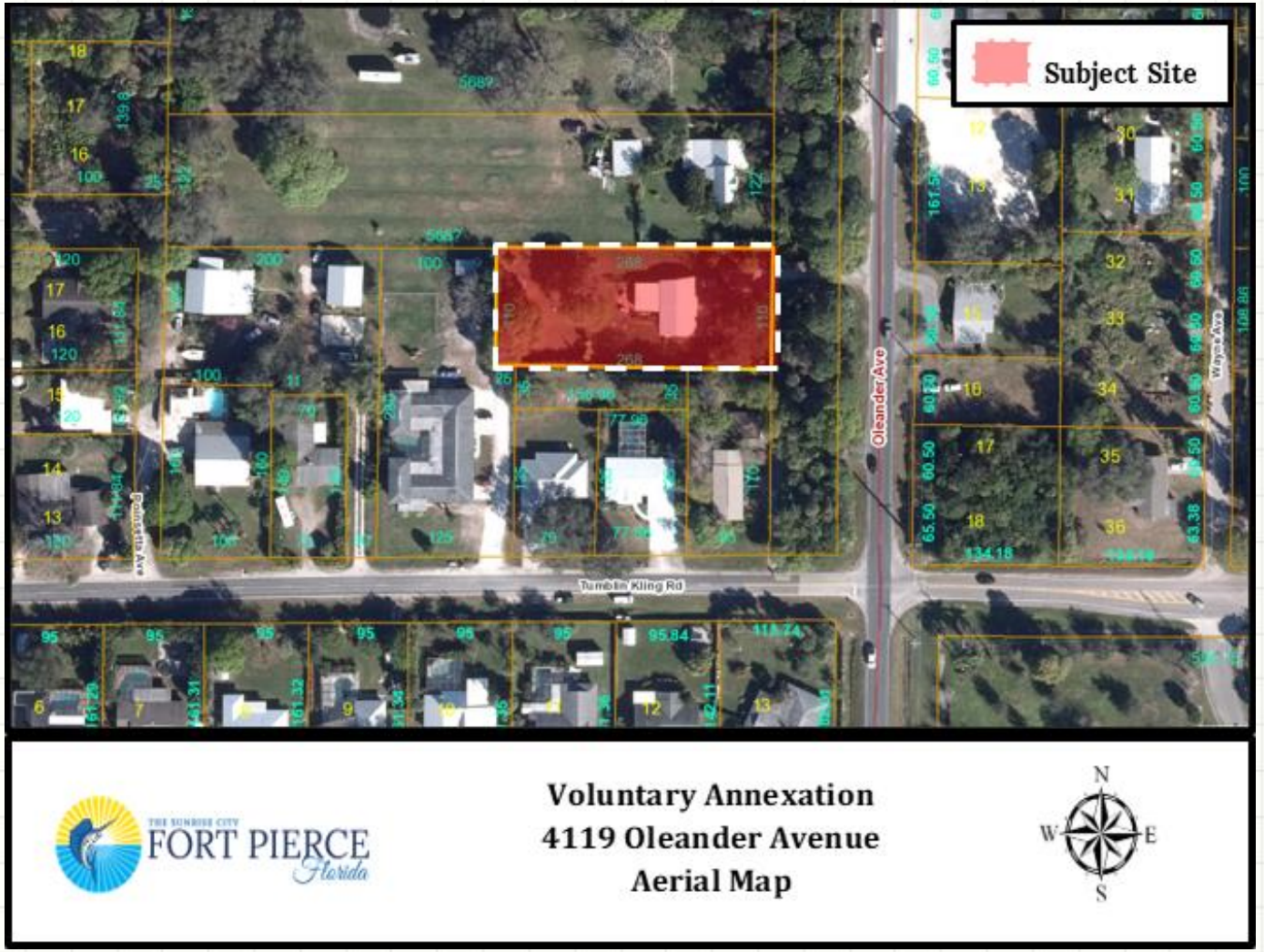
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nick C. Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **1909 and 2002 Edgevale Road**
BOARD DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Allison Ludwig James Elizer III 1909 Edgevale Road Fort Pierce, FL 34982 Christine M Maki Jeffrey Maki 2002 Edgevale Road Fort Pierce, FL 34982
Requested Action:	Approval of two (2) Voluntary Applications for Annexation
Site Locations:	1909 & 2002 Edgevale Road
Parcel IDs:	2421-802-0054-000-4 and 2421-802-0044-000-1
Parcel Sizes:	0.29, 0.32, 0.85, & 0.29 acres
Current Future Land Use:	Residential Urban 5 du/ac (RU) (SLC)
Current Zoning:	Residential Single Family, 4 Dwelling Units/Acre (RS-4) (FP)
Proposed Future Land Use:	Single Family Low Density (R-1)
Proposed Zoning:	Low Density Residential (RL)

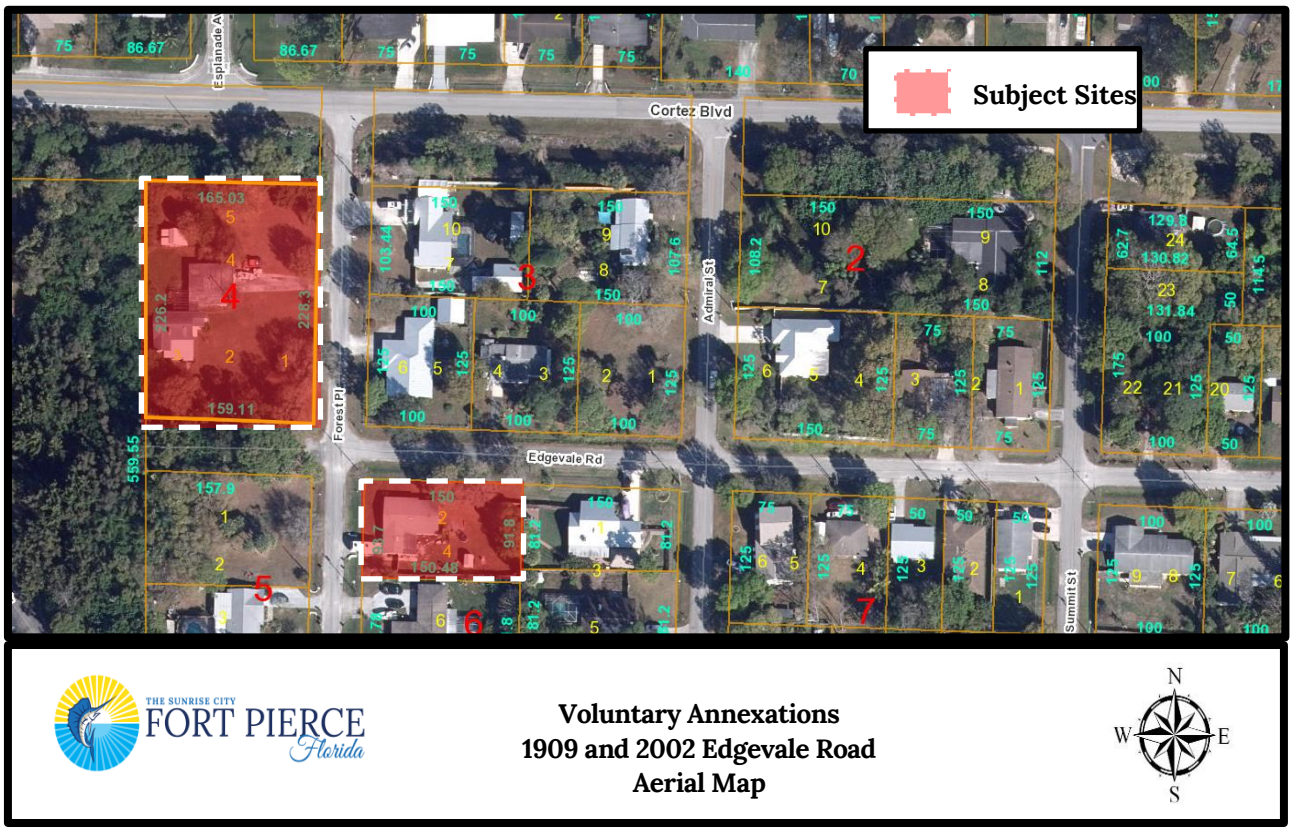
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)
Surrounding Zoning:	RS-4 (SLC)	R-1 (FP) / RS-4 (SLC)	RS-4 (SLC)	R-2 (FP) / RS-4 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of two (2) parcels located at 1909 and 2002 Edgevale Road. The parcel IDs are 2421-802-0054-000-4 and 2421-802-0044-000-1.



The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $25,000 and $69,552. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently both of the properties have a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of these annexations by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed two (2) annexations at 1909 and 2002 Edgevale Road, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-044

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1909 EDGEVALE ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0054-000-4

MARAVILLA PLAZA S/D BLK 6 LOT 2 AND PART OF LOT 4 ALL MPDAF: BEG NWCOR LOT 2 RUN S ALG E R/W LI OF FOREST PL 93.7 FT, TH E 150.48 FTM/L TO PT ON E LI LOT 4, TH N ALGE LI OF LOTS 4 AND 2 91.8 FT TO NECOR LOT 2, TH W ALG N LI LOT 2 TOPOB (0.32 AC) (OR 3564-2433)

Said property containing 0.32 acres, more or less, and being generally located at 1909 Edgevale Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya M. Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-044 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6 day of December, 2021.

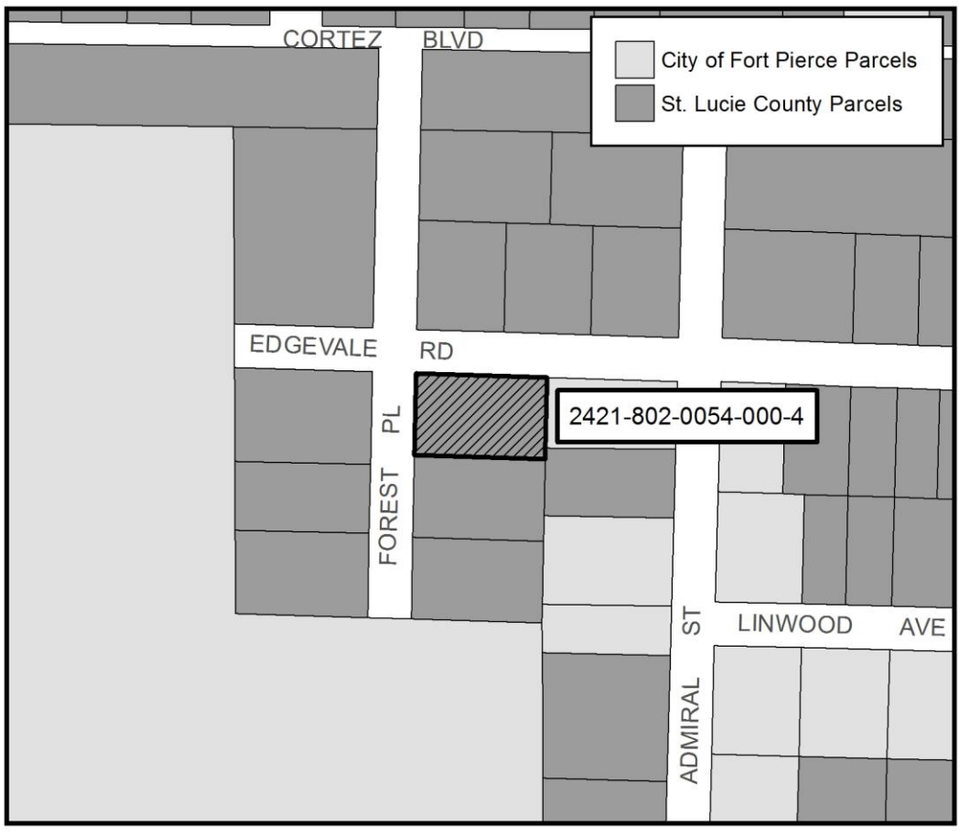
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

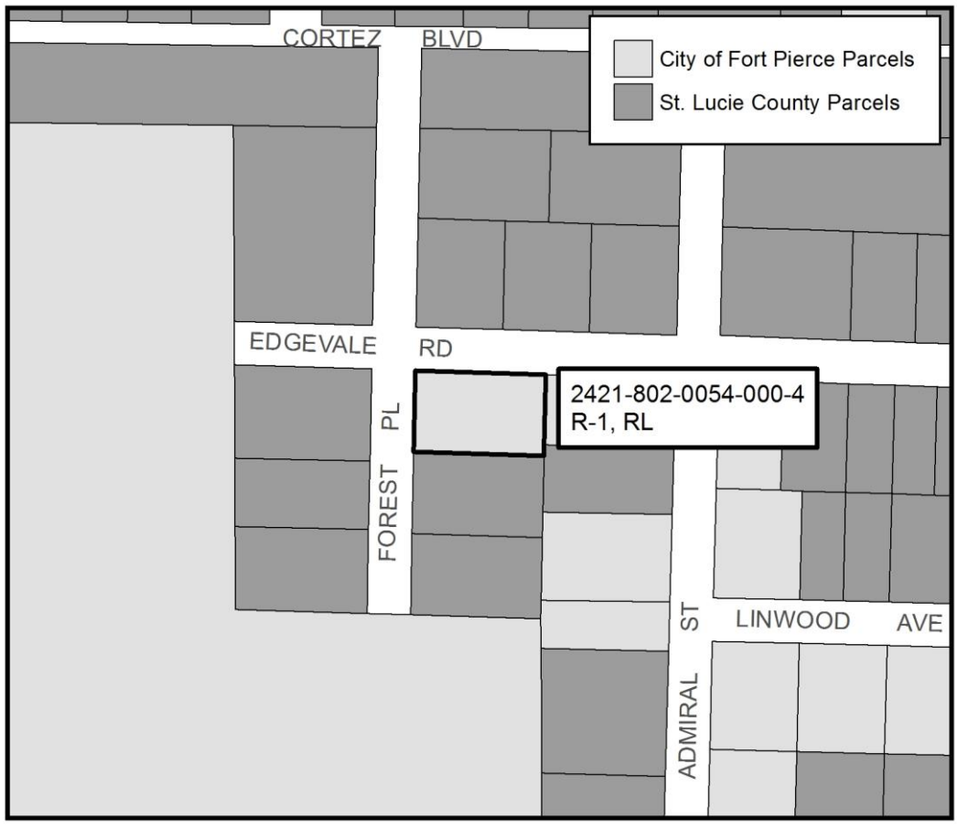
EXHIBIT A
Annexed Area & Legal Description



MARAVILLA PLAZA S/D BLK 6 LOT 2 AND PART OF LOT 4 ALL MPDAF: BEG NWCOR LOT 2 RUN S ALG E R/W LI OF FOREST PL 93.7 FT, TH E 150.48 FTM/L TO PT ON E LI LOT 4, TH N ALGE LI OF LOTS 4 AND 2 91.8 FT TO NECOR LOT 2, TH W ALG N LI LOT 2 TOPOB (0.32 AC) (OR 3564-2433)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3448420 OR BOOK 3176 PAGE 2358, Recorded 03/09/2010 at 08:59 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., CH BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0054-000-4	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	1909 EDGEVALE ROAD, FORT PIERCE, FL Location Address 673 SE PICASSO AVENUE, PORT ST. LUCIE, FL 34983-4685 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

BEING A PART OF LOTS 2 AND 4, BLOCK 6, MARAVILLA PLAZA SUBDIVISION, ACCORDING TO THE PLAT THEREOF FILED IN PLAT BOOK 5, PAGE 44, PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA; THE BOUNDARY OF PARCEL HEREIN DESCRIBED AS FOLLOWS: FROM THE NW CORNER OF THE AFORESAID LOT 2, BLOCK 6, RUN SOUTH ALONG THE EAST RIGHT OF WAY LINE OF FOREST PLACE, A DISTANCE OF 93.7 FEET; THENCE EAST 150.48 FEET TO A POINT IN EAST LINE OF SAID LOT 4; THENCE NORTH ALONG EAST LINE OF LOTS 4 AND 2, 91.80 FEET TO THE NORTHEAST CORNER OF SAID LOT 2; THENCE WEST ALONG NORTH LINE OF LOT 2 TO THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR. THE GRANTOR RESIDES AT 673 SE PICASSO AVENUE, PORT ST. LUCIE, FL 34983-4685.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 21st day of January, 2010.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Diane B. Sikkema
Witness Signature

Diane B. Sikkema
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Jonneau Rout
Signature
Jonneau Rout
Printed Signature
673 Se Picasso Avenue
Address
Port St. Lucie, FL 34983-4685
City, State, Zip

Signature
Printed Signature
Address
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared JONNEAU ROUT, a single adult, known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

DIANE B. SIKKEMA
Commission DD 761938
Expires March 21, 2012
Bonded Thru Troy Fain Insurance 800-385-7019

Witness my hand and official Seal in the County and State last aforesaid this 21st day of January, A.D. 2010.

Diane B. Sikkema
Notary Signature

Diane B. Sikkema
Notary Printed Signature

N:\Forms\FPUA\Annexation Agreements\Annexaton Agreement - Individual.docx

Revised 7/9/04 per atty.

ORDINANCE NO. 21-045

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2002 EDGEVALE ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the

St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0044-000-1

MARAVILLA PLAZA BLK 4 LOTS 1, 2, 3, 4 AND 5 (0.85 AC) (OR 3788-1370)

Said property containing 0.85 acres, more or less, and being generally located at 2002 Edgevale Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-2, Single Family Intermediate Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-045 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

MARAVILLA PLAZA BLK 4 LOTS 1, 2, 3, 4 AND 5 (0.85 AC) (OR 3788-1370)

EXHIBIT B
Zoning & Future Land Use Designation Assignment

The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-2, Single Family Intermediate Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3752379 OR BOOK 3437 PAGE 26, Recorded 09/28/2012 at 04:16 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0044-000-1	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2002 EDGEVALE ROAD, FORT PIERCE, FLORIDA 34982 Location Address 2002 EDGEVALE ROAD, FORT PIERCE, FLORIDA 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

LOTS 1, 2, 3, 4 AND 5, BLOCK 4, MARAVILLA PLAZA, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 5, PAGE(S) 44 OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTORS.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 19TH day of SEPT., 2012.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Rosalie Lavertu
Printed Witness Signature

Witness Signature

SUSAN M. BURBAN
Printed Witness Signature

Alice B. Cowgill
Signature
Alice B. Cowgill
Printed Signature
2002 Edgevale Road
Address
Fort Pierce, Florida 34982
City, State, Zip

Michael Cowgill
Signature
Michael Cowgill, her husband
Printed Signature
2002 Edgevale Road
Address
Fort Pierce, Florida 34982
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared ALICE B. COWGILL and MICHAEL COWGILL, her husband, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL ROSALIE LAVERTU Commission # EE 218440 Expires July 22, 2016 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 19TH day of SEPT., A.D. 2012. Notary Signature Rosalie Lavertu Notary Printed Signature

C:\Users\Welcome\Desktop\Forms\Annexaton Agreement - Individuals (plural).docx

Revised 7/9/04 per atty.

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2002 Edgevale Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2002 Edgevale Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. f.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 2803 and 2830 Admiral Street - Ordinance No. 21-046 and 21-047

SUBJECT:

Legislative Hearing - Ordinance 21-046 - This is a voluntary annexation of a parcel of land located at 2803 Admiral Street in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance 21-047 - This is a voluntary annexation of a parcel of land located at 2830 Admiral Street in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

Technical Review Committee
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a
Amount:	n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, it may create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification

Form Review

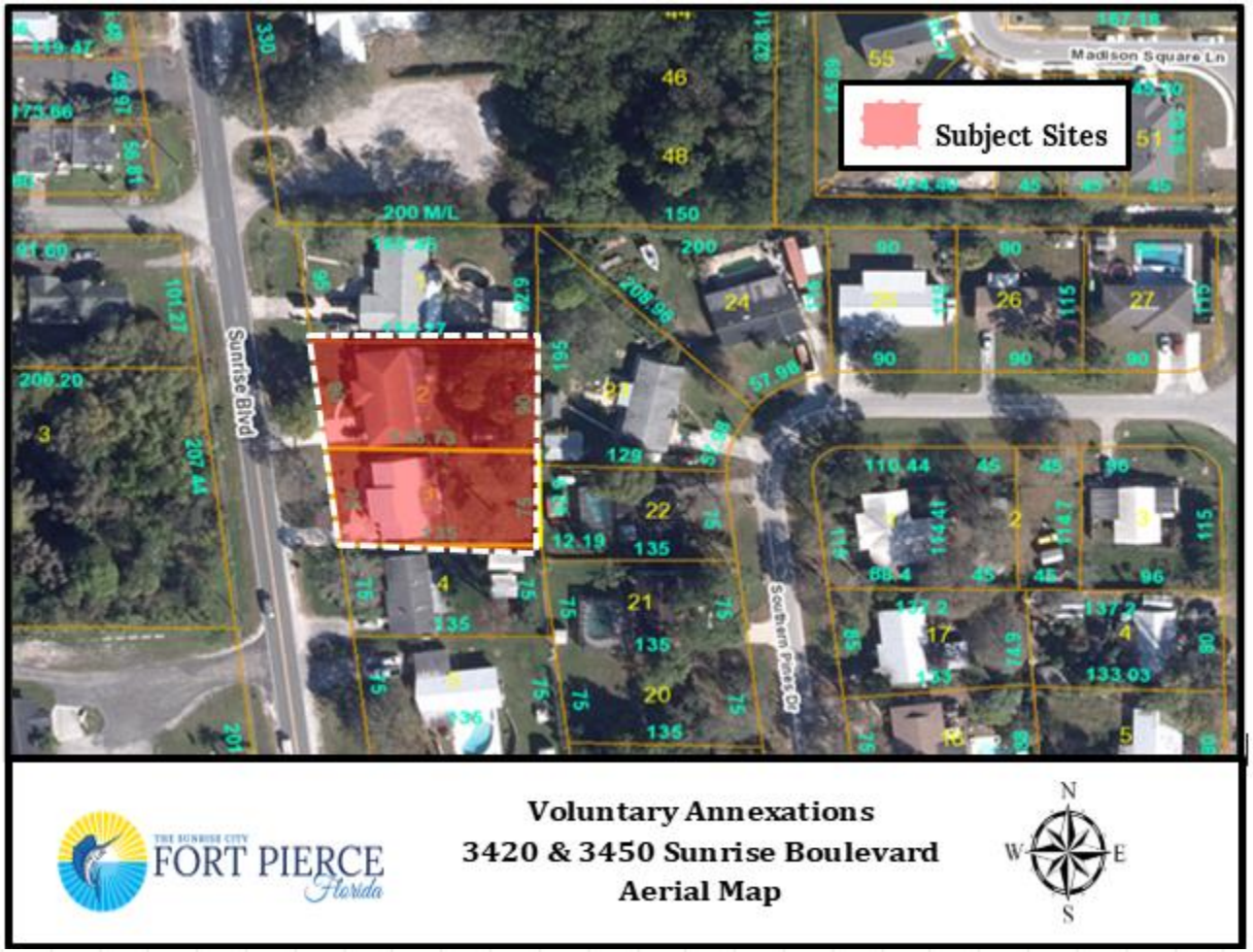
Form Started By: Destiny Software Started On: 11/17/2021 03:01 PM
Final Approval Date: 11/17/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

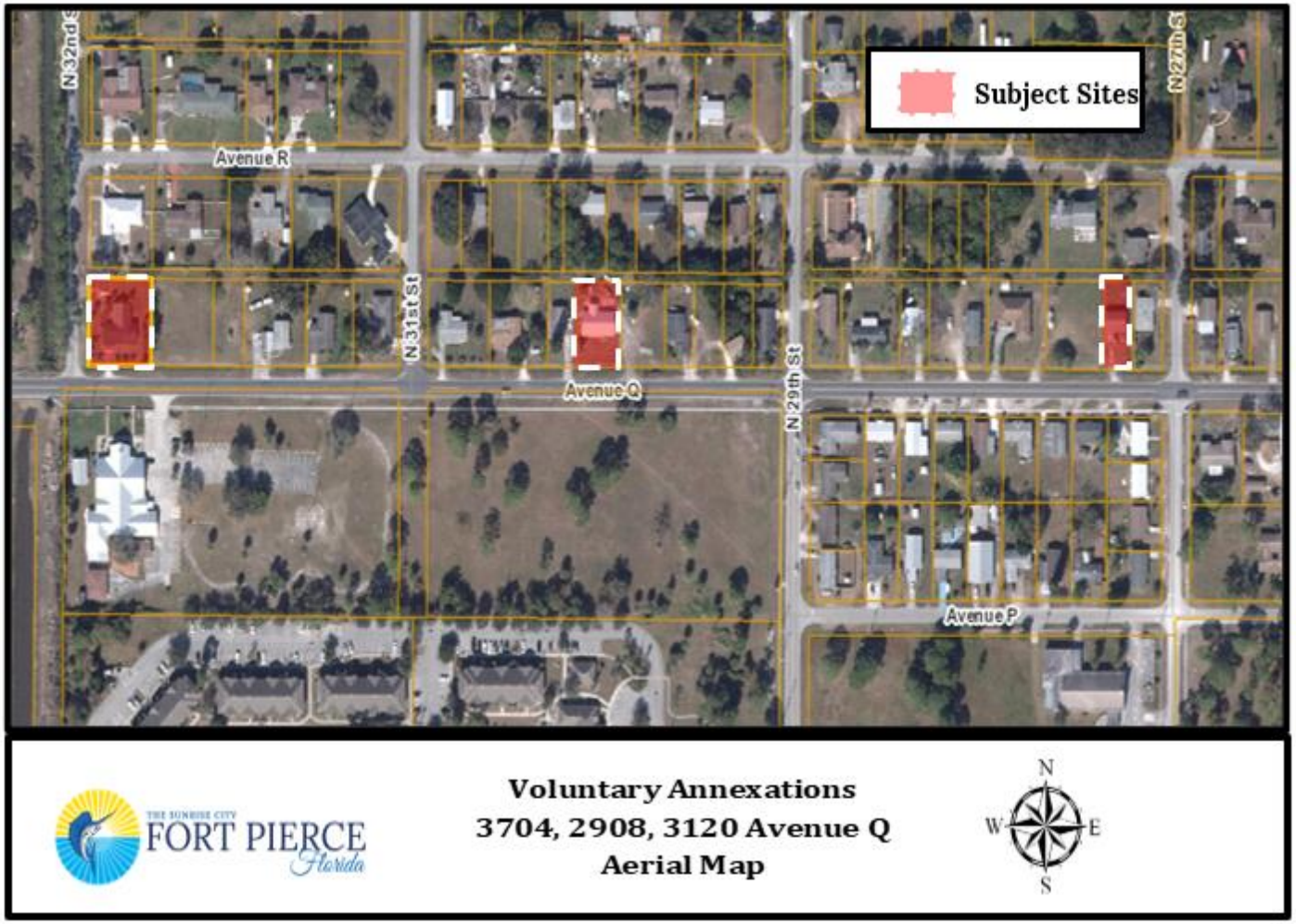
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



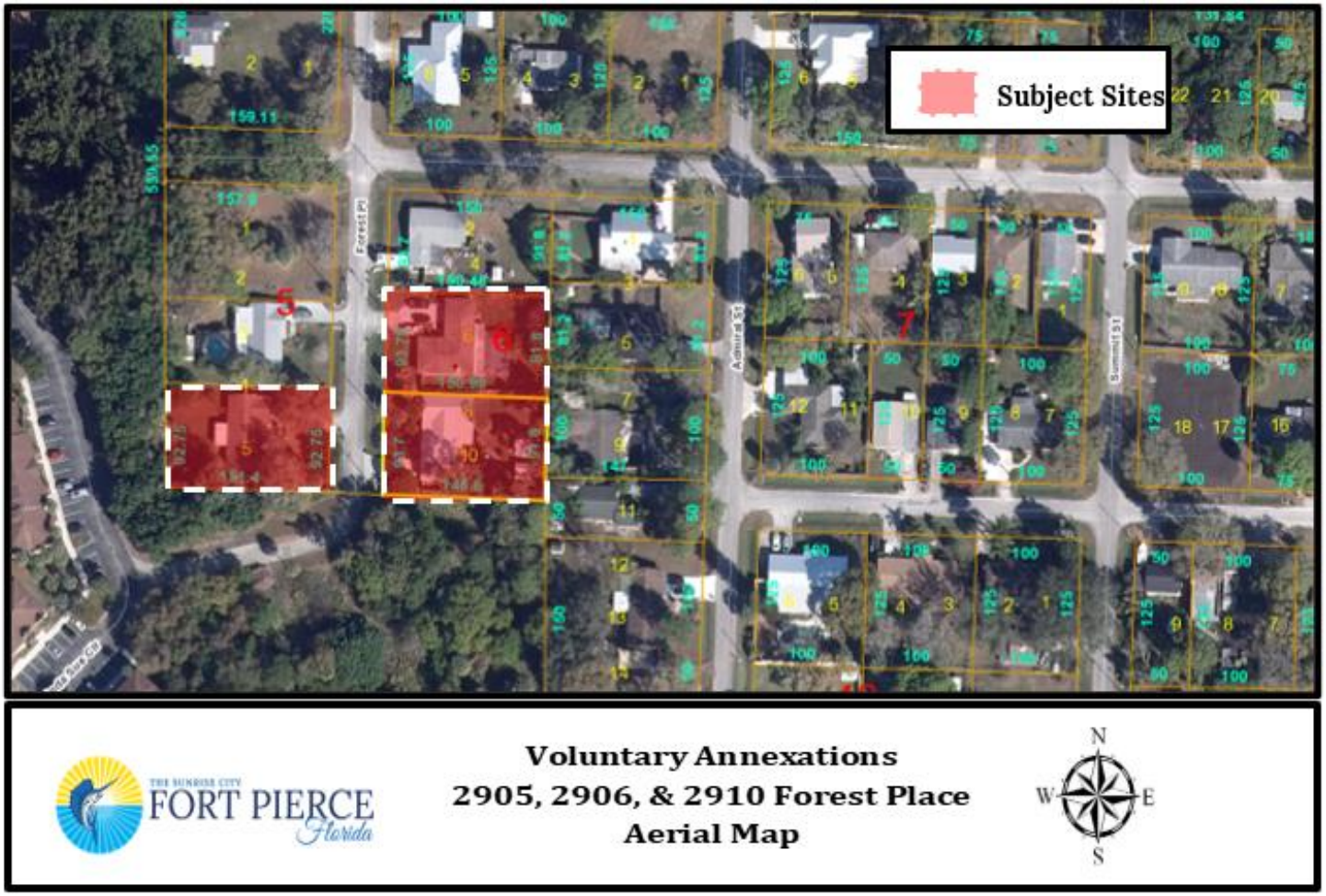
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

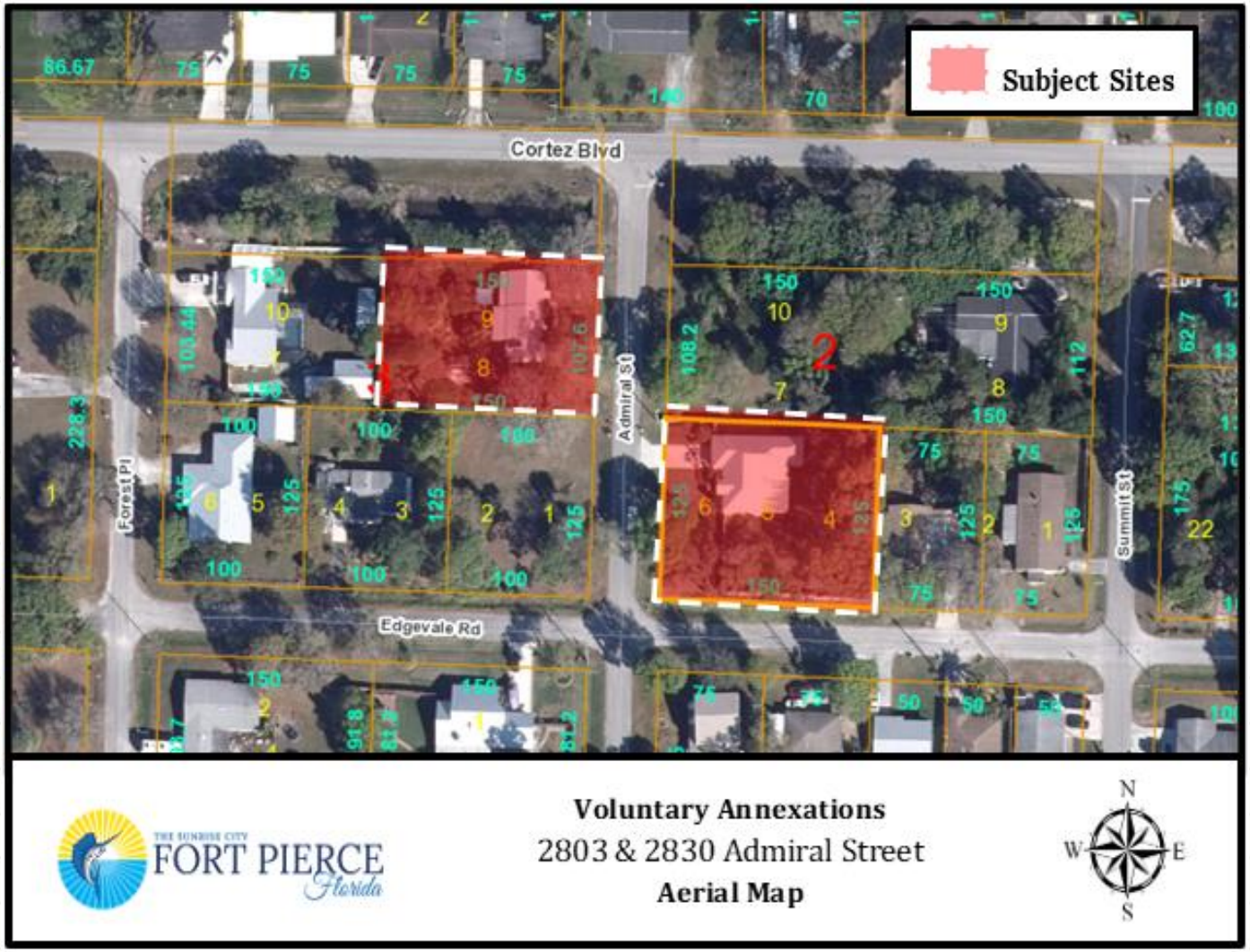


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

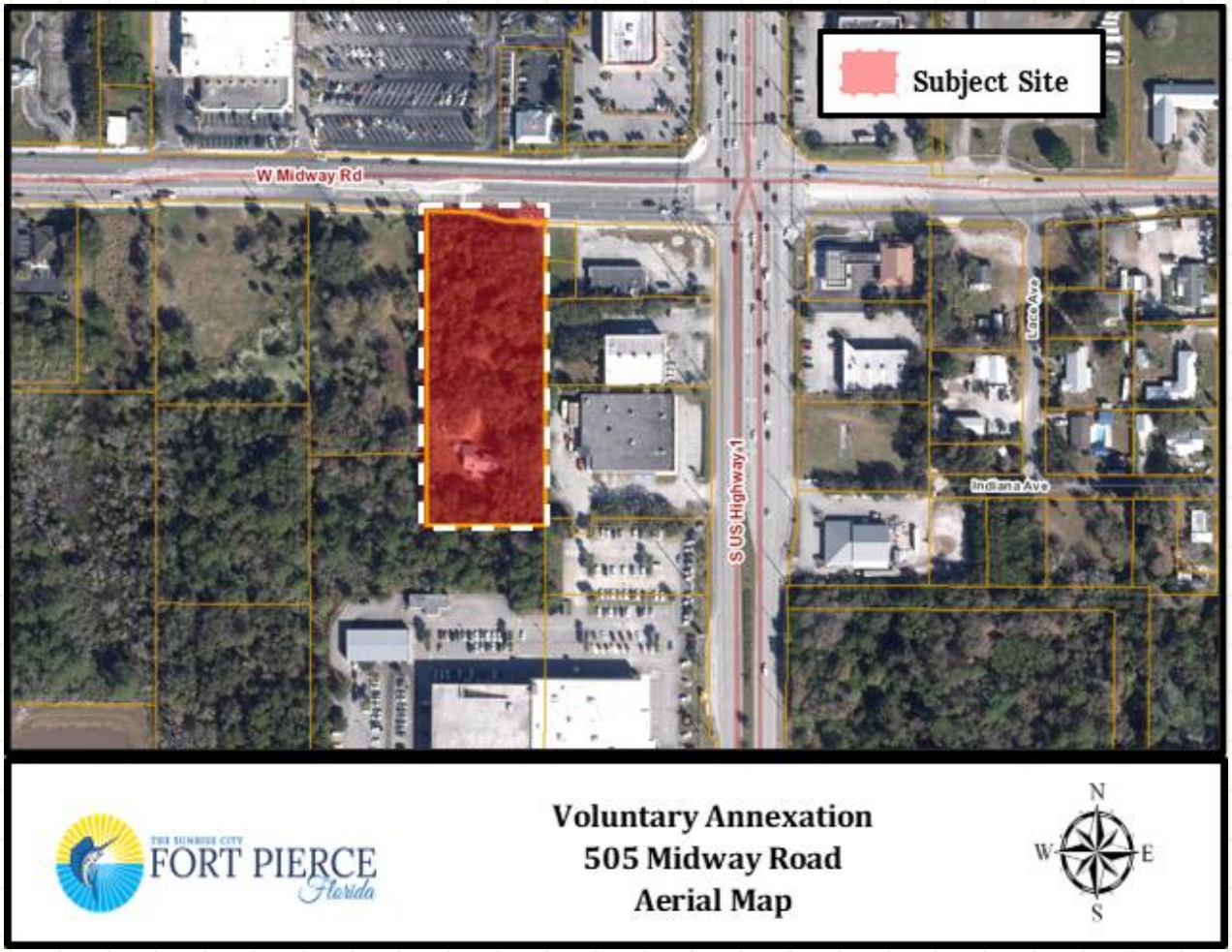
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



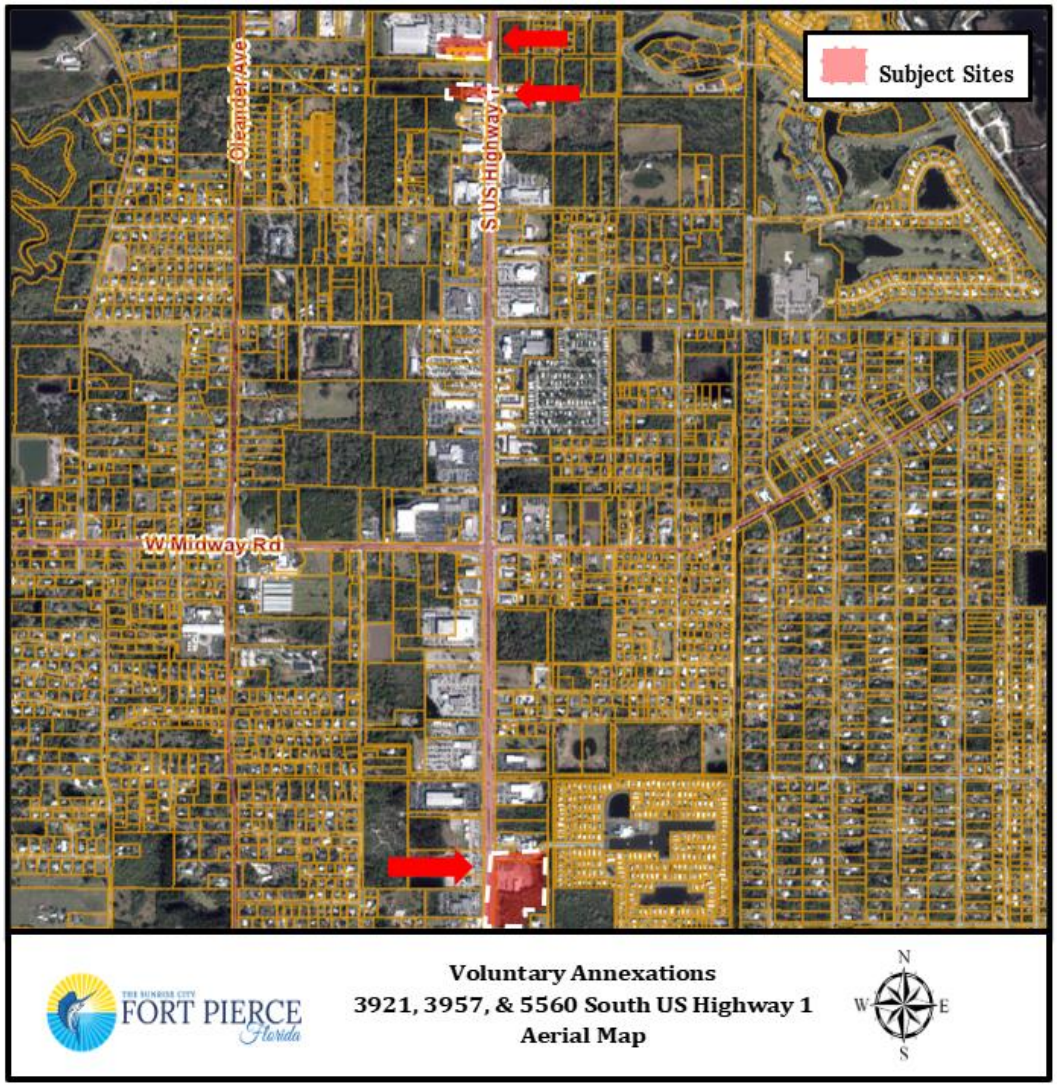
Annexation 13:

Ordinance No. 21-048



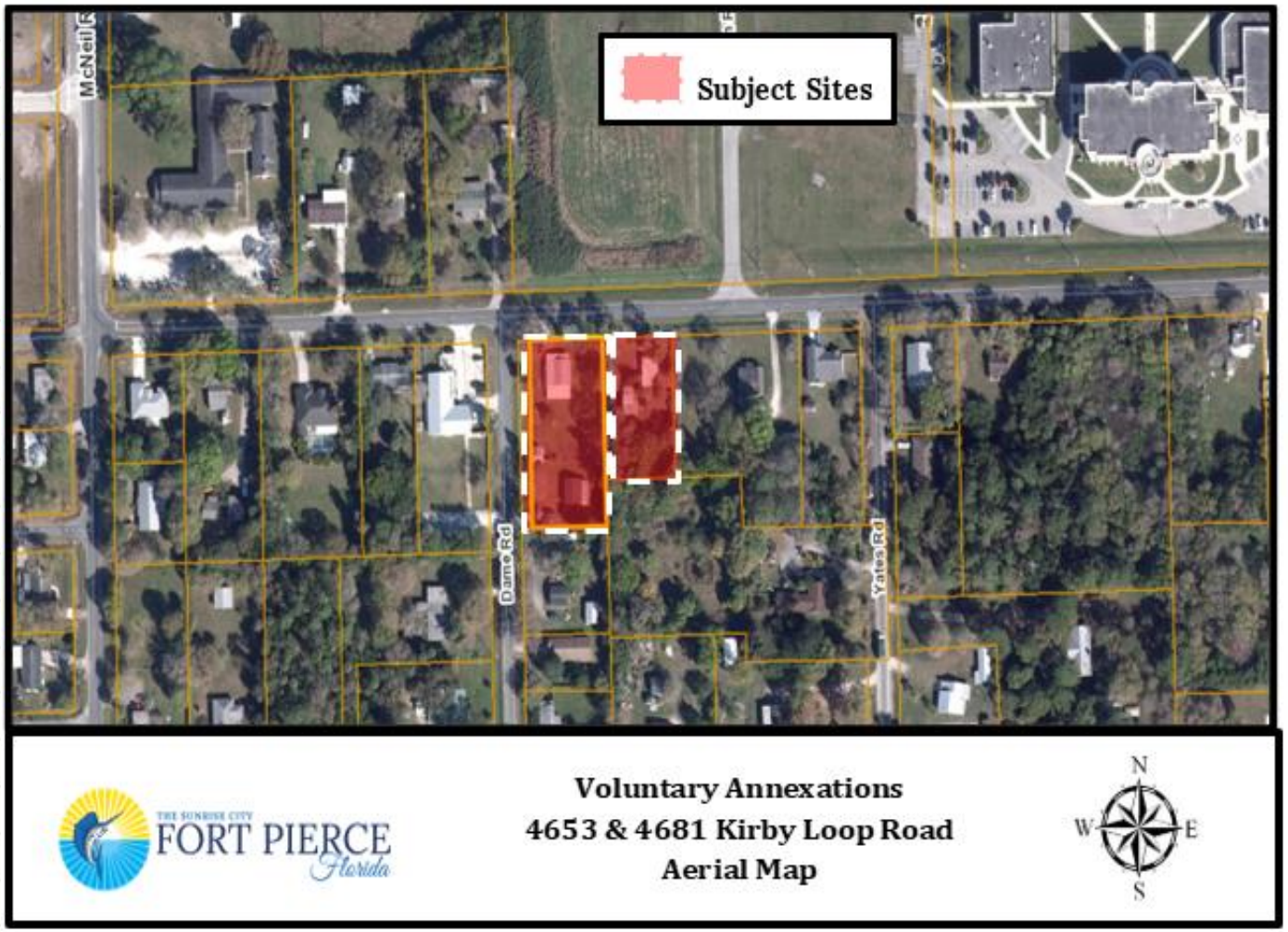
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

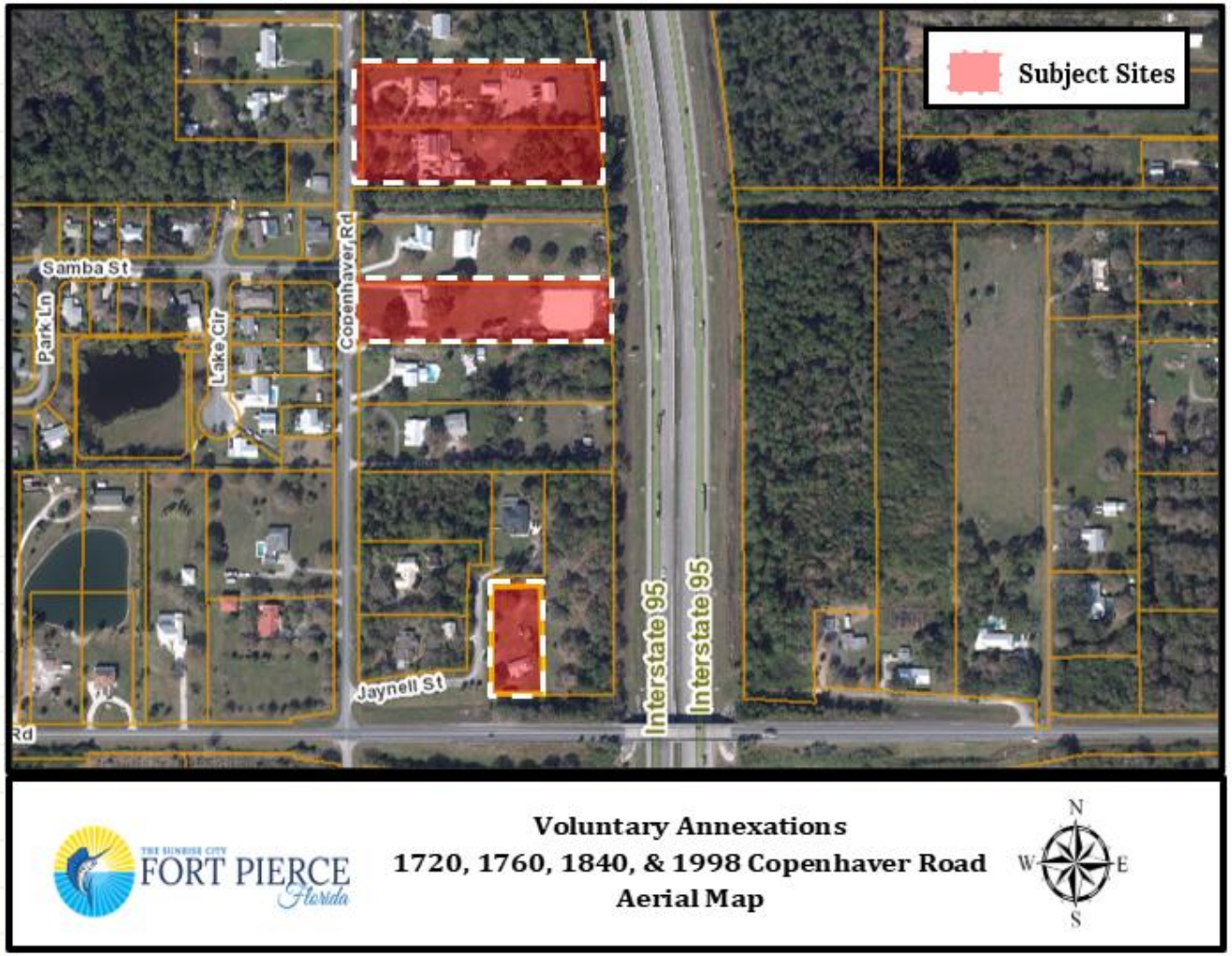


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

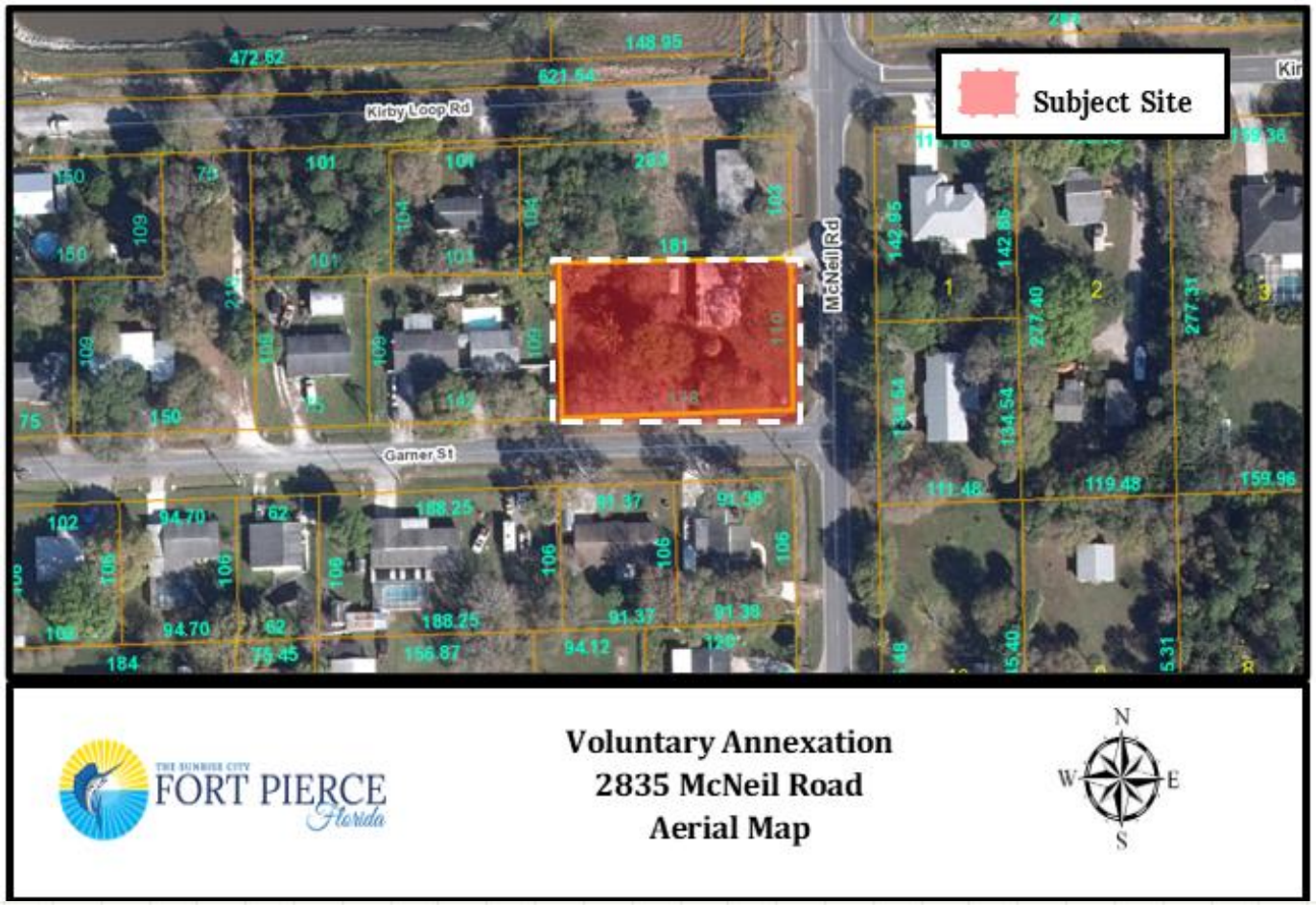
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



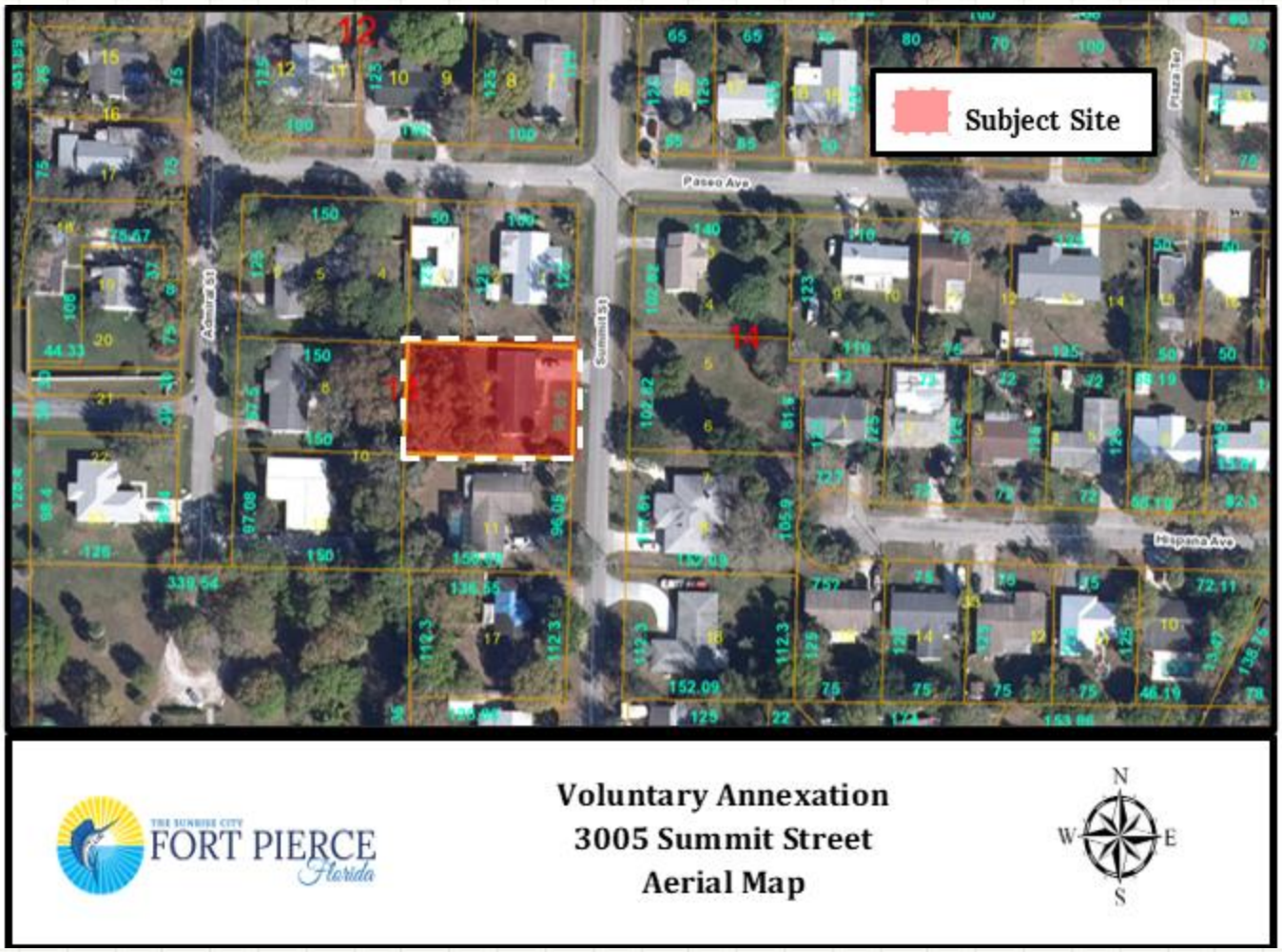
Annexation 25:

Ordinance No. 21-060



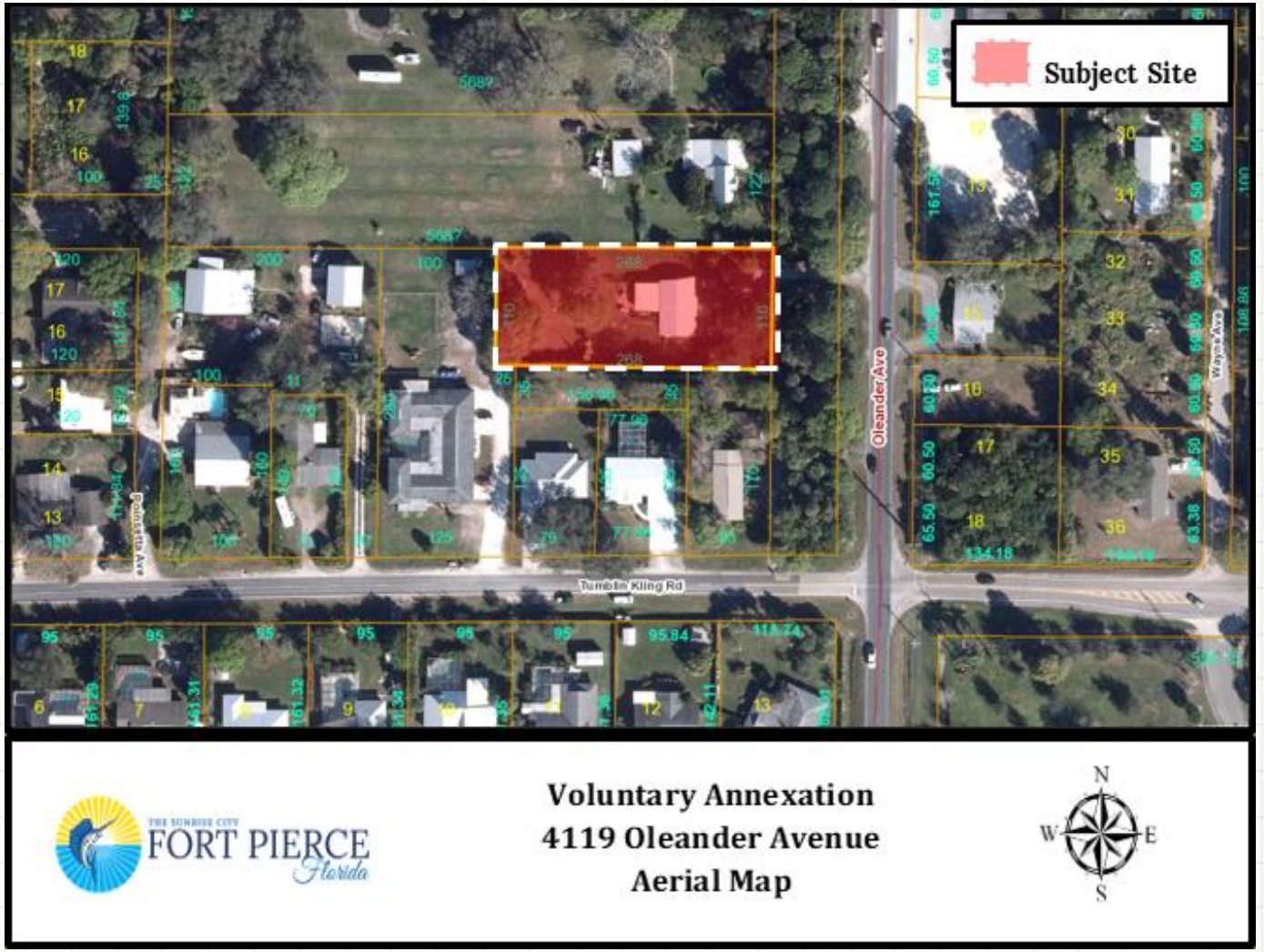
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **2803 & 2830 Admiral Street**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Connie S Moore Jeffrey R Moore 2803 Admiral Street Fort Pierce, FL 34982 Jolene Carmona Enrique Carmona 2830 Admiral Street Fort Pierce, FL 34982
Requested Action:	Approval of two (2) Voluntary Applications for Annexation
Site Locations:	2803 and 2830 Admiral Street in Fort Pierce, Florida
Parcel IDs:	2421-802-0041-000-0 and 2421-802-0027-000-6
Parcel Sizes:	0.37 and 0.43 acres
Current Future Land Use:	Residential Urban 5 du/ac (RU) (SLC)
Current Zoning:	Residential Single Family, 4 Dwelling Units/Acre (RS-4) (SLC)
Proposed Future Land Use:	Single Family Low Density (R-1) (FP)
Proposed Zoning:	Low Density Residential (RL) (FP)

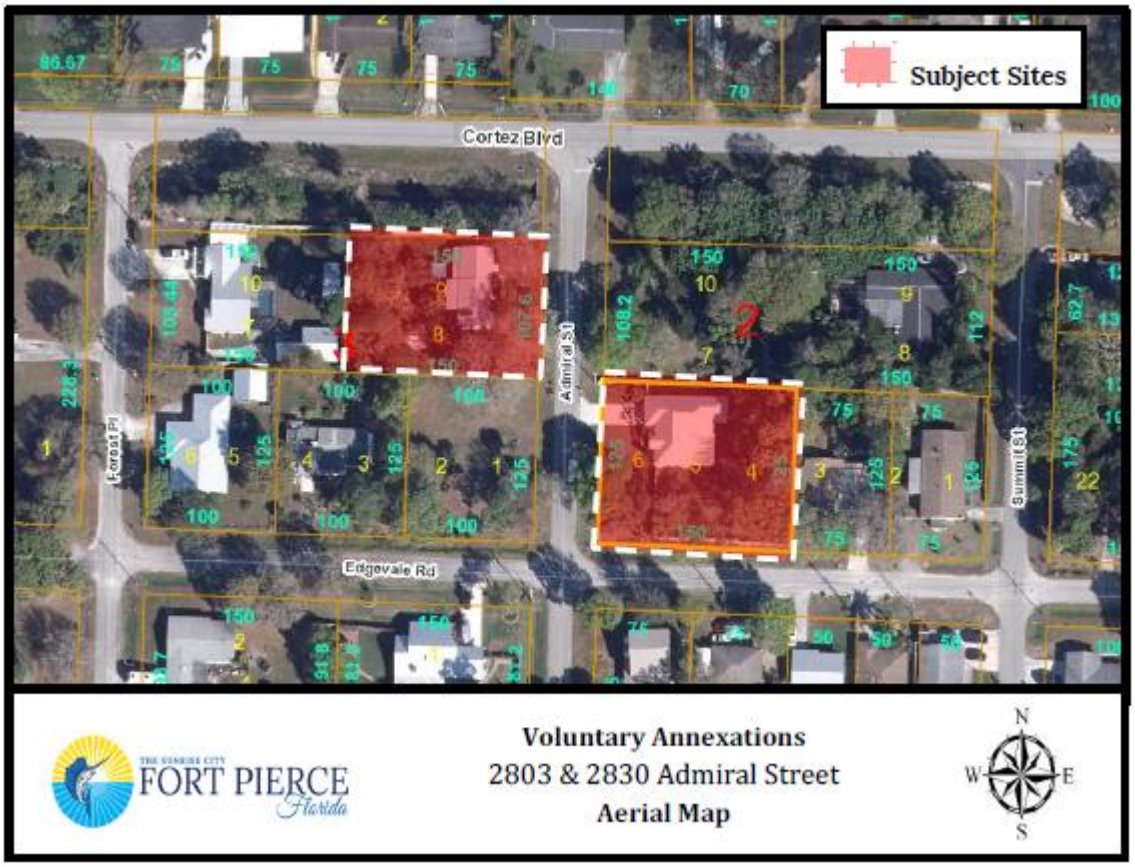
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RU (SLC)	RL (FP) / RU (SLC)	RU (SLC)
Surrounding Zoning:	RS-4 (SLC)	RS-4 (SLC)	R-1 (FP) / RS-4 (SLC)	RS-4 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of two (2) parcels located at 2803 and 2830 Admiral Street in Fort Pierce, Florida. The parcel IDs are 2421-802-0041-000-0 and 2421-802-0027-000-6.



The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 4 Dwelling Units/Acre (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $22,757 and $46,155. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties to the north that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by November 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed two (2) annexations at 2803 and 2830 Admiral Street, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-046

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2803 ADMIRAL STREET IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0041-000-0

MARAVILLA PLAZA BLK 3 LOTS 8 AND 9 (0.37 AC) (OR 566-433)

Said property containing 0.37 acres, more or less, and being generally located at 2803 Admiral Street in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

MARAVILLA PLAZA BLK 3 LOTS 8 AND 9 (0.37 AC) (OR 566-433)

EXHIBIT B

Zoning & Future Land Use Designation Assignment

The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3680684 OR BOOK 3368 PAGE 417, Recorded 03/06/2012 at 08:33

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0041-000-0	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2803 ADMIRAL STREET, FORT PIERCE, FLORIDA 34982 Location Address 2803 ADMIRAL STREET, FORT PIERCE, FLORIDA 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

LOTS 8 AND 9, BLOCK 3, MARAVILLA PLAZA, AS PER PLAT THEREOF ON FILE IN PLAT BOOK 5, PAGE 44, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTORS.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 27th day of February, 2012.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Witness Signature

Rosalie Lavertu
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Connie S. Moore
Signature
Connie S. Moore
Printed Signature
2803 Admiral Street
Address
Fort Pierce, Florida 34982
City, State, Zip

Jeffrey R. Moore
Signature
Jeffrey R. Moore, her husband
Printed Signature
2803 Admiral Street
Address
Fort Pierce, Florida 34982
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Connie S. Moore and Jeffrey R. Moore, her husband, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL SUSAN M. BURBAN Commission # EE 141093 Expires December 12, 2015 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 27th day of February, A.D. 2012. Susan M. Burban Notary Signature Susan M. Burban Notary Printed Signature

C:\Users\Welcome\Desktop\Forms\Moore, Connie Annex. Agmt..docx Moore, Connie Annex. Agmt. 2803 Admiral St

Revised 7/9/04 per atty.

ORDINANCE NO. 21-047

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2830 ADMIRAL STREET IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0027-000-6

MARAVILLA PLAZA BLK 2 LOTS 4, 5 AND 6 (0.43 AC) (OR 1044-1097)

Said property containing 0.43 acres, more or less, and being generally located at 2830 Admiral Street in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

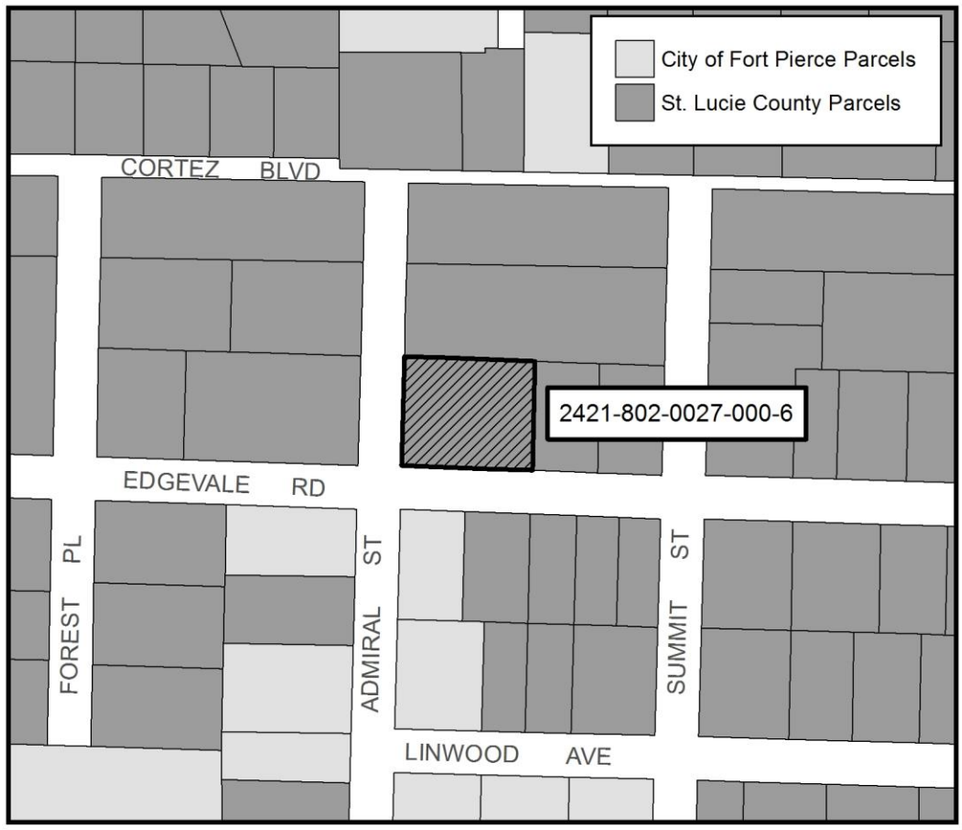
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

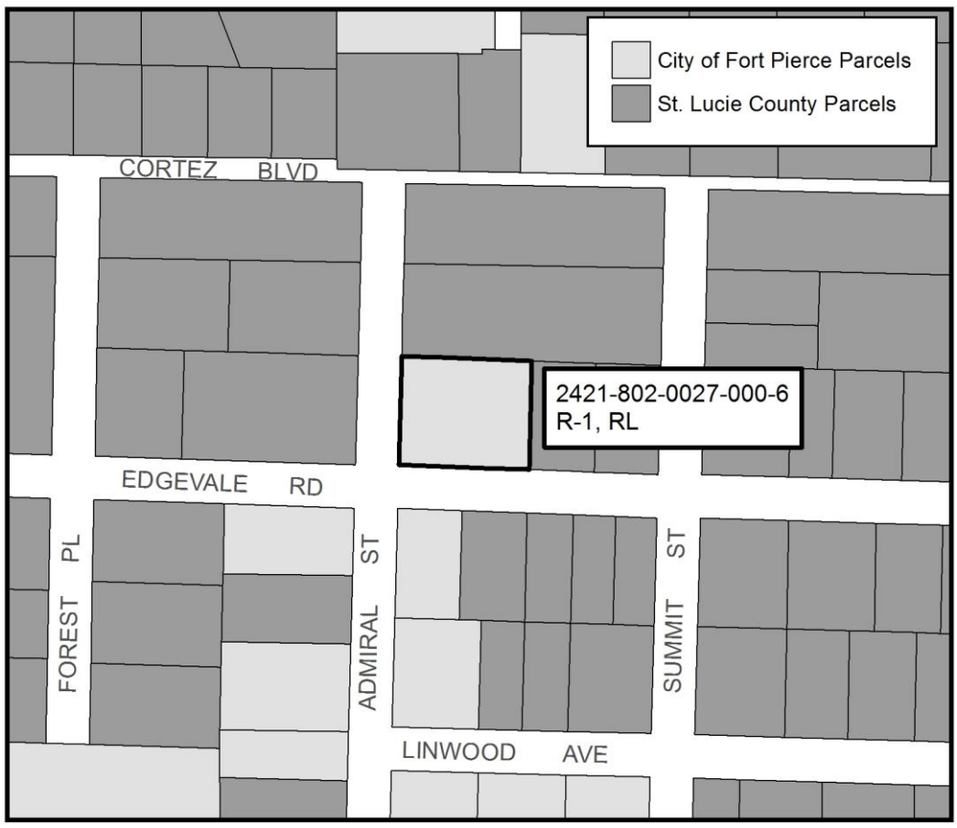
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



MARAVILLA PLAZA BLK 2 LOTS 4, 5 AND 6 (0.43 AC) (OR 1044-1097)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3869324 OR BOOK 3552 PAGE 1583, Recorded 08/23/2013 at 04:08 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX	**ANNEXATION AGREEMENT** **INDIVIDUAL**
This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2421-802-0027-000-6	

TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2830 ADMIRAL STREET, FORT PIERCE, FLORIDA 34982 Location Address 2830 ADMIRAL STREET, FORT PIERCE, FLORIDA 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

LOTS 4, 5 AND 6, BLOCK 2, MARAVILLA PLAZA, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 5, PAGE 44, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTORS.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 30TH day of JULY, 2013.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Rosalie Lavertu
Printed Witness Signature

Witness Signature
AMY SHEVLIN
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Signature
Jolene Carmona
Printed Signature
2830 Admiral Street
Address
Fort Pierce, Florida 34982
City, State, Zip

Signature
Enrique Carmona, her husband
Printed Signature
2830 Admiral Street
Address
Fort Pierce, Florida 34982
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Jolene Carmona** and **Enrique Carmona, her husband**, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 30TH day of JULY, A.D. 2013.
ROSALIE LAVERTU Commission # EE 218440 Expires July 22, 2016 Bonded Thru Troy Fain Insurance 800-385-7019	Rosalie Lavertu Notary Signature Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2830 Admiral Street

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2830 Admiral Street

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. g.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 505 Midway Road- Ordinance No. 21-048

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-048 - This is a voluntary annexation of a parcel of land located at 505 Midway Road. SECOND READING

SUMMARY:

The subject property has a St. Lucie County Future Land Use designation of Commercial (COM) and a zoning designation of Commercial General (CG). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is General Commercial (GC), with a zoning classification of General Commercial (C-3).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a

OTHER INFORMATION:

. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:48 PM

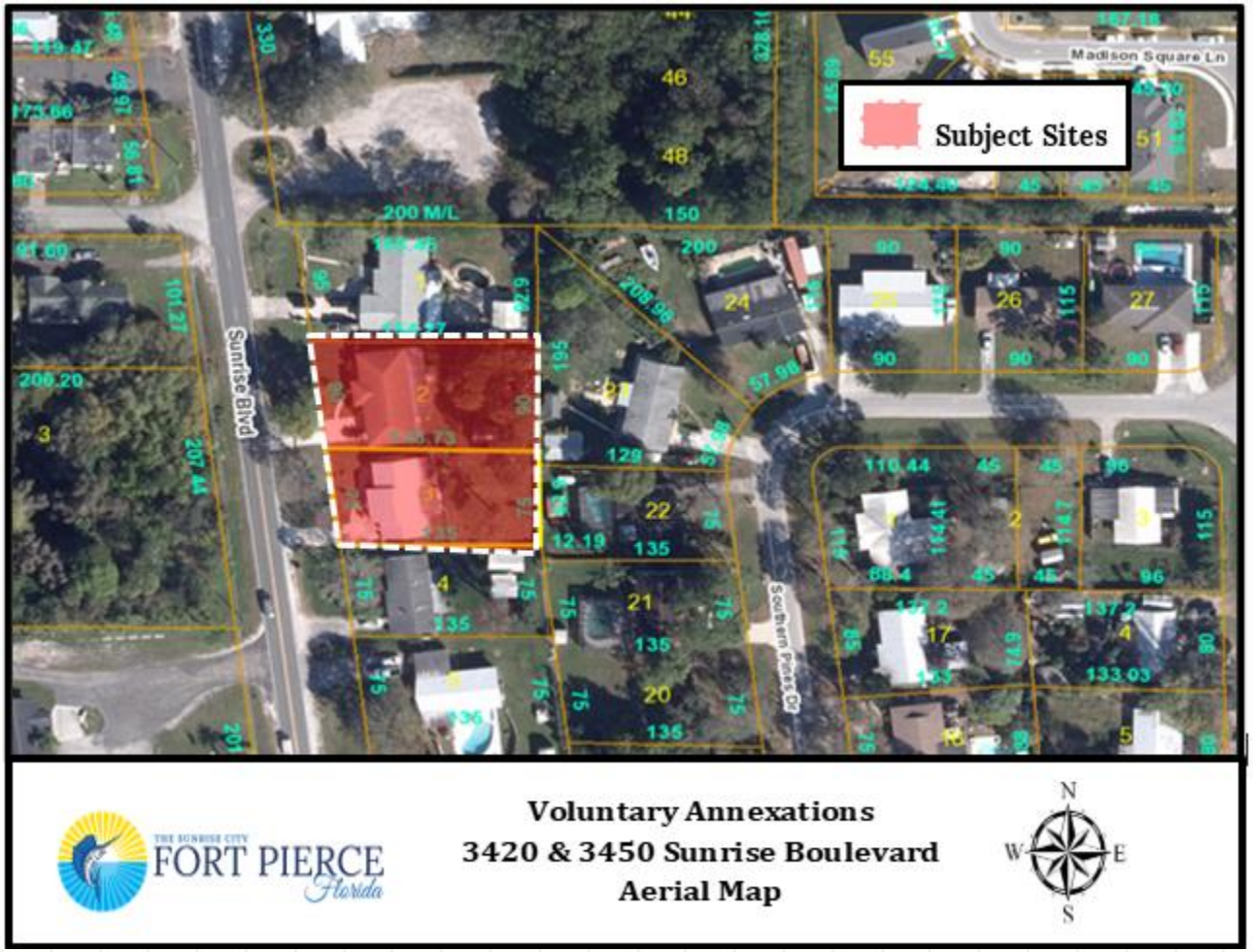
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 08:36 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

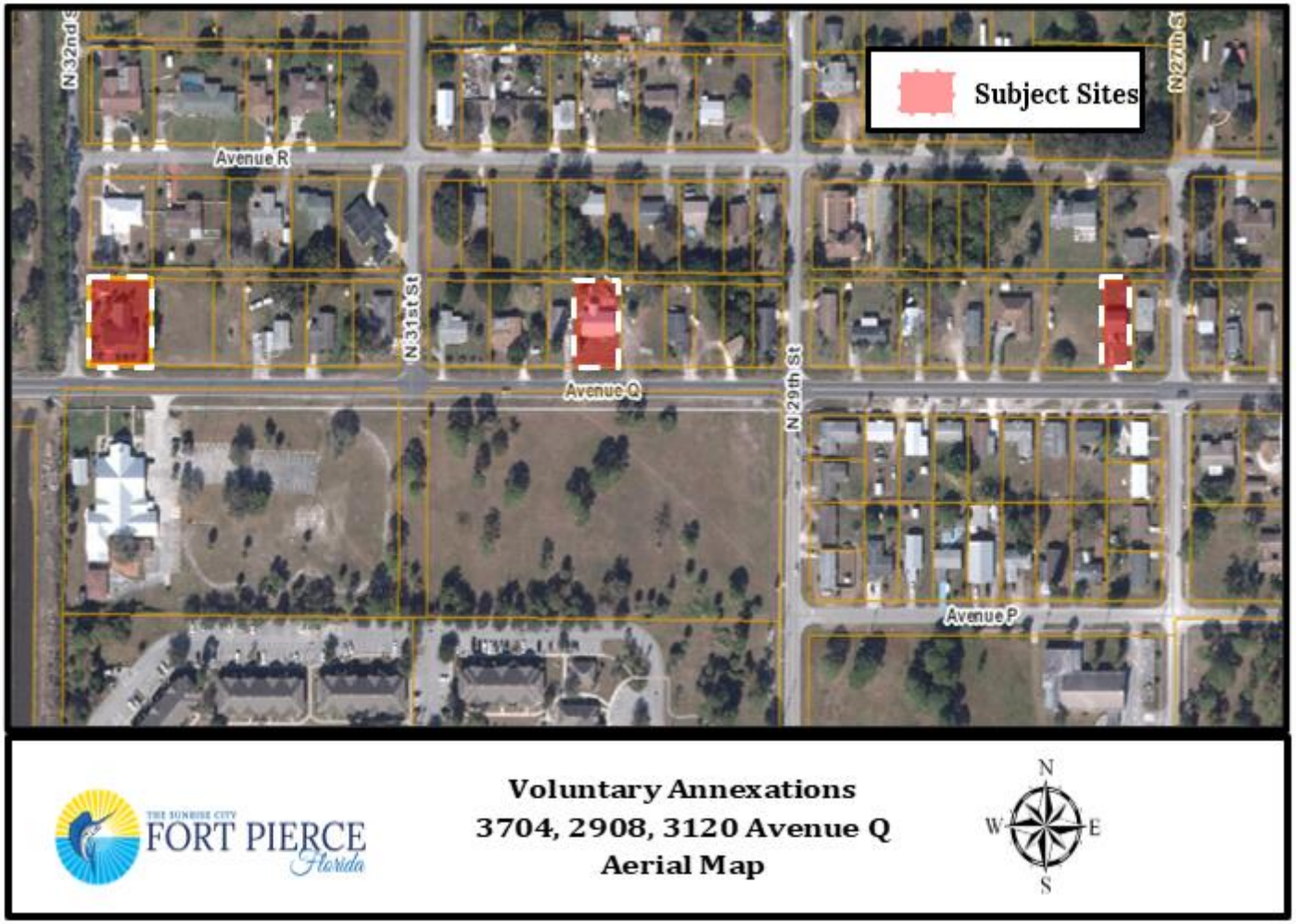
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



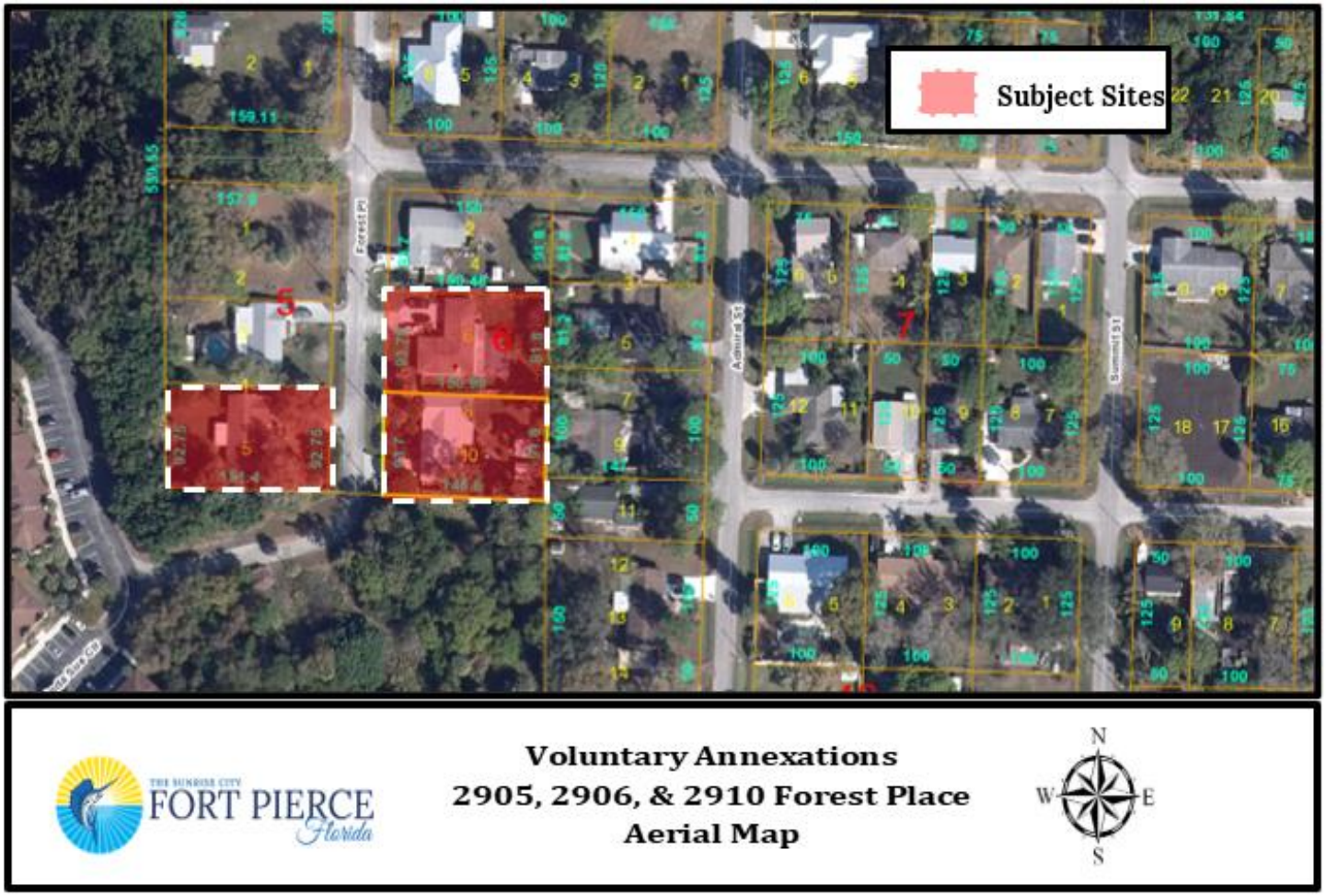
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

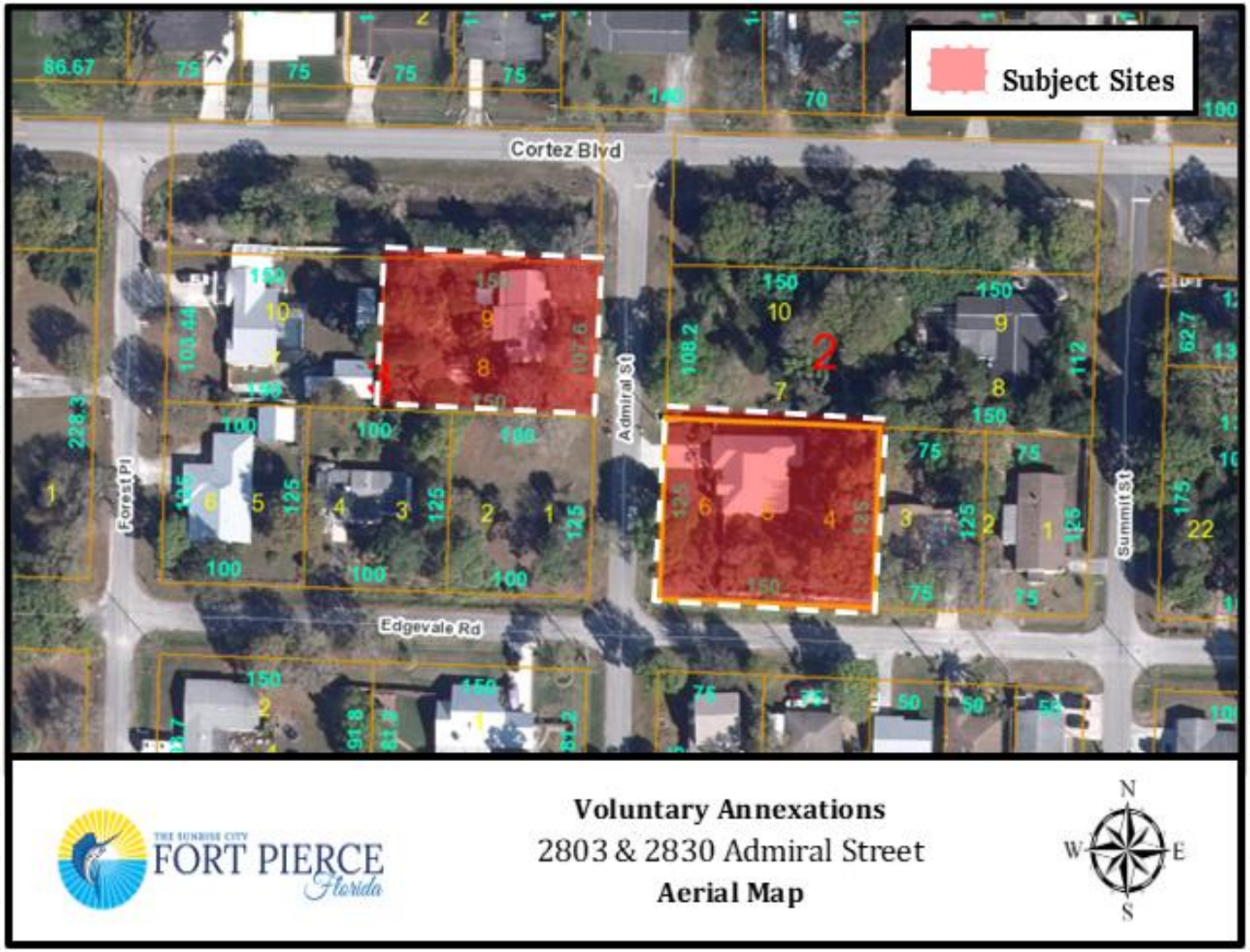


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

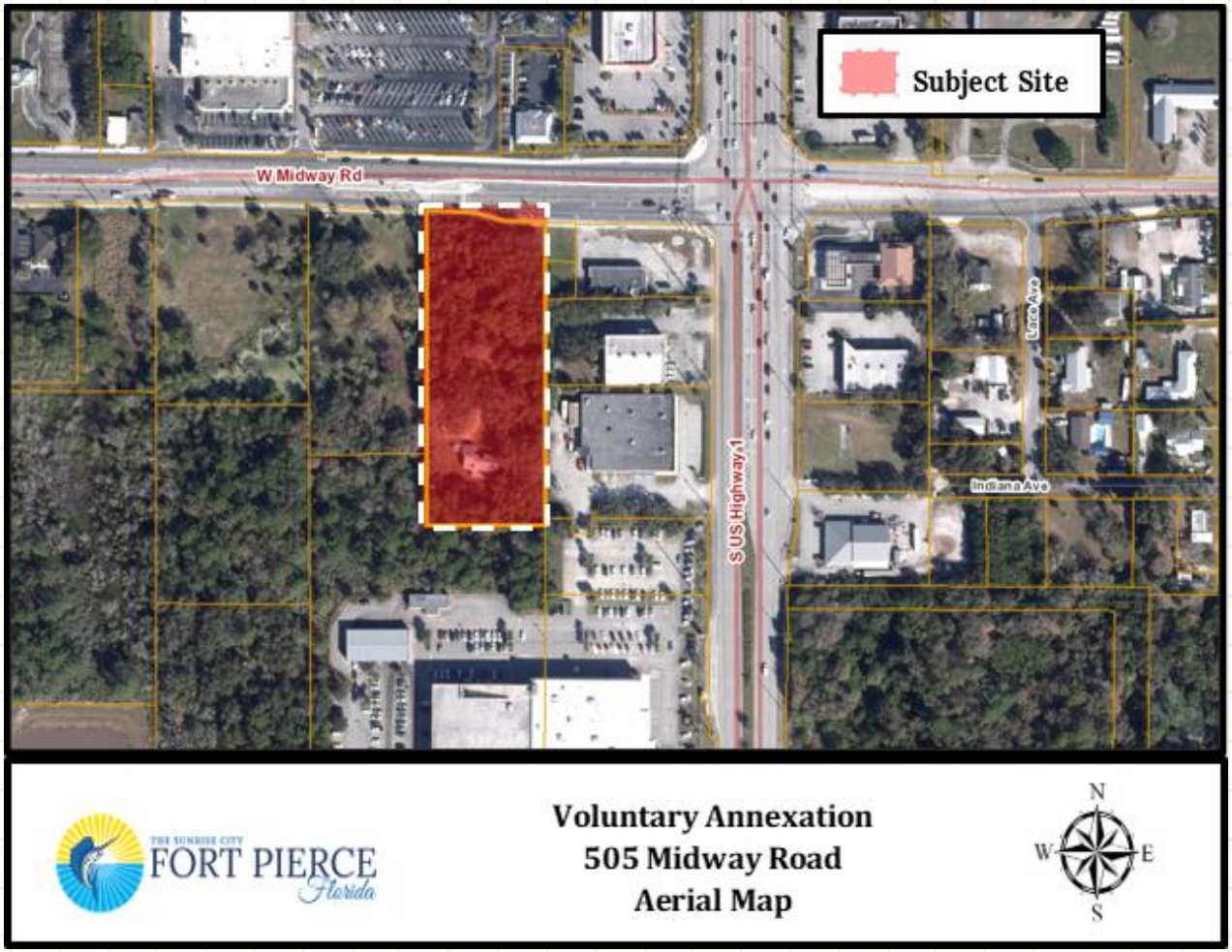
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



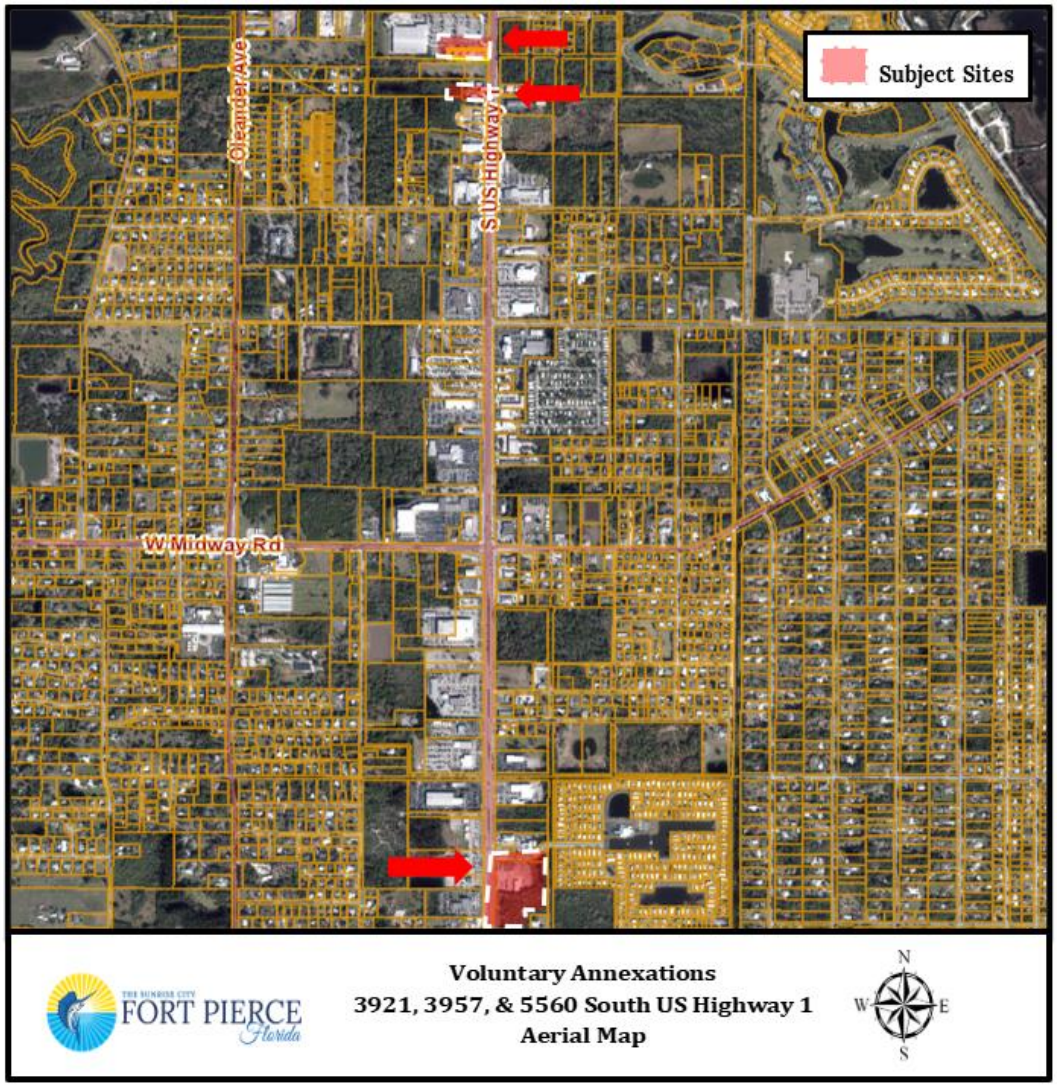
Annexation 13:

Ordinance No. 21-048



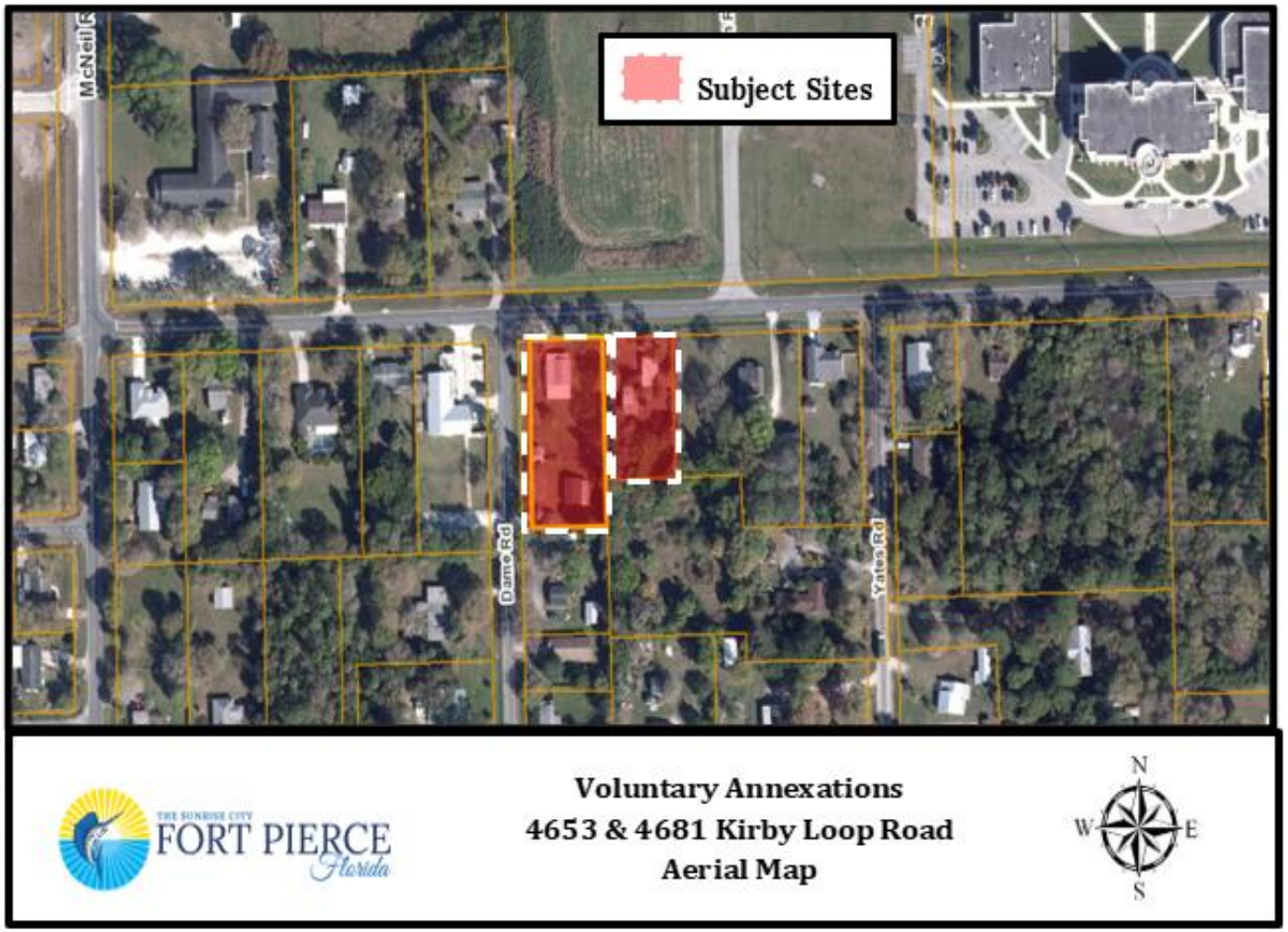
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

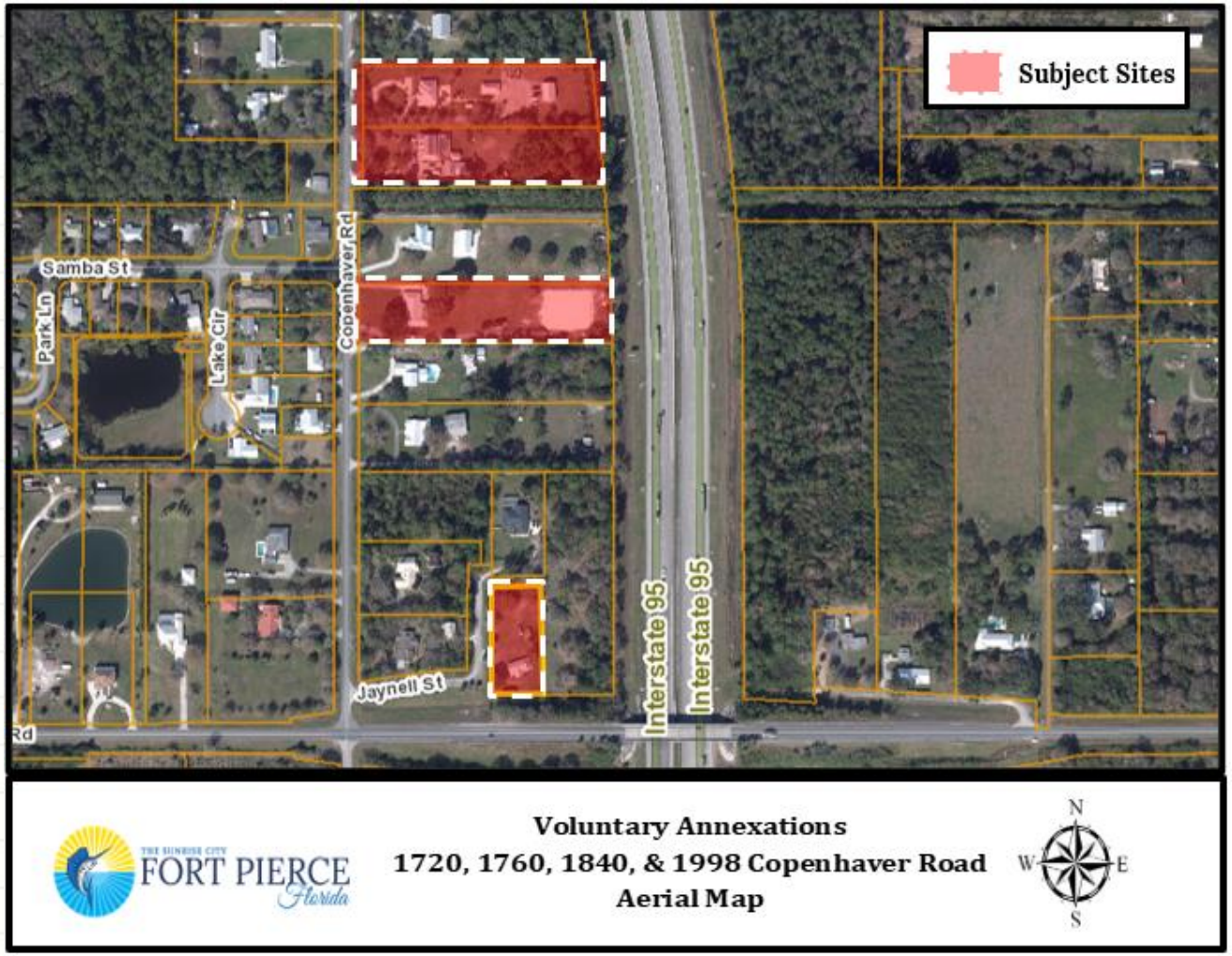


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

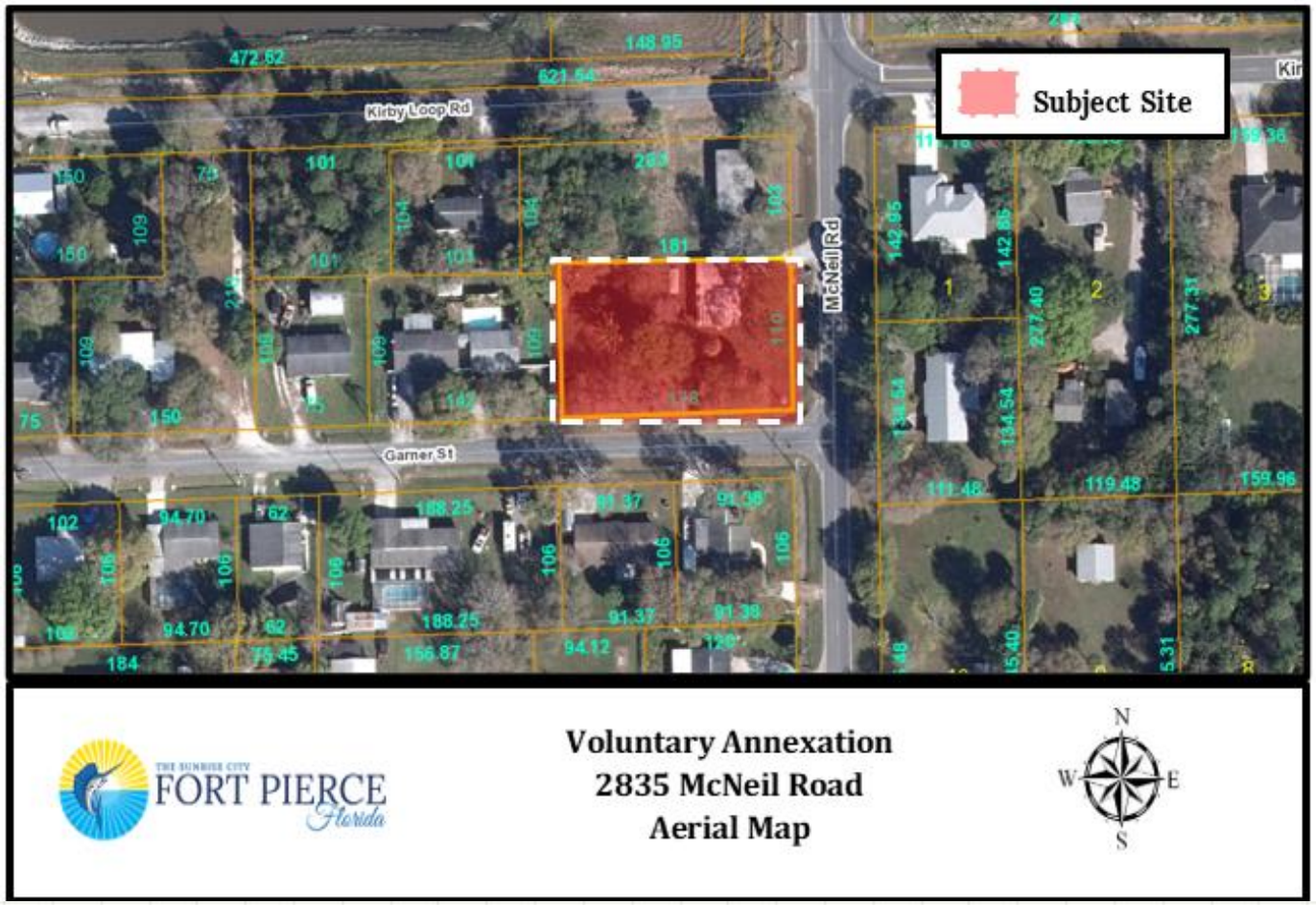
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



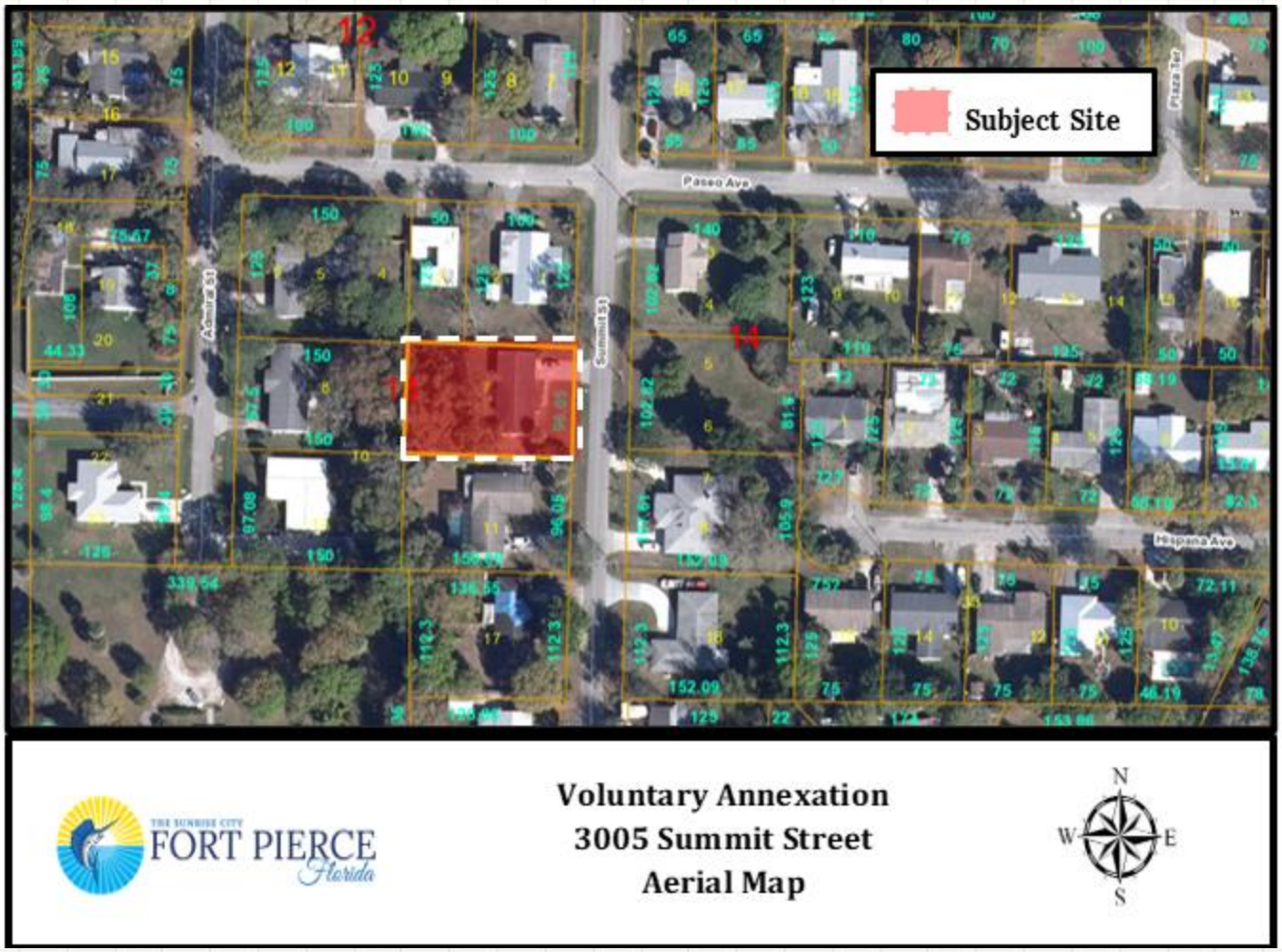
Annexation 25:

Ordinance No. 21-060



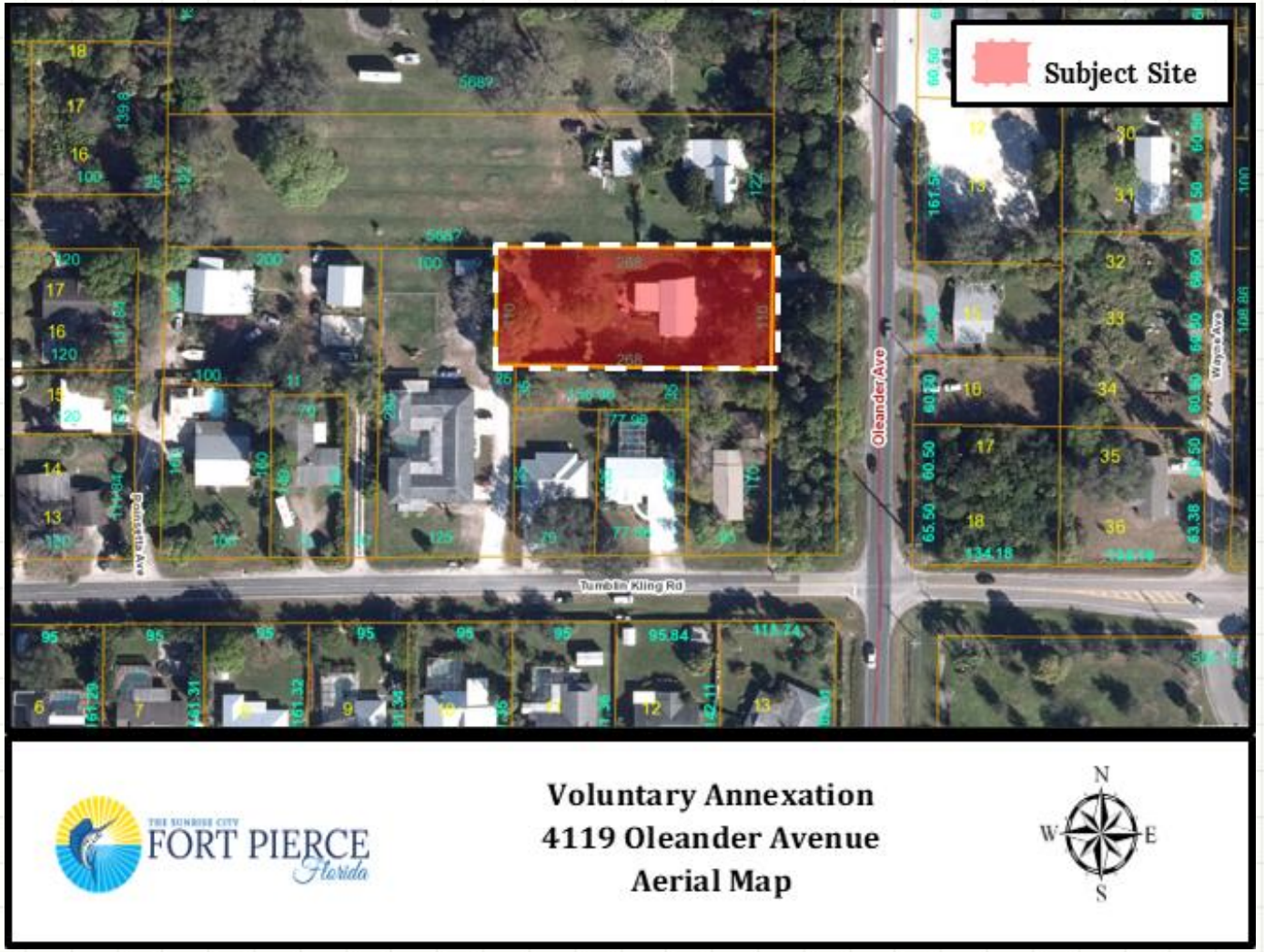
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Application for Voluntary Annexation** **505 Midway Road**
MEETING DATE:	November 15, 2021

STAFF REPORT

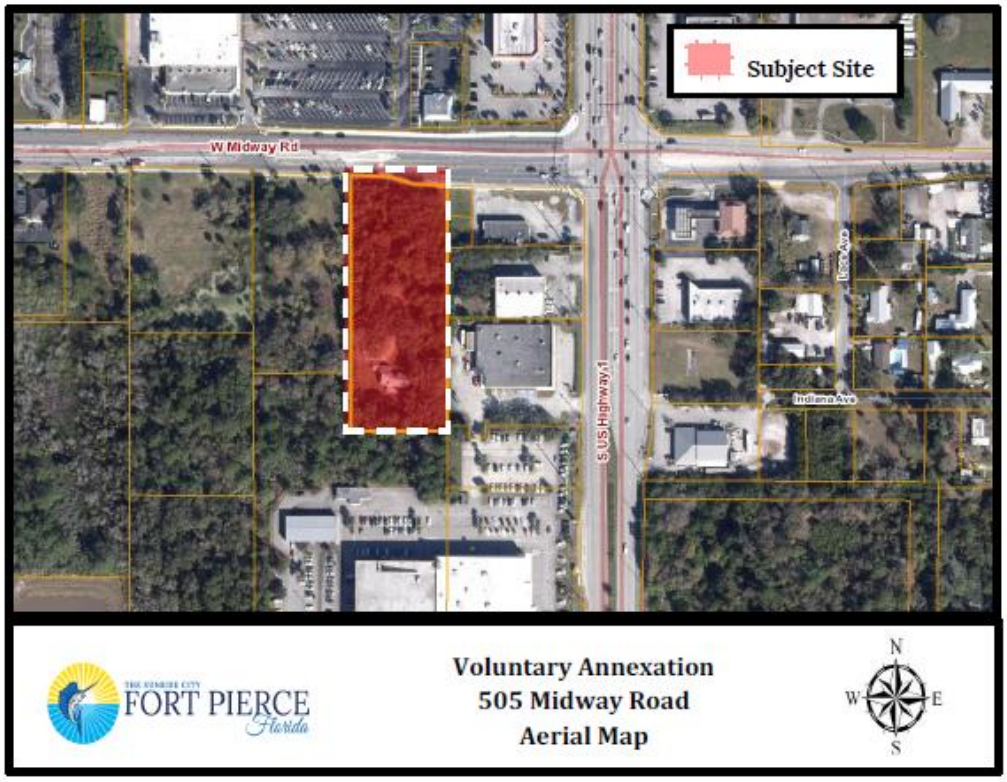
Property Owner/ Applicant	Joann Smith (TR) 505 W Midway Road Fort Pierce, FL 34982-7008
Requested Action:	Approval of a Voluntary Application for Annexation
Site Location:	505 Midway Road in Fort Pierce, Florida
Parcel ID:	3403-311-0005-040-8
Parcel Size:	2.35 acres
Current Future Land Use:	Commercial (COM) (SLC)
Current Zoning:	Commercial General (CG) (SLC)
Proposed Future Land Use:	General Commercial (GC) (FP)
Proposed Zoning:	General Commercial (C-3) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	GC (FP)	GC (FP) / COMM (SLC)	GC (FP)	GC (FP) / COMM (SLC)
Surrounding Zoning:	C-3 (FP)	C-3 (FP) / CG (SLC)	C-3 (FP)	C-3 (FP) / CG (SLC)

Staff Analysis:

Request

This is a voluntary annexation of a parcel located at 505 Midway Road in Fort Pierce, Florida. The parcel ID is 3403-311-0005-040-8.



The subject property has a St. Lucie County Future Land Use designation of Commercial (COM) and a zoning designation of Commercial General (CG). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is General Commercial (GC), with a zoning classification of General Commercial (C-3).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the property is located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexation is also consistent with Chapter 171.044, F.S., whereas the property is contiguous to a municipality and reasonably compact; and the annexation will not result in the creation of an enclave.

The current taxable value of the property is $200,900. Should the Application for Annexation be approved, it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently the property is developed with a residence.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexation is consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The property is within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject property is in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. This parcel abuts properties that are within the City limits. The annexation of this property would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of COMM and CG, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designation of GC and C-3, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittal and have no objections regarding the proposed voluntary annexation application based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed annexation at 505 Midway Road, along with the associated Future Land Use designation of GC and a Zoning designation of C-3.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-048

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **505 MIDWAY ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; an

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 3403-311-0005-040-8

3 36 40 BEG AT PT 331 FT W OF CENTER OF SEC RUN S 544.5 FT,TH W 200 FT,TH N 554.5 FT,TH E 200 FT,TH S 10 FT TO POB-LESS ANY PART THEREOF LYG WITHIN 40 FT OF C/L MIDWAY RD AND LESS THAT PART MPDAF: FROM NW COR OF SW 1/4 OF SEC RUN N 89 52 47 E ALG N LI OF SW 1/4 1621.29 FT,TH N 00 17 22 E 36.60 FT,TH S 89 42 38 E 585.09 FT,TH S 00 17 22 W 40 FT SLY RD R/W LI OF MIDWAY RD AND POB,TH S 89 42 38 E ALG WLY R/W LI 106.33 FT,TH S 00 20 17 E 9 FT,TH N 89 42 38 W 106.43 FT,TH N 00 17 22 E 9 FT TO SLY RD R/W LI OF MIDWAY RD AND POB- AND LESS ADDL RD R/W MPDAF: FROM W 1/4 OF SEC, TH N 00 11 02 W 48.16 FT, TH S 89 42 45 E 2206.54 FT, TH S 00 17 15 W 40 FT TO POB; TH S 00 17 15 W 9 FT, TH S 89 42 45 E 106.43 FT, TH S 00 20 17 E 26.97 FT, TH N 88 12 45 W 69.74 FT, TH N 74 47 37 W 51.71 FT, TH N 88 12 45 W 80.54 FT, TH N 00 20 17 W 18.73 FT, TH S 89 42 45 E 93.68 FT TO POB- (2.35 AC - 102,366 SF) (OR 311-2867: 379-297; 2176-2837; 2474-1160: 4067-958)

Said property containing 2.35 acres, more or less, and being generally located at 505 Midway Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned C-3, General Commercial, and assigned a Future Land Use Designation of GC, General Commercial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

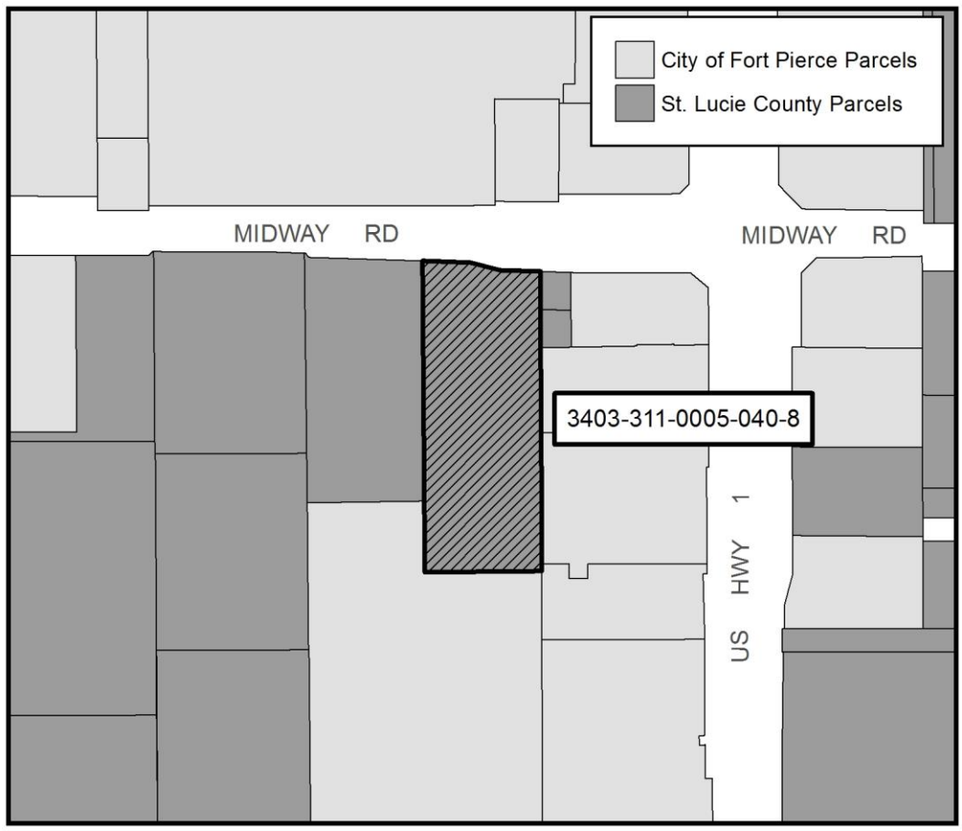
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

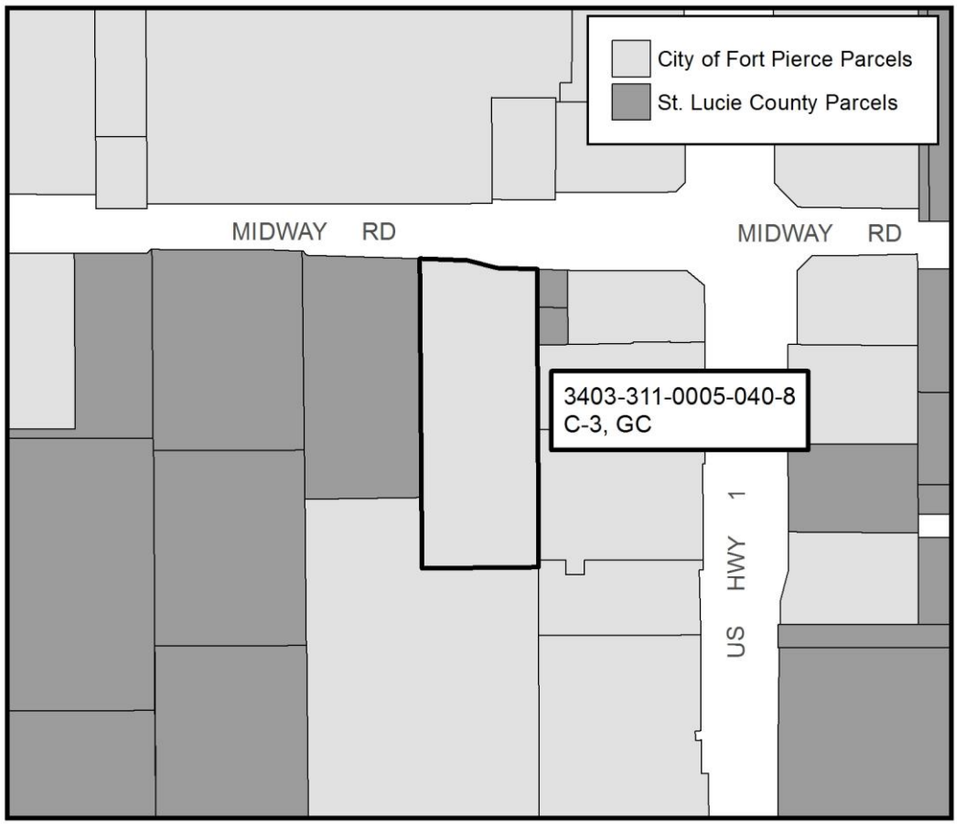
EXHIBIT A
Annexed Area & Legal Description



3 36 40 BEG AT PT 331 FT W OF CENTER OF SEC RUN S 544.5 FT,TH W 200 FT,TH N 554.5 FT,TH E 200 FT,TH S 10 FT TO POB-LESS ANY PART THEREOF LYG WITHIN 40 FT OF C/L MIDWAY RD AND LESS THAT PART MPDAF: FROM NW COR OF SW 1/4 OF SEC RUN N 89 52 47 E ALG N LI OF SW 1/4 1621.29 FT,TH N 00 17 22 E 36.60 FT,TH S 89 42 38 E 585.09 FT,TH S 00 17 22 W 40 FT SLY RD R/W LI OF MIDWAY RD AND POB,TH S 89 42 38 E ALG WLY R/W LI 106.33 FT,TH S 00 20 17 E 9 FT,TH N 89 42 38 W 106.43 FT,TH N 00 17 22 E 9 FT TO SLY RD R/W LI OF MIDWAY RD AND POB- AND LESS ADDL RD R/W MPDAF: FROM W 1/4 OF SEC, TH N 00 11 02 W 48.16 FT, TH S 89 42 45 E 2206.54 FT, TH S 00 17 15 W 40 FT TO POB; TH S 00 17 15 W 9 FT, TH S 89 42 45 E 106.43 FT, TH S 00 20 17 E 26.97 FT, TH N 88 12 45 W 69.74 FT, TH N 74 47 37 W 51.71 FT, TH N 88 12 45 W 80.54 FT, TH N 00 20 17 W 18.73 FT, TH S 89 42 45 E 93.68 FT TO POB- (2.35 AC - 102,366 SF) (OR 311-2867: 379-297; 2176-2837; 2474-1160: 4067-958)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned CG, Commercial General with a Future Land Use of COM, Commercial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of C-3, General Commercial and have a Future Land Use Designation of GC, General Commercial.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4308760 OR BOOK 3996 PAGE 1482, Recorded 05/15/2017 02:30:56 PM

RETURN TO: BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): **3403-311-0005-040-8**	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	505 MIDWAY ROAD, FORT PIERCE, FL 34982 Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to the Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

SEE ATTACHED LEGAL DESCRIPTION MARKED AS EXHIBIT "A"

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand(s) and seal this 5th day of May, 2017.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Richard D Sees, Jr.
Printed Witness Signature

Witness Signature

Kellie S. Forrest
Printed Witness Signature

Joann D. Smith
Signature
Joann D. Smith, an unmarried widowed woman
Printed Signature
505 Midway Road
Address
Fort Pierce, FL 34982
City, State, Zip

STATE OF FLORIDA

COUNTY OF St. Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Joann D. Smith, an unmarried widowed woman,** known to me to be the person(s) described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form(s) identification of the above-named person(s): Florida Driver's Licenses, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL KELLIE S. FORREST Commission # FF 050766 Expires September 21, 2017 Bonded Thru Troy Fain Insurance 800-385-7019	*Witness my hand and official Seal in the County and State last aforesaid this* 5th day of May A.D. 2017. Notary Signature Kellie S. Forrest Notary Printed Signature

Revised 7/9/04 per atty.

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 3996 PAGE 1483

OR BOOK 2176 PAGE 2839

EXHIBIT "A"

Full Legal Description
3 36 40 BEG AT PT 331 FT W OF CENTER OF SEC RUN S 544.5 FT,TH W 200 FT,TH N 554.5 FT,TH E 200 FT,TH S 10 FT TO POB-LESS ANY PART THEREOF LYG WITHIN 40 FT OF C/L MIDWAY RD AND LESS THAT PARF MPDAF-FROM NW COR OF SW 1/4 OF SEC RUN N 89 52 47 E ALG N LI OF SW 1/4 1621.29 FT,TH N 00 17 22 E 36.60 FT,TH S 89 42 38 E 585.09 FT,TH S 00 17 22 W 40 FT SLY RD R/W LI OF MIDWAY RD AND POB,TH S 89 42 38 E ALG WLY R/W LI 108.33 FT,TH S 00 20 17 E 9 FT,TH N 89 42 38 W 105.43 FT,TH N 00 17 22 E 9 FT TO SLY RD R/W LI OF MIDWAY RD AND POB- (2.45 AC) (OR 311-2667; 379-297)

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 505 Midway Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. h.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 3921, 3957, and 5560 South US Hwy 1 - Ordinance No. 21-049, 21-050 and 21-051

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-049 - This is a voluntary annexation of a parcel of land located at 3921 South US Highway 1 in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-050 - This is a voluntary annexation of a parcel of land located at 3957 South US Highway 1 in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-051 - This is a voluntary annexation of a parcel of land located at 5560 South US Highway 1 in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have St. Lucie County Future Land Use designations of Industrial (IND) and Commercial (COM) and zoning designations of Industrial Light (IL) and Commercial General (CG). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designations for the parcels are Industrial (I) and General Commercial (GC), with zoning classifications of Light Industrial (I-1) and General Commercial (C-3).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a

Fiscal Year: n/a

Account: n/a

Amount: n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation

staff report

Ordinance

Ordinance

Ordinance

Public Notification Certification

Public Notification Certification

Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:48 PM

Form Started By: Jennifer Hofmeister

Started On: 11/04/2021 08:36 AM

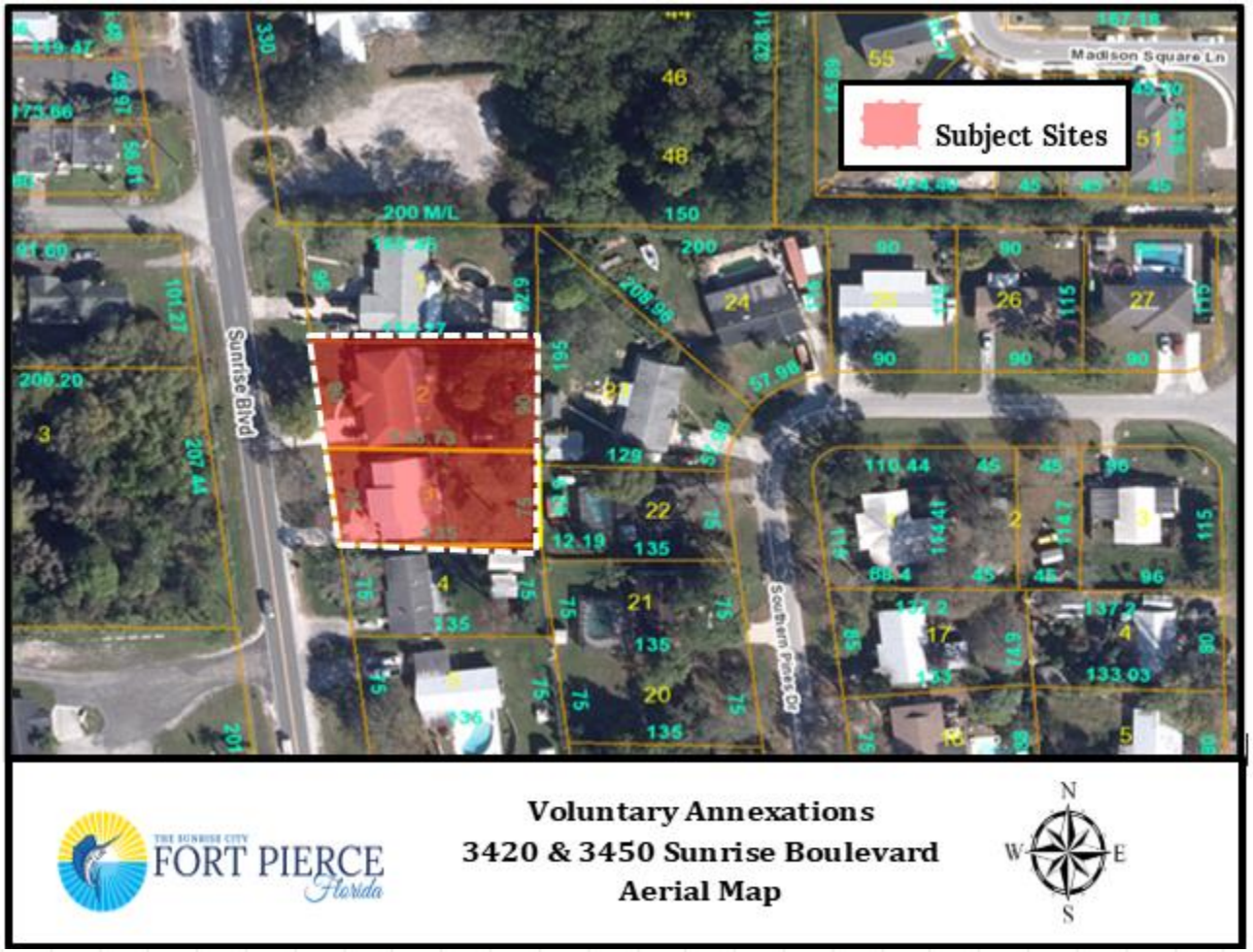
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

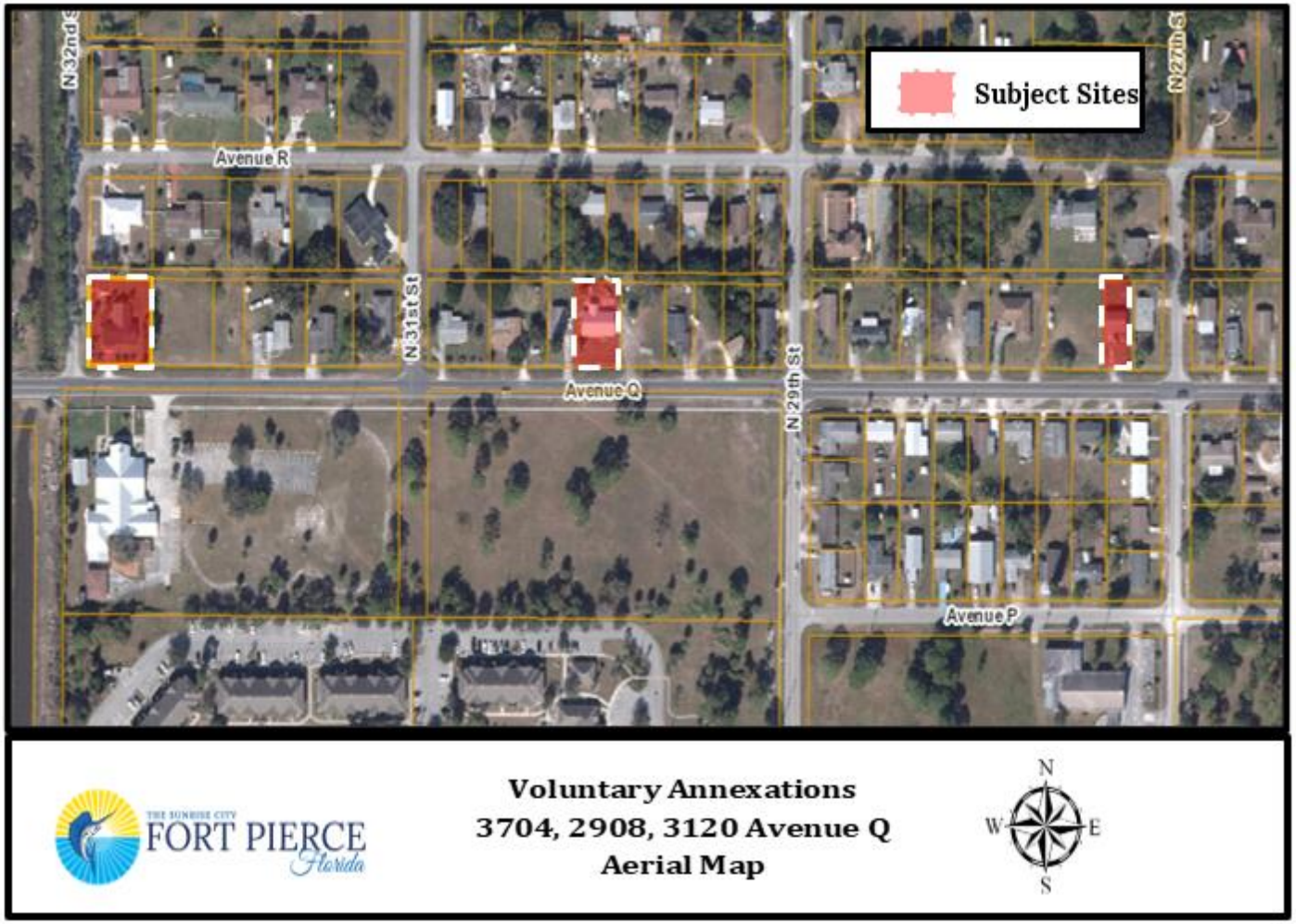
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



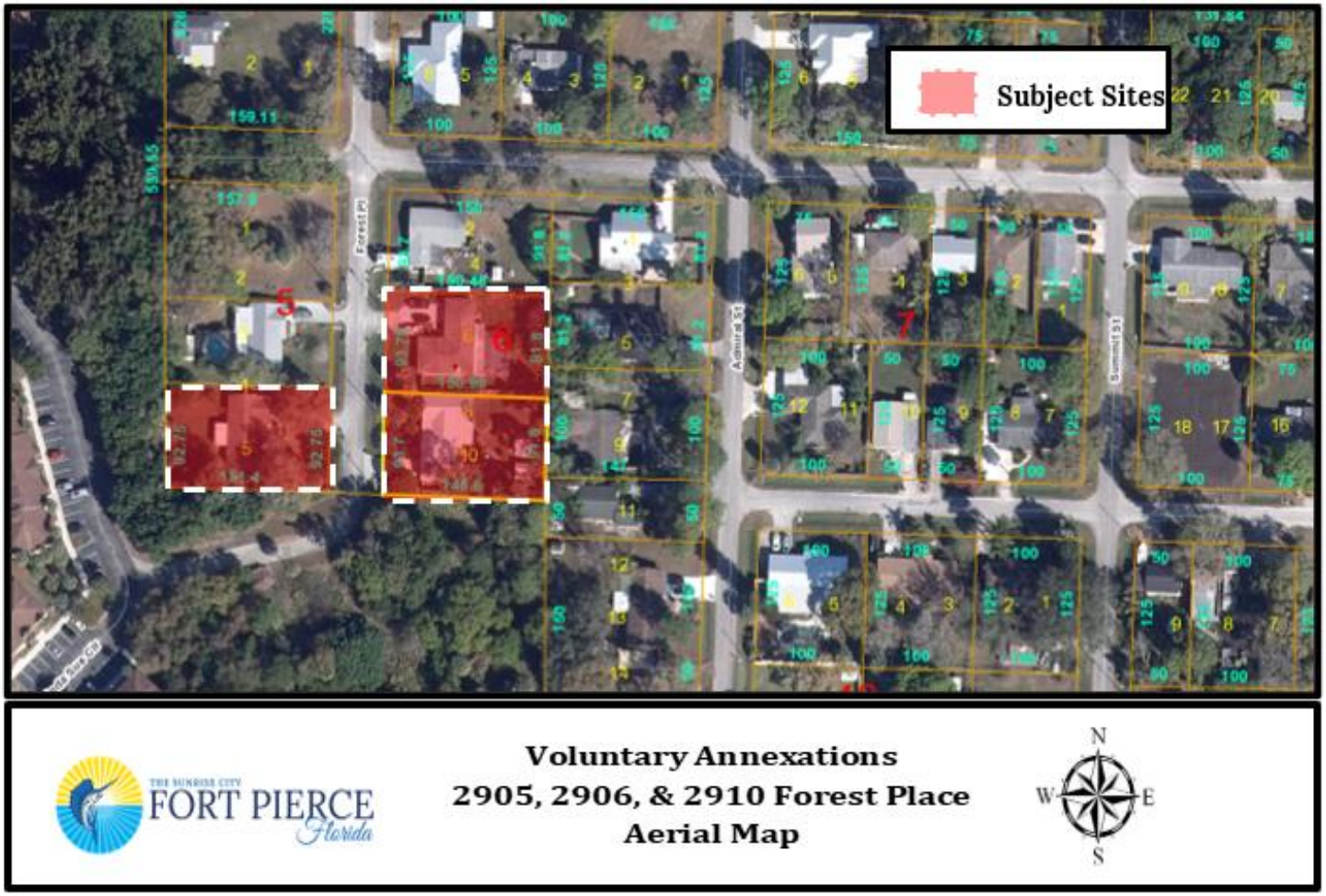
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

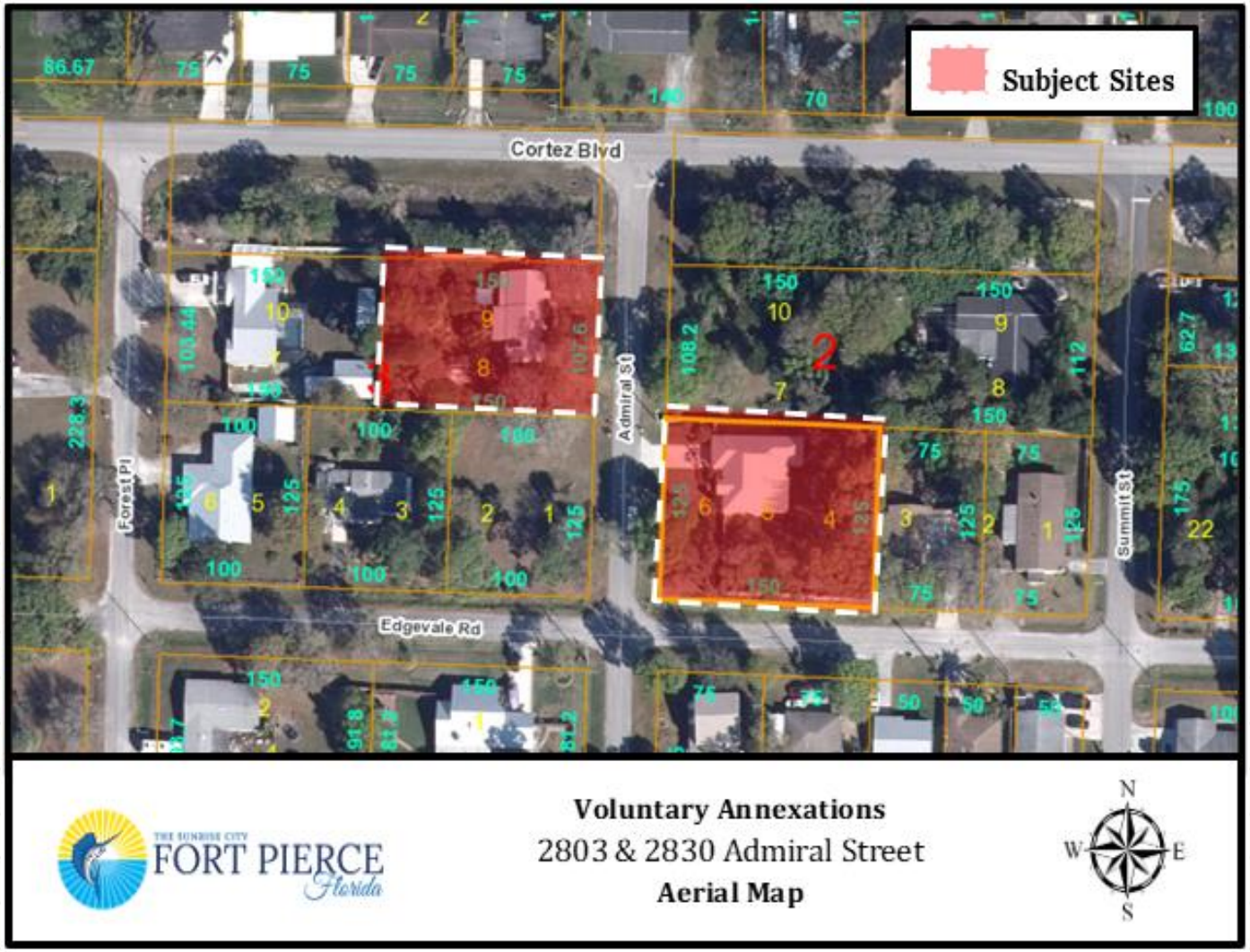


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

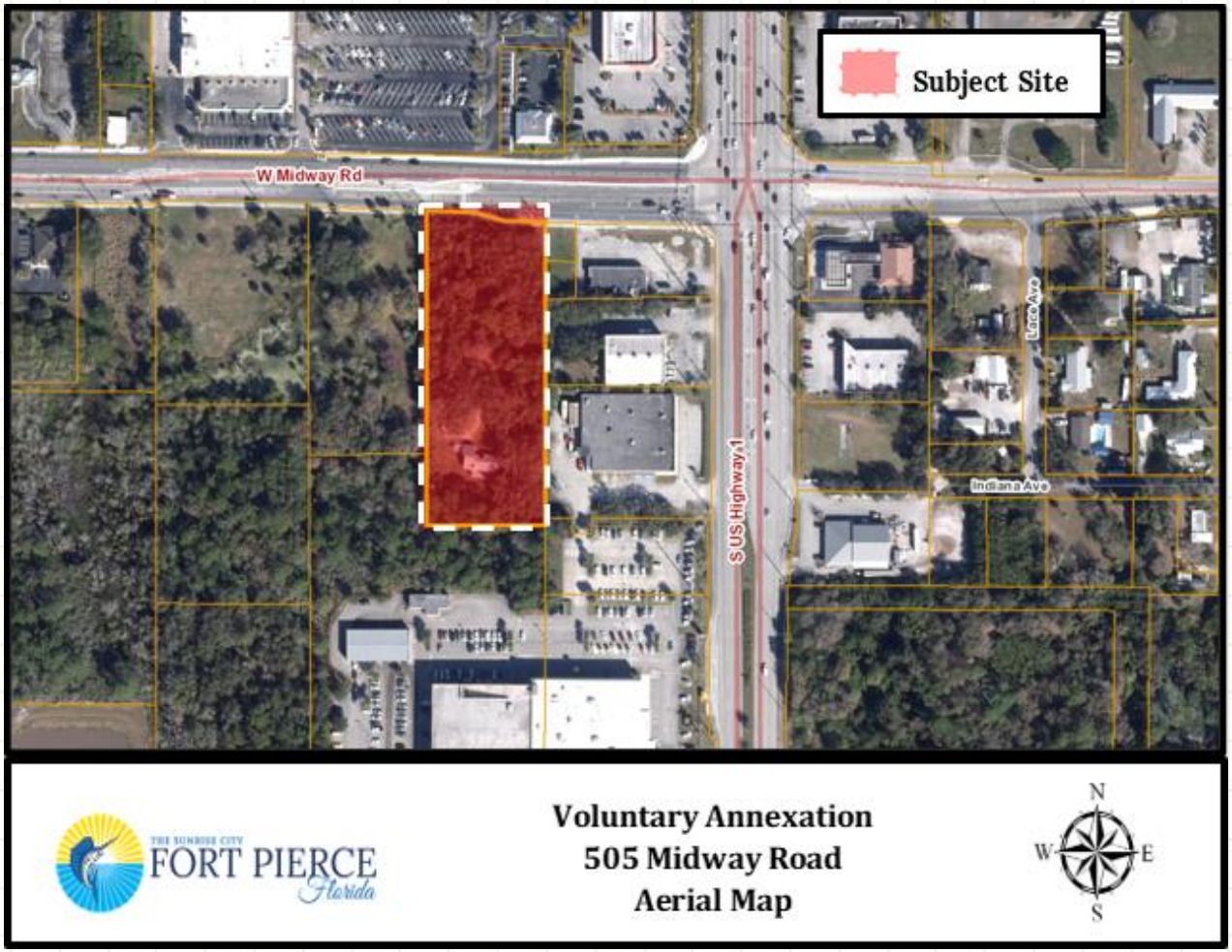
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



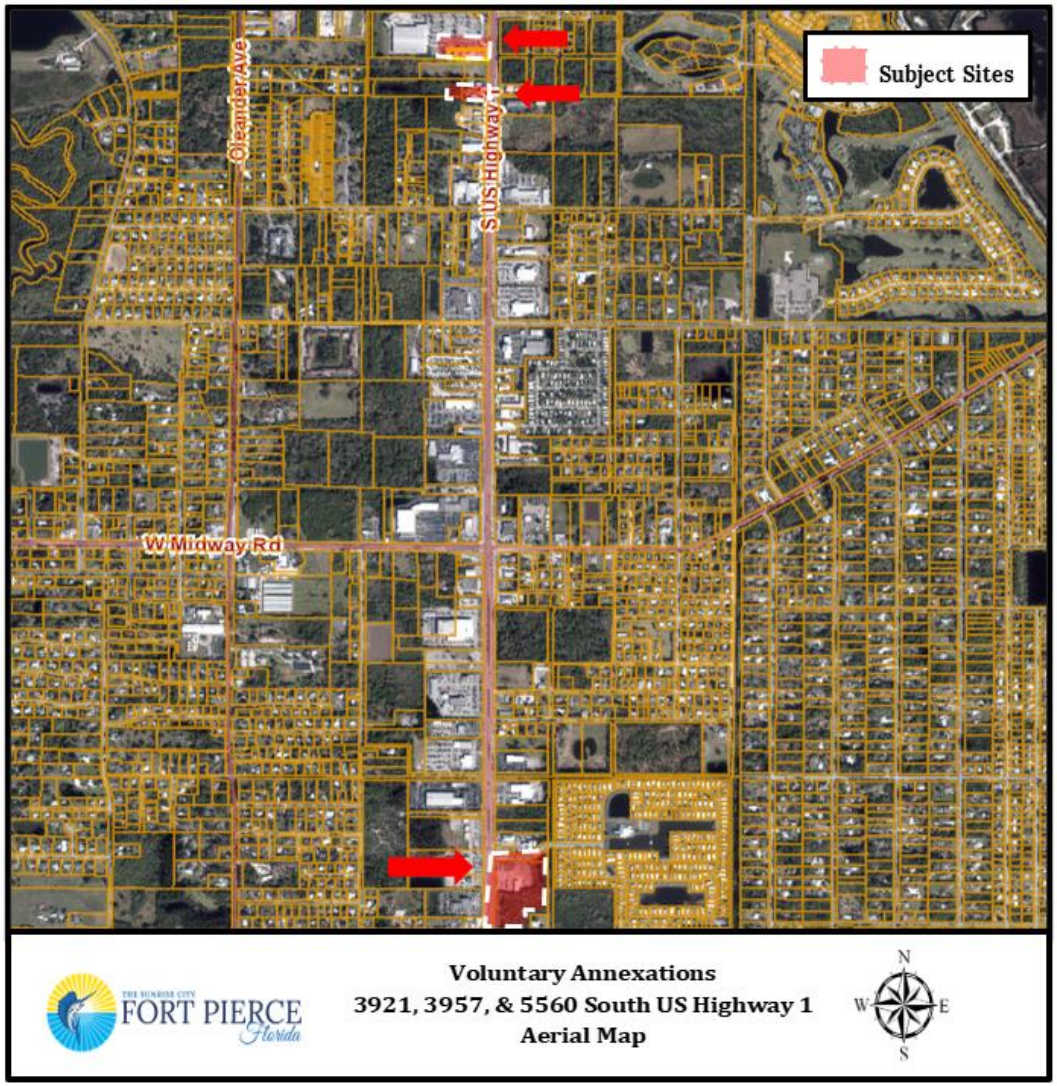
Annexation 13:

Ordinance No. 21-048



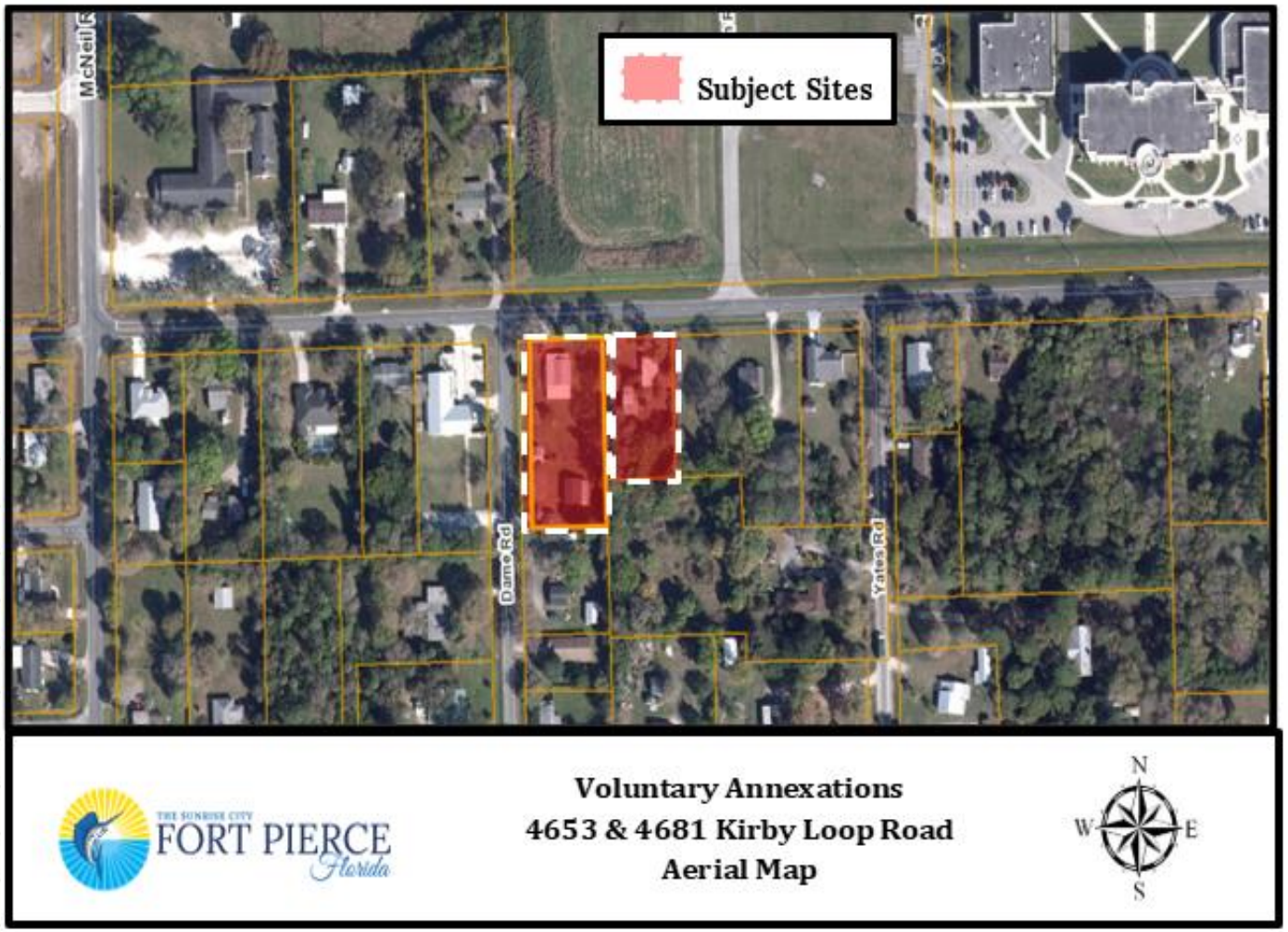
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

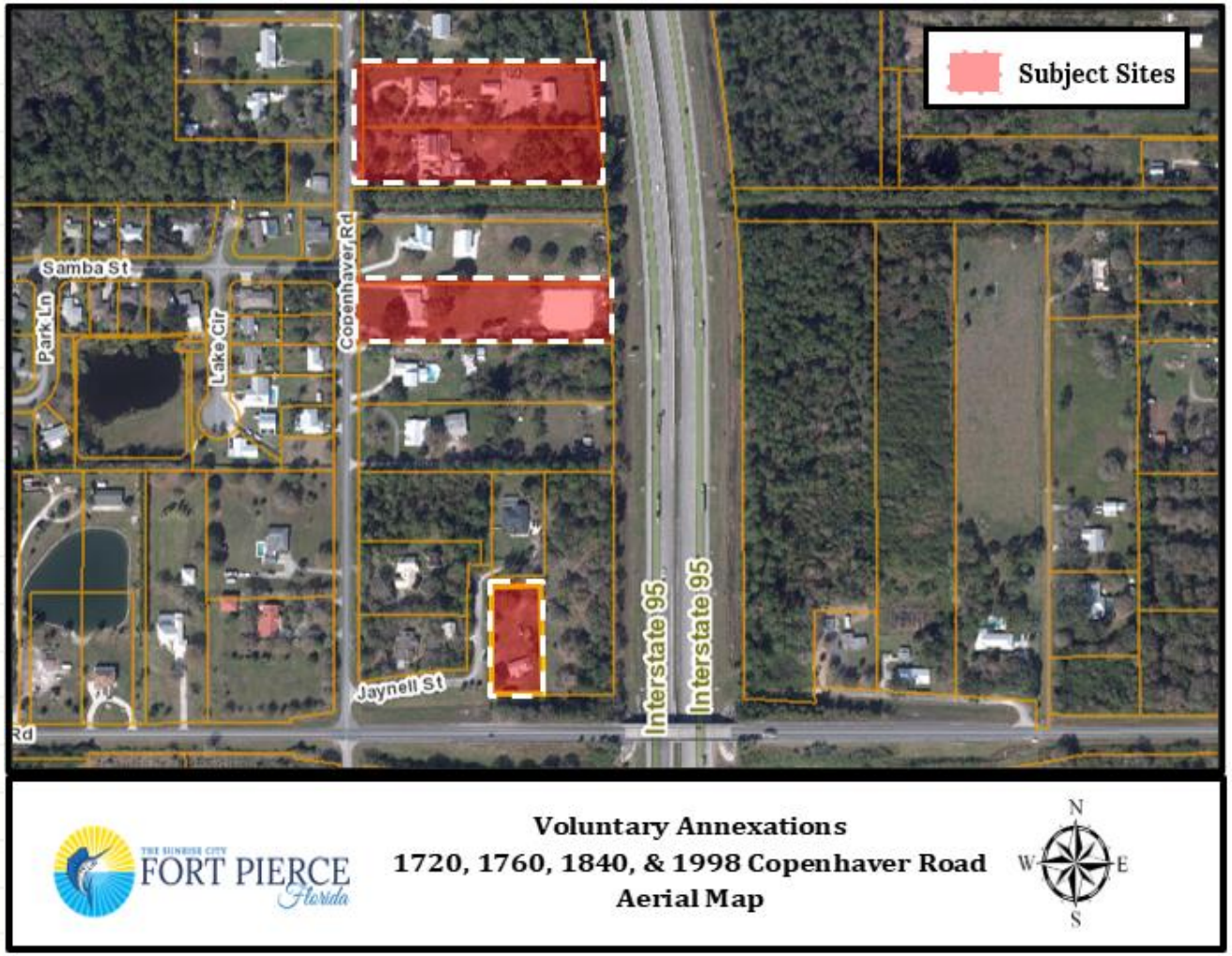


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

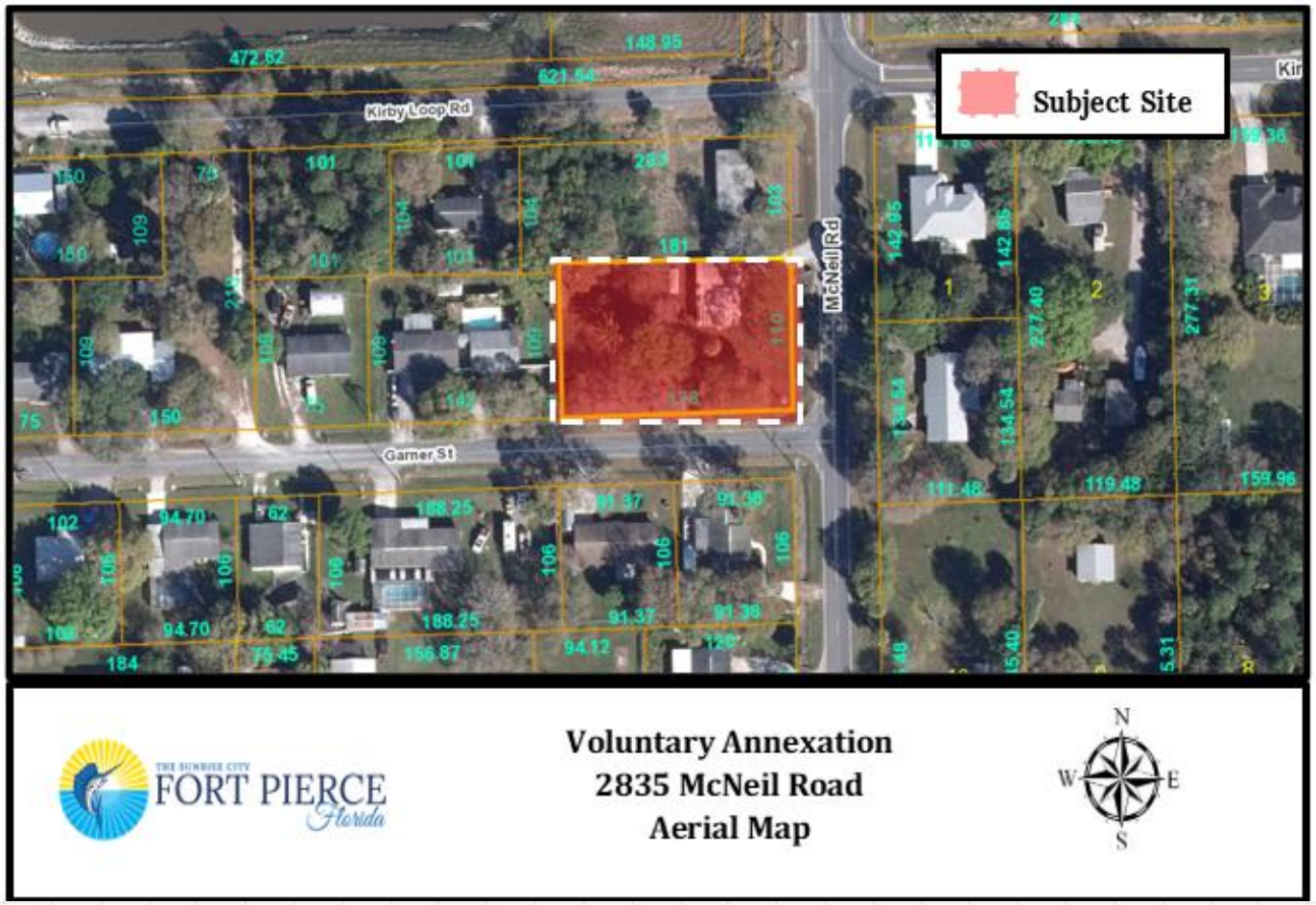
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



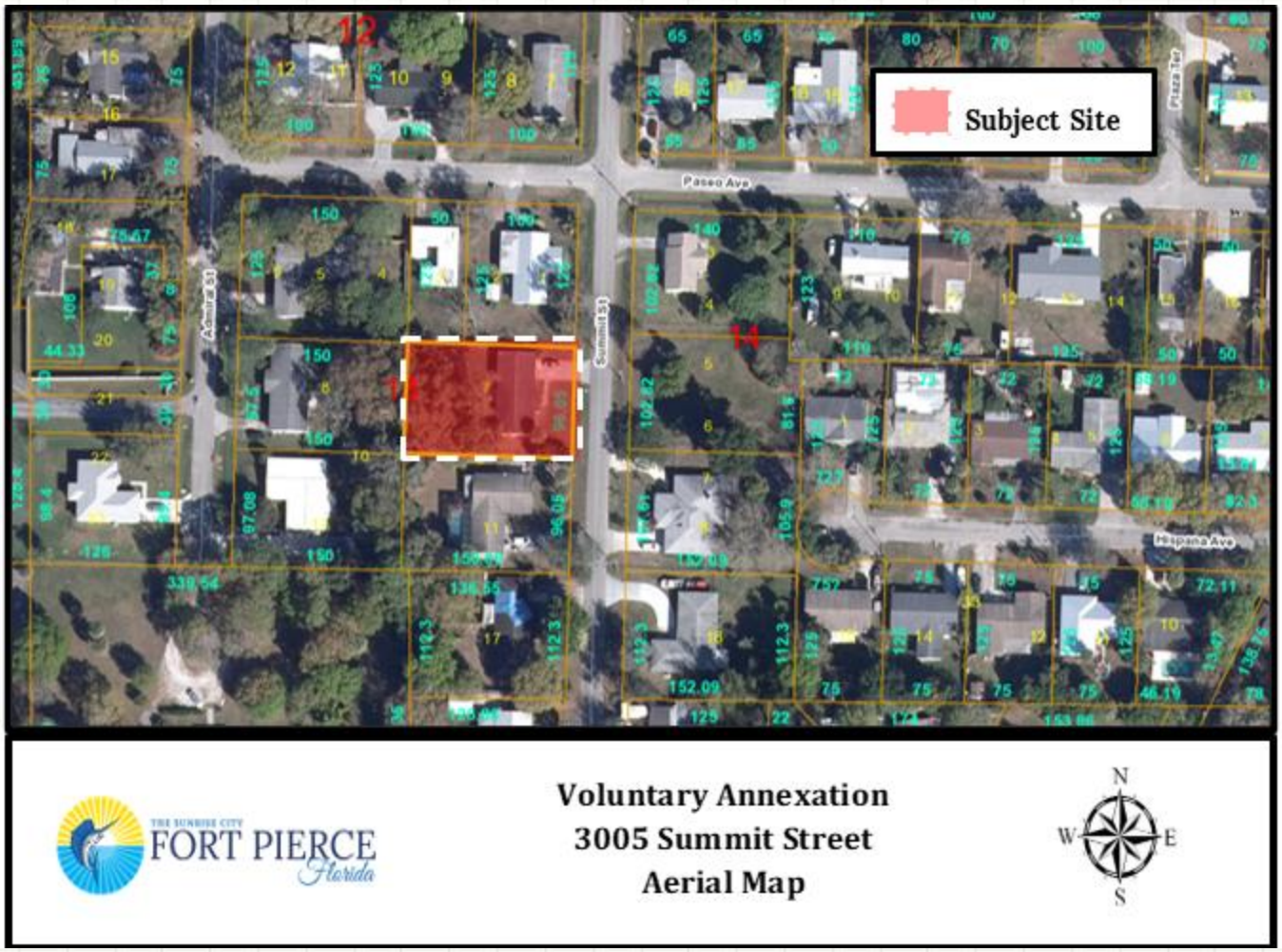
Annexation 25:

Ordinance No. 21-060



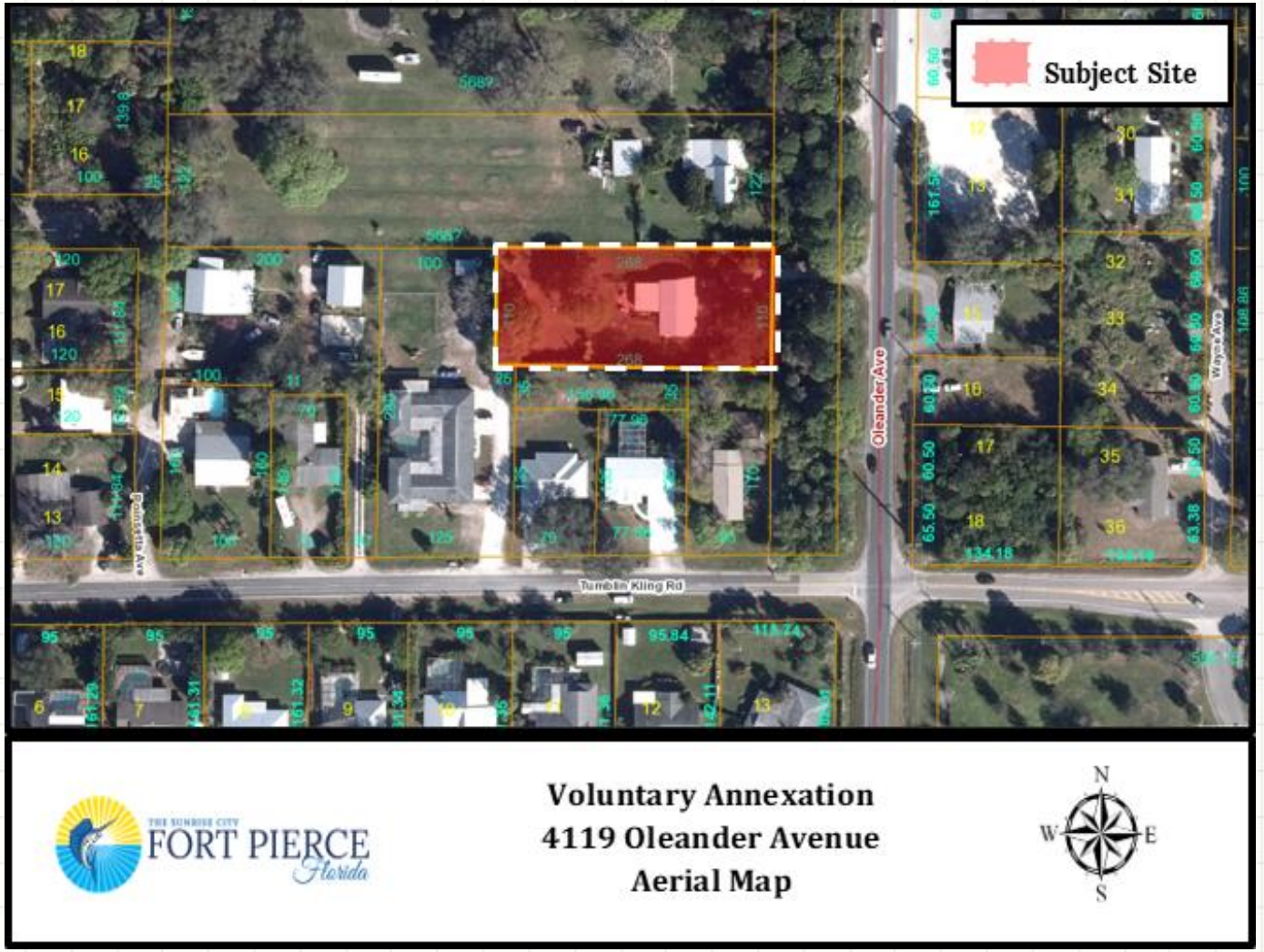
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **3921, 3957, and 5560 South US Highway 1**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Douglas L Richards Elsa B Richards 3415 W Busch Boulevard Tampa, FL 33618 Florida Falls Enterprises Inc 3107 SE Glasgow Drive Stuart, FL 34997-5467 Nicholas S Smith 7845 SW Ellipse Way Stuart, FL 34997
Requested Action:	Approval of three (3) Voluntary Applications for Annexation
Site Locations:	3921, 3957, and 5560 South US Highway 1 in Fort Pierce, Florida
Parcel IDs:	2434-601-0050-000-9, 2434-311-0003-000-5, and 3403-502-0302-000-4
Parcel Sizes:	0.92, 0.56, and 9.63 acres
Current Future Land Use:	Industrial (IND) and Commercial (COM) (SLC)
Current Zoning:	Industrial Light (IL) and Commercial General (CG) (SLC)

Proposed Future Land Use: Industrial (I) and General Commercial (GC) (FP)

Proposed Zoning: Light Industrial (I-1) and General Commercial (C-3) (FP)

Utilities: FPUA

	North	East	South	West
Surrounding Zoning:	C-3 (FP)	C-3 (FP) / PUD & RM-5 (SLC)	C-3 (FP) / CG (SLC)	C-3 (FP)
Surrounding FLU:	COMM (SLC) / GC (FP)	COMM (SLC) / GC (FP)	GC (FP) / COMM (SLC)	GC (FP)

Staff Analysis:

Request

This is a voluntary annexation of three (3) parcels located at 3921, 3957, and 5560 South US Highway 1 in Fort Pierce, Florida. The parcel IDs are 2434-601-0050-000-9, 2434-311-0003-000-5, and 3403-502-0302-000-4.

The subject properties have St. Lucie County Future Land Use designations of Industrial (IND) and Commercial (COM) and zoning designations of Industrial Light (IL) and Commercial General (CG). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designations for the parcels are Industrial (I) and General Commercial (GC), with zoning classifications of Light Industrial (I-1) and General Commercial (C-3).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $200,900, $220,639, and $1,548,400. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties are developed for both industrial and commercial uses.

Comprehensive Plan

Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties to the north that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of IND/COM and IL/CG, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of I/GC and I-1/C-3, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed three (3) annexations at 3921, 3957, and 5560 South US Highway 1, along with the associated Future Land Use designations of I/GC and the Zoning designations of I-1/C-3.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-049

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3921 S. US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2434-601-0050-000-9

KELLEM`S S/D FROM NE COR LOT 11 RUN S 130 FT FOR POB, TH W 400 FT, TH S 100 FT, TH E 400 FT, TH N 100 FT TO POB (0.92 AC) (OR 2086-851)

Said property containing 0.92 acres, more or less, and being generally located at 3921 S. US Highway 1 in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned I-1, Light Industrial, and assigned a Future Land Use Designation of I, Industrial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

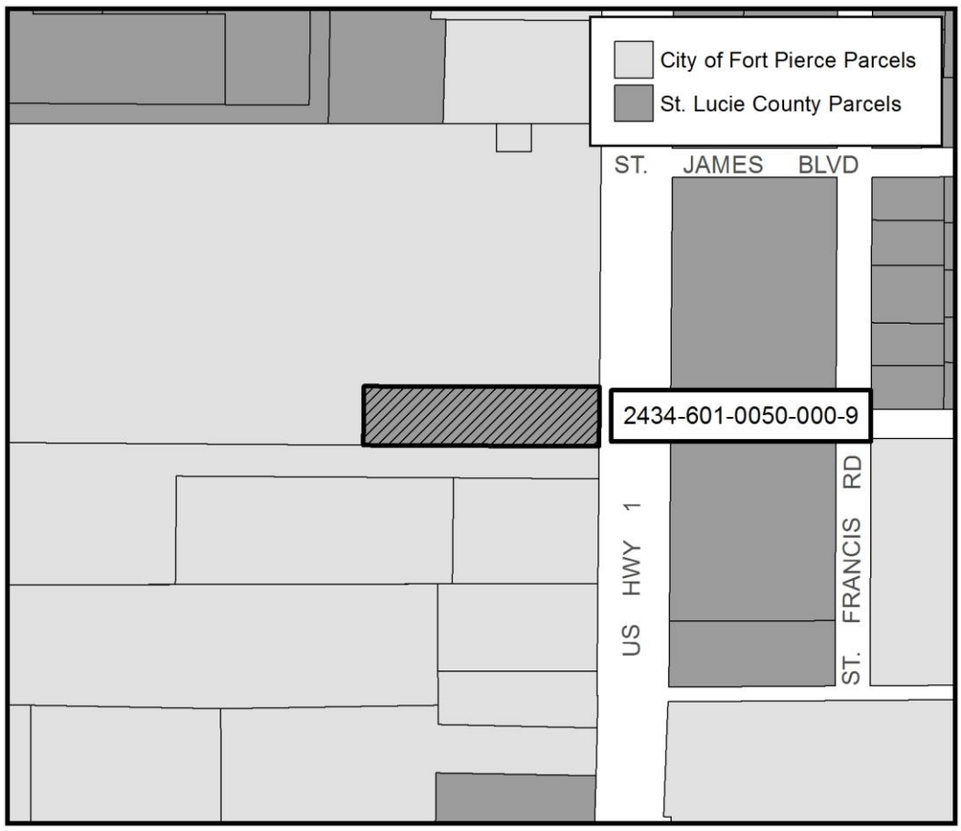
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

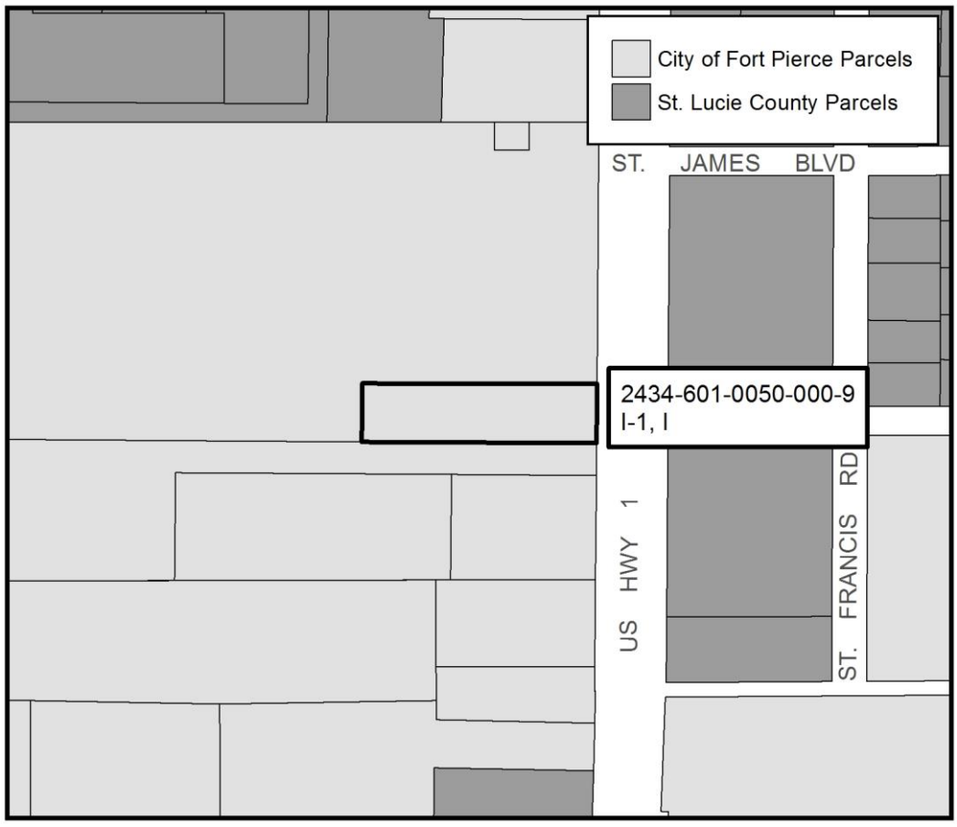
EXHIBIT A
Annexed Area & Legal Description



KELLEM`S S/D FROM NE COR LOT 11 RUN S 130 FT FOR POB, TH W 400 FT, TH S 100 FT, TH E 400 FT, TH N 100 FT TO POB (0.92 AC) (OR 2086-851)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned IL, Industrial Light with a Future Land Use of IND, Industrial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of I-1, Light Industrial and have a Future Land Use Designation of I, Industrial.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4334754 OR BOOK 4024 PAGE 1217, Recorded 07/27/2017 10:41:57 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2434-601-0050-000-9	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	3921 S. U.S. HIGHWAY 1, FORT PIERCE, FL 34982 Location Address 3415 W. BUSCH BLVD, TAMPA, FL 34618 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

BEGIN AT THE NORTHEAST CORNER OF LOT 11, KELLEM'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 3, AT PAGE 85, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA; RUN THENCE SOUTH 130 FEET FOR A POINT OF BEGINNING; THENCE WEST 400 FEET; THENCE SOUTH 100 FEET; THENCE EAST 400 FEET; THENCE NORTH 100 FEET TO THE POINT OF BEGINNING.

SUBJECT TO COVENANTS AND RESTRICTIONS, CONDITIONS AND EASEMENTS OF RECORD, IF ANY.

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 11 day of July, 2017.

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Charisse Repass
Printed Witness Signature

Witness Signature

Lisa Poslusny
Printed Witness Signature

Douglas L. Richards
Signature, Douglas L. Richards

DOUGLAS L RICHARDS
Printed Signature

345 W Busch BLVD
Address

Tampa FLA 33618
City, State, Zip

Witness Signature

Charisse Repass
Printed Witness Signature

Witness Signature

Lisa Poslusny
Printed Witness Signature

Elsa B. Richards
Signature, Elsa B. Richards

ELSA RICHARDS
Printed Signature

345 W Busch BLVD
Address

Tampa FLA 33618
City, State, Zip

STATE OF Florida
COUNTY OF Hillsborough

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Douglas L. Richards and Elsa B. Richards , in whose names the foregoing instrument was executed, and that they severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named persons: Driver's Licenses, and that an oath was not taken.

SUSAN GRIFFIS
Notary Public - State of Florida
My Comm. Expires Jun 22, 2018
Commission # FF 134488

Witness my hand and official Seal in the County and State last aforesaid this 11 day of July A.D. 2017.

Susan Griffis
Notary Signature

Susan Griffis
Notary Printed Signature

ORDINANCE NO. 21-050

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3957 S. US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2434-311-0003-000-5

34 35 40 S 97 FT OF N 226 FT OF E 294 FT OF NE 1/4 OF NE 1/4 OF SW 1/4-LESS E 42 FT FOR US 1- (OR 3773-689)

Said property containing 0.56 acres, more or less, and being generally located at 3957 S. US Highway 1 in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned C-3, General Commercial, and assigned a Future Land Use Designation of GC, General Commercial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
Interim City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

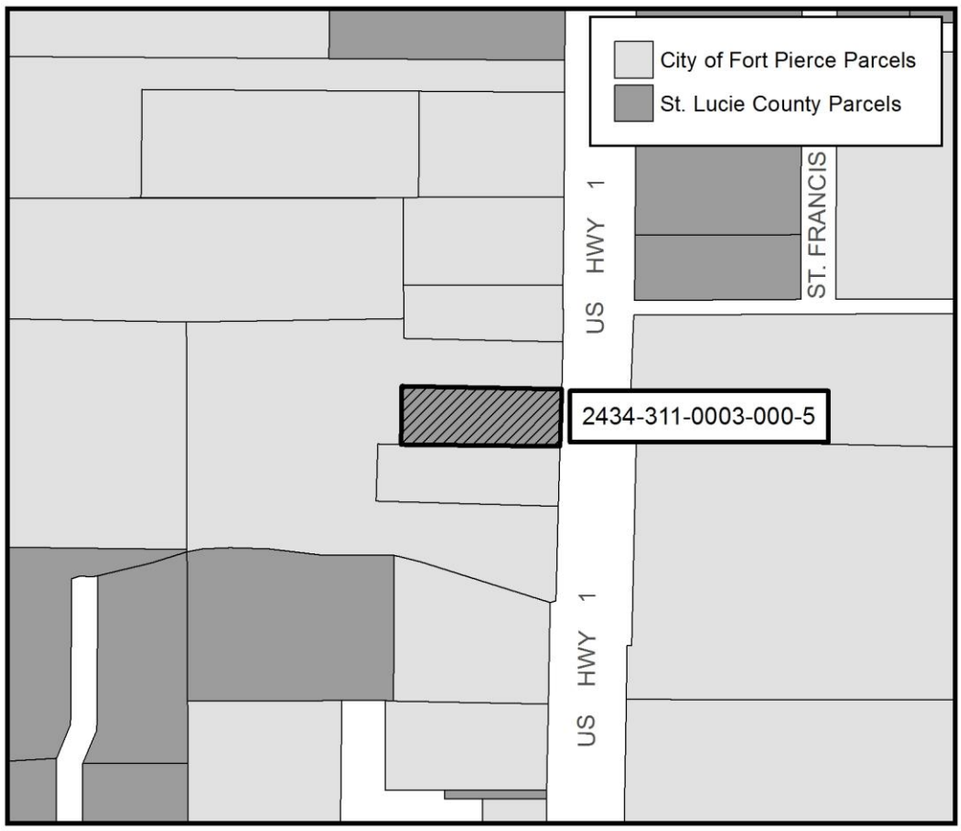
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

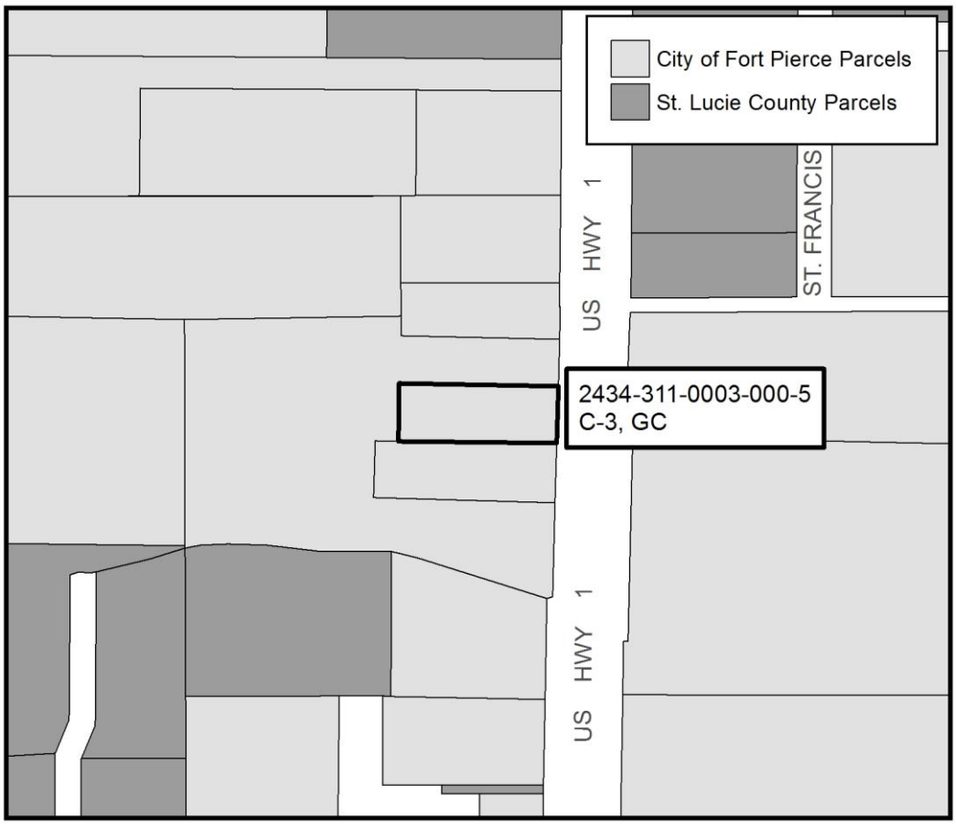
EXHIBIT A
Annexed Area & Legal Description



34 35 40 S 97 FT OF N 226 FT OF E 294 FT OF NE 1/4 OF NE 1/4 OF SW 1/4-LESS E 42 FT FOR US 1- (OR 3773-689)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned CG, Commercial General with a Future Land Use of COM, Commercial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of C-3, General Commercial and have a Future Land Use Designation of GC, General Commercial.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4166034 OR BOOK 3842 PAGE 2984, Recorded 03/04/2016 at 08:52 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX	**ANNEXATION AGREEMENT CORPORATE**
This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2434-311-0003-000-5	
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	3957 SOUTH US 1, FORT PIERCE, FLORIDA 34952 Location Address 3107 S.E. GLASGOW DRIVE, STUART, FLORIDA 34997 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

FOR LEGAL DESCRIPTION, SEE EXHIBIT "A", APPENDED HERETO AND BY THIS REFERENCE INCORPORATED HEREIN.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

(Corporate Seal)

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized this 4th *day of* February, *2016.*

Attest:

Secretary

Florida Falls Enterprises, Inc., a Florida corporation
GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

AMY SHEVLIN
Printed Witness Signature

Witness Signature

Leah Hubbard
Printed Witness Signature

PRESIDENT (Signature)

Timothy J. Bowman, President
Printed Signature
3107 S.E. Glasgow Drive
Address
STUART, FLORIDA 34997
City, State, Zip

STATE OF FLORIDA
COUNTY OF St. Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Timothy J. Bowman,** known to me to be the President of **Florida Falls Enterprises, Inc.,** a Florida corporation, the corporation in whose name the foregoing instrument was executed, and that he acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in him by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: Driver's Licenses, and that an oath (was not) taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 4th day of February A.D. 2016. Notary Signature Leah M. Hubbard Notary Printed Signature

LEAH M. HUBBARD
MY COMMISSION #FF042426
EXPIRES May 10, 2016
(407) 398-0153 FloridaNotaryService.com

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 3842 PAGE 2985

EXHIBIT "A" - LEGAL DESCRIPTION

BEGINNING on the quarter section line at a point 129 feet South of the center of Section 34, Township 35 South, Range 40 East; thence run Westerly on a line forming an angle of 85 degrees 30' with said quarter section line as measured from North to West a distance of 294.88 feet to a point; thence run South on a line parallel with the said quarter section line a distance of 97 feet; thence run Easterly on a line forming an angel of 94 degrees 30' measured from North to East from the last described line a distance of 294.88 feet to said quarter section line; thence run North along said quarter section line 97 feet to the Point of Beginning. LESS AND EXCEPTING THEREFROM the right-of-way for State Road No. 5 (also knowns as U.S. Highway No. 1).

ORDINANCE NO. 21-051

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **5560 S. US HIGHWAY 1 IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 3403-502-0302-000-4

WHITE CITY S/D 10 36 40 S 1/2 OFLOT 234 AND N 300 FT OF LOT 241 LYG E OF US #1 AND S 175 FT OF N 475 FT OF W 425 FT OF LOT 241 LYG E OF US #1-LESS RD AND CANAL RS/W- (9.63 AC) (MAP 34/10N) (REFERENCE DB 223-268) (OR 2471-2370)

Said property containing 9.63 acres, more or less, and being generally located at 5560 S. US Highway 1 in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned C-3, General Commercial, and assigned a Future Land Use Designation of GC, General Commercial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

WHITE CITY S/D 10 36 40 S 1/2 OFLOT 234 AND N 300 FT OF LOT 241 LYG E OF US #1 AND S 175 FT OF N 475 FT OF W 425 FT OF LOT 241 LYG E OF US #1-LESS RD AND CANAL RS/W- (9.63 AC) (MAP 34/10N) (REFERENCE DB 223-268) (OR 2471-2370)

EXHIBIT B

Zoning & Future Land Use Designation Assignment

The property to be annexed is currently zoned CG, Commercial General with a Future Land Use of COM, Commercial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of C-3, General Commercial and have a Future Land Use Designation of GC, General Commercial.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4420181 OR BOOK 4116 PAGE 1135, Recorded 04/05/2018 02:47:06 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: R. N. Koblegard, III, Esquire 200 S. Indian River Drive, Suite 201 Fort Pierce, FL 34950 Property Appraisers Parcel Identification (Folio) Number(s): 3403-502-0302-000/4	ANNEXATION AGREEMENT INDIVIDUAL NICHOLAS S. SMITH, A SINGLE MAN 7845 SW ELLIPSE WAY STUART, FLORIDA 34997
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	5560 U.S. HIGHWAY 1, FT. PIERCE, FLORIDA Location Address 78454 SW ELLIPSE WAY, STUART, FLORIDA 34997 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 11 day of December 2017.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
DONNA CARLSON
Printed Witness Signature

Witness Signature
WILLIAM L. GRAMER, JR
Printed Witness Signature

Signature-Nicholas S. Smith, a single man
NICHOLAS S. SMITH
Printed Signature

7845 SW Ellipse Way
Address

Stuart, Florida 34997
City, State, Zip

STATE OF Florida
COUNTY OF Martin

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Nicholas S. Smith, in whose name the foregoing instrument was executed, and that who severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL Notary Public State of Florida Carol Coopersmith My Commission FF 152562 Expires 06/20/2018	Witness my hand and official Seal in the County and State last aforesaid this 11 day of December A.D. 2017. Notary Signature CAROL COOPERSMITH Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 5560 South US Highway 1

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 5560 South US Highway 1

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 5560 South US Highway 1

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. i.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 4653 and 4681 Kirby Loop Road - Ordinance No. 21-052 and 21-053

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

---

SUBJECT:

Legislative Hearing - Ordinance No. 21-052 - This is a voluntary annexation of a parcel of land located at 4653 Kirby Loop Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-053 - This is a voluntary annexation of a parcel of land located at 4681 Kirby Loop Road in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 3 Dwelling Units/Acre (RS-3). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
CIty Clerk

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a
Amount:	n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:46 PM

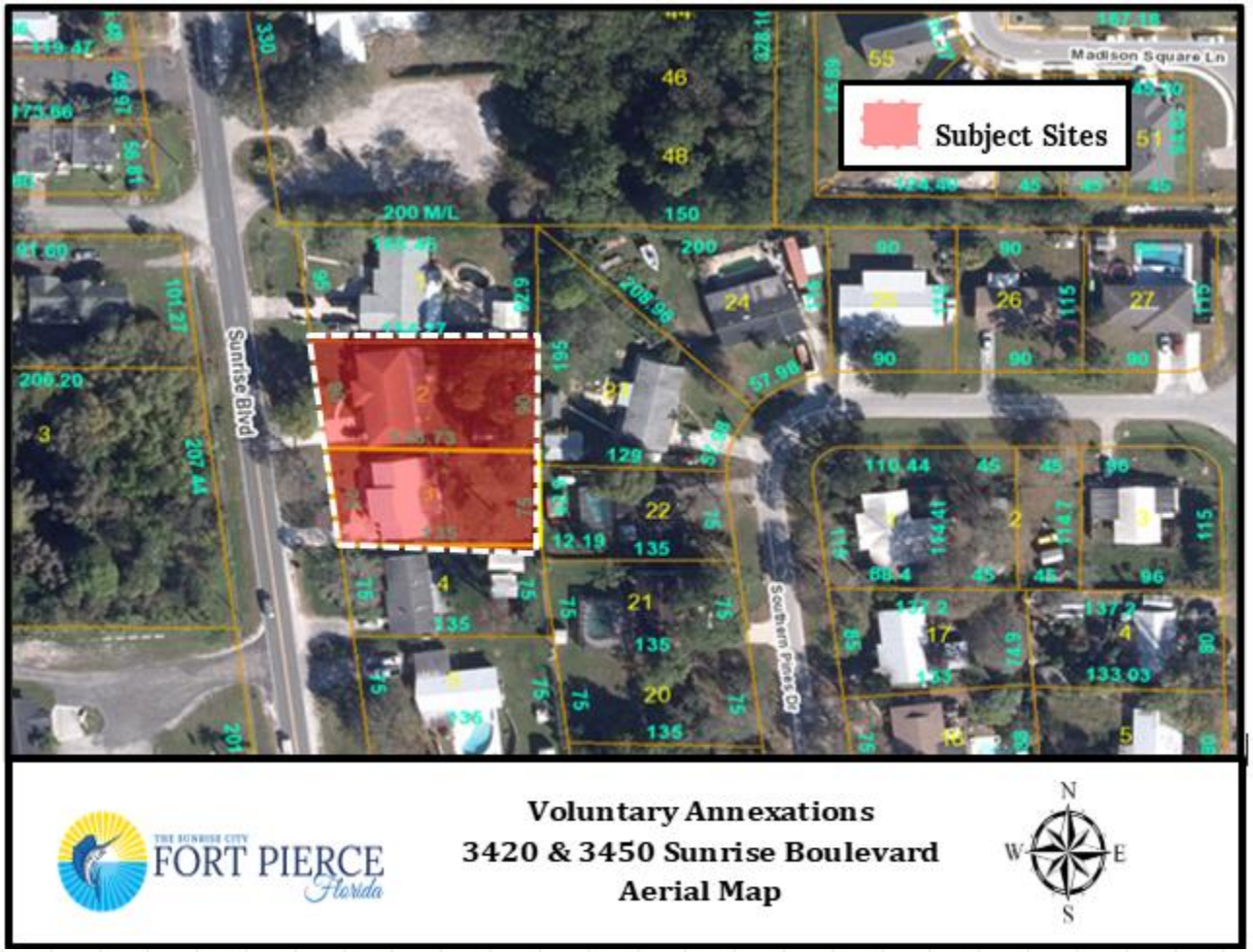
Form Started By: Jennifer Hofmeister
Started On: 11/03/2021 02:55 PM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

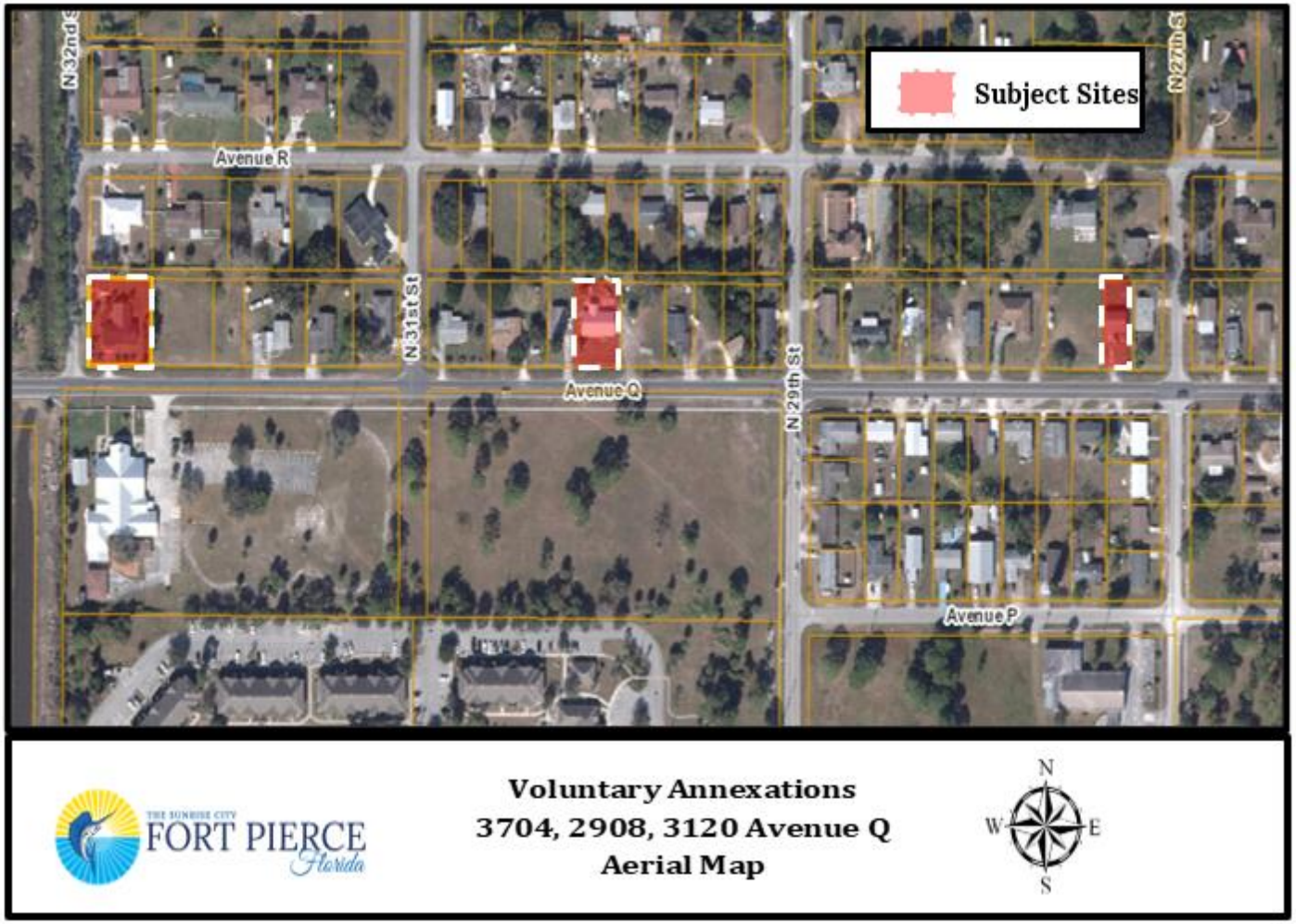
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



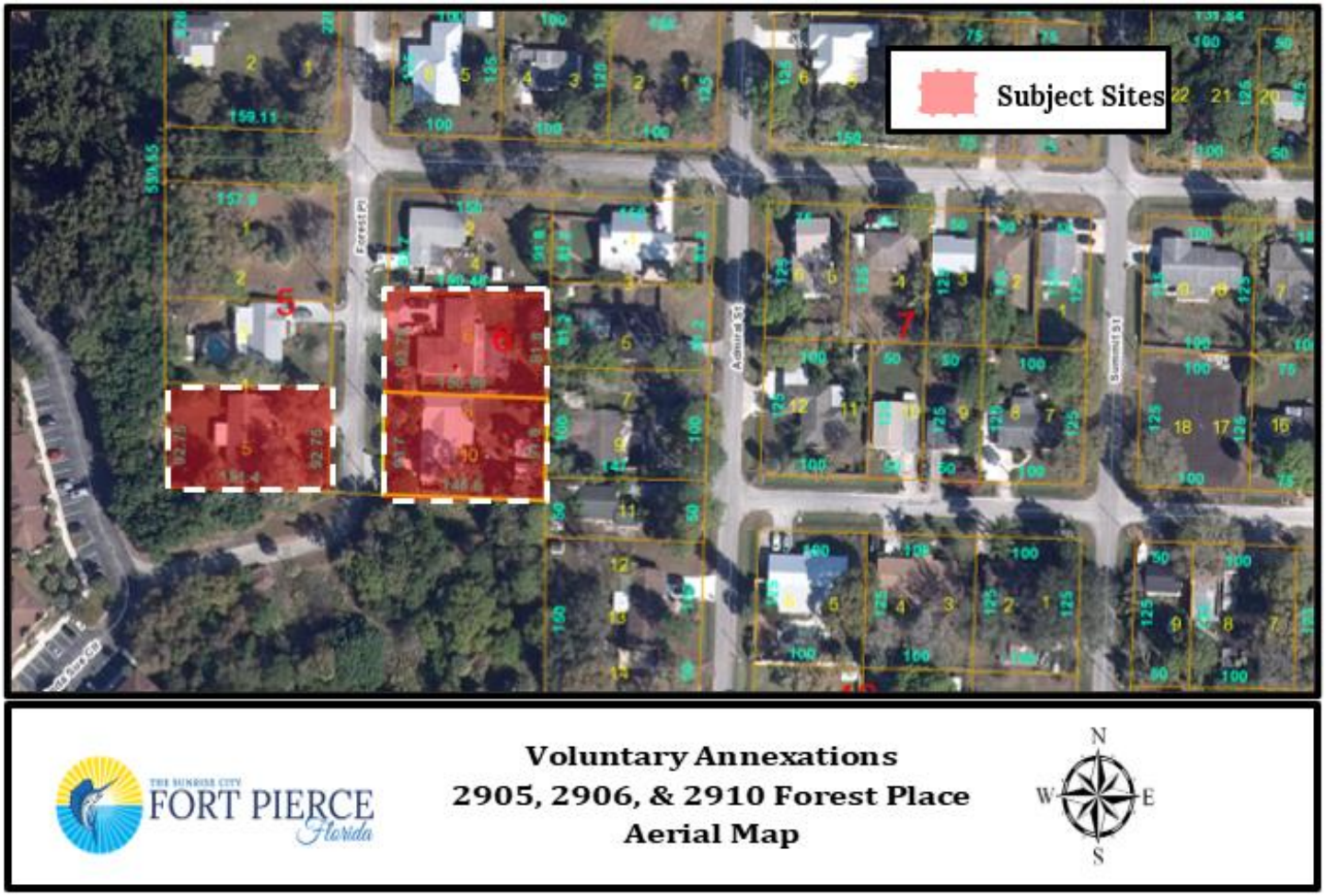
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

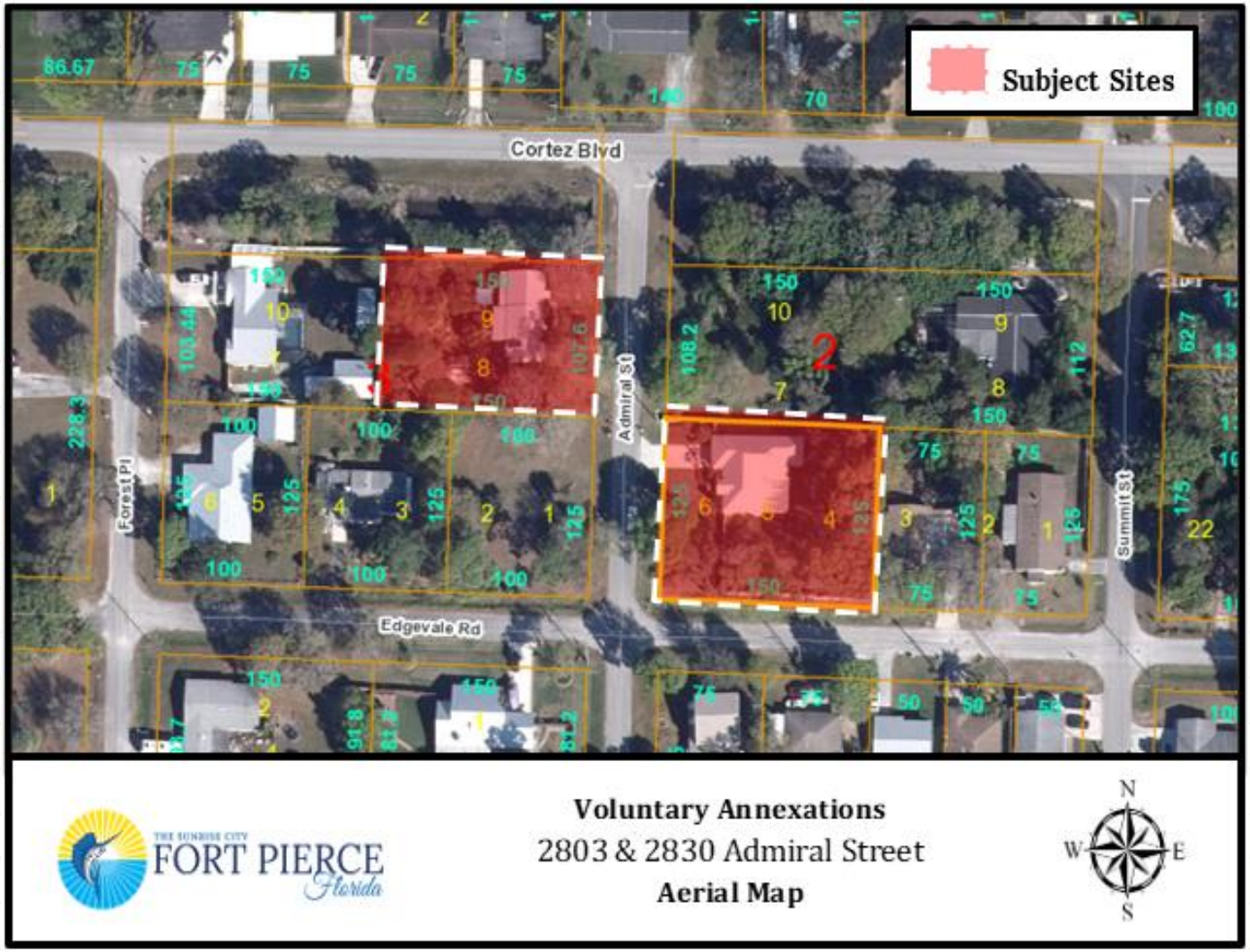


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

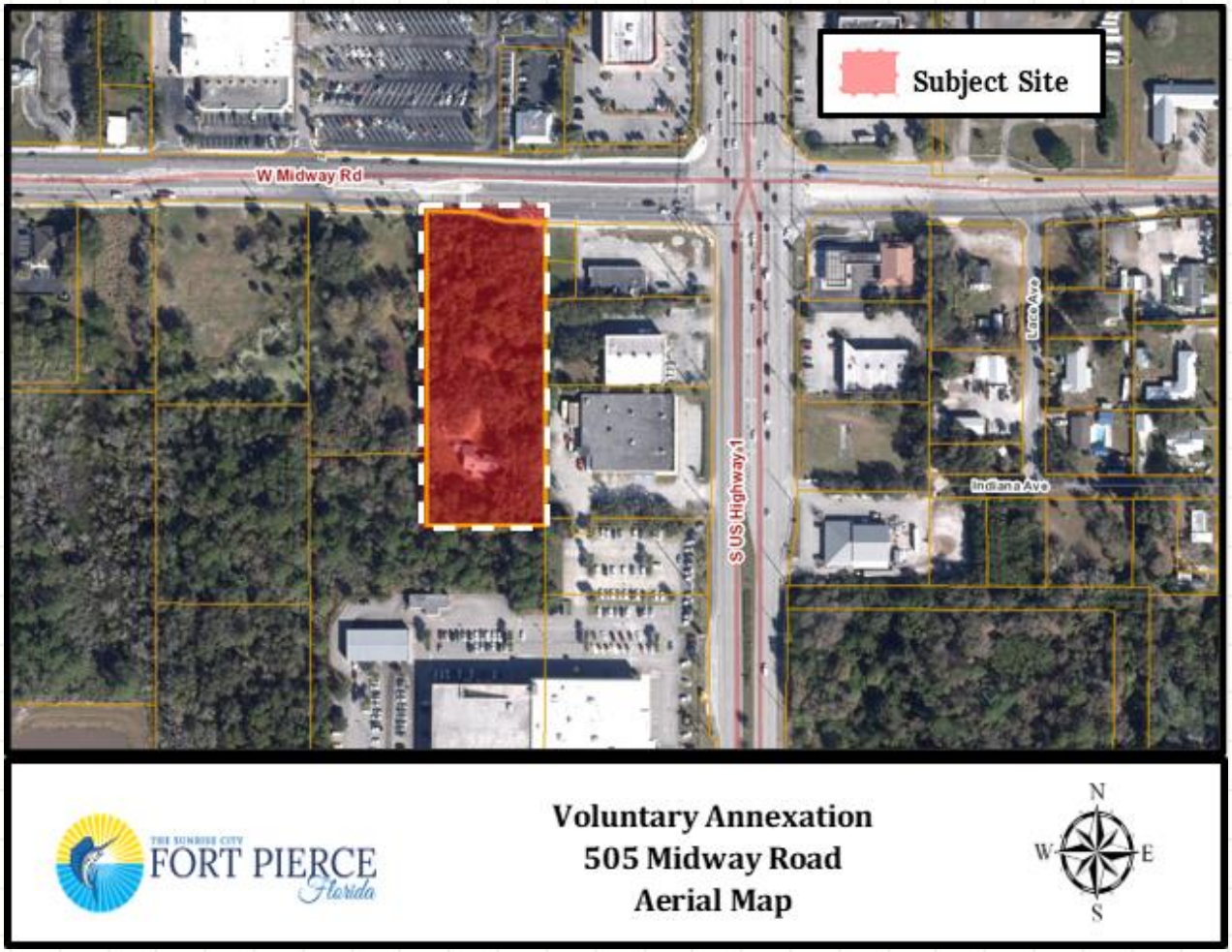
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



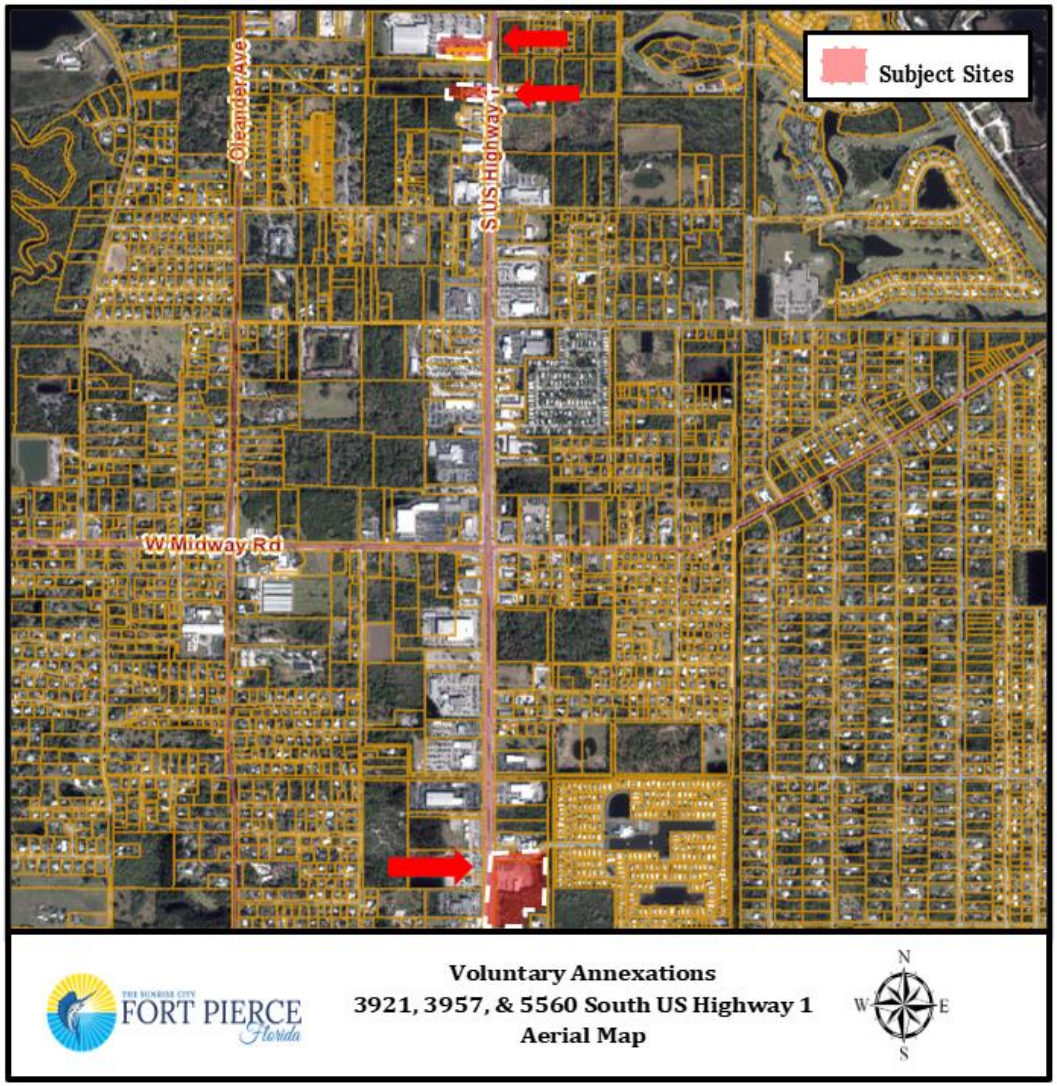
Annexation 13:

Ordinance No. 21-048



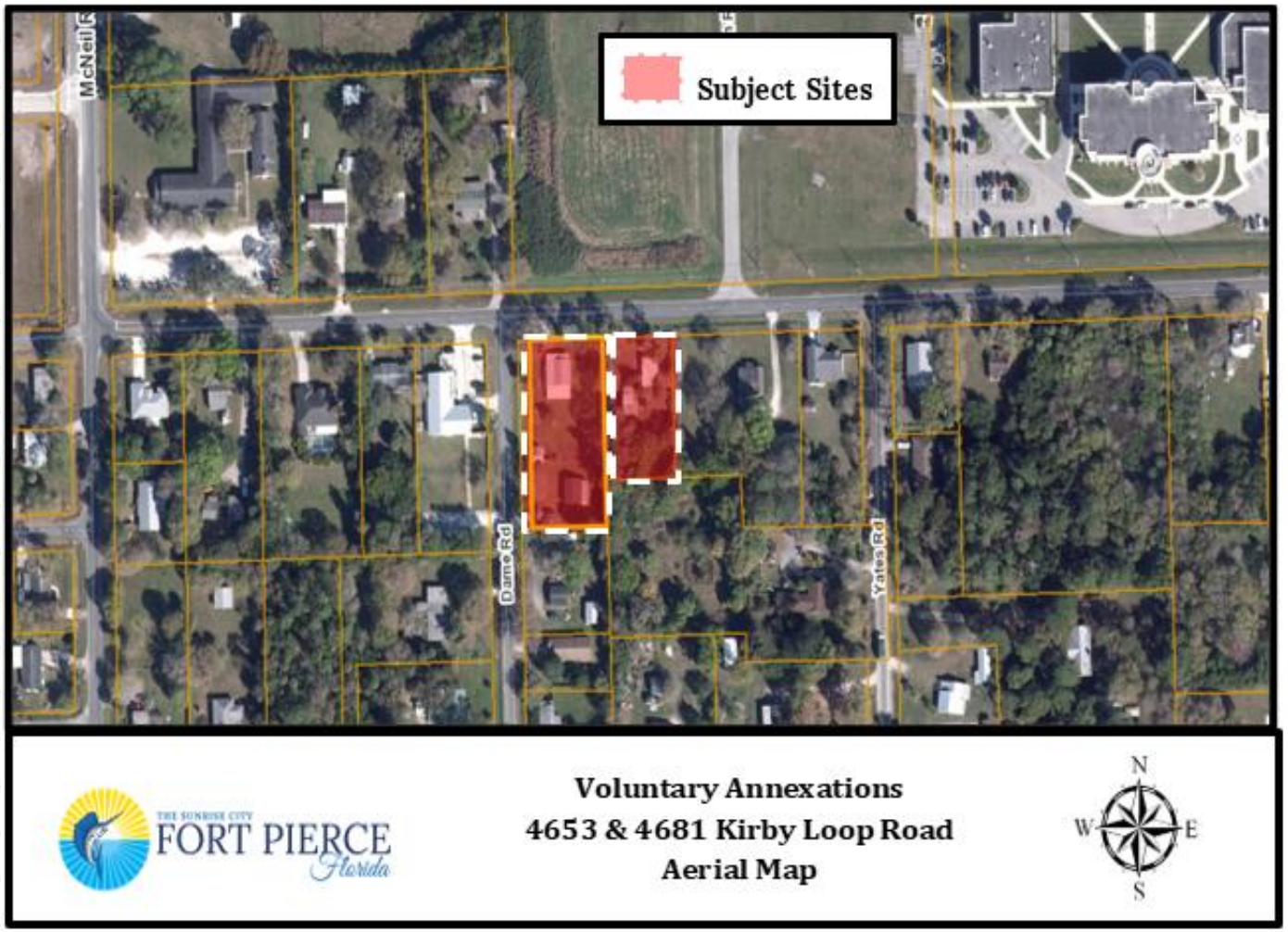
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

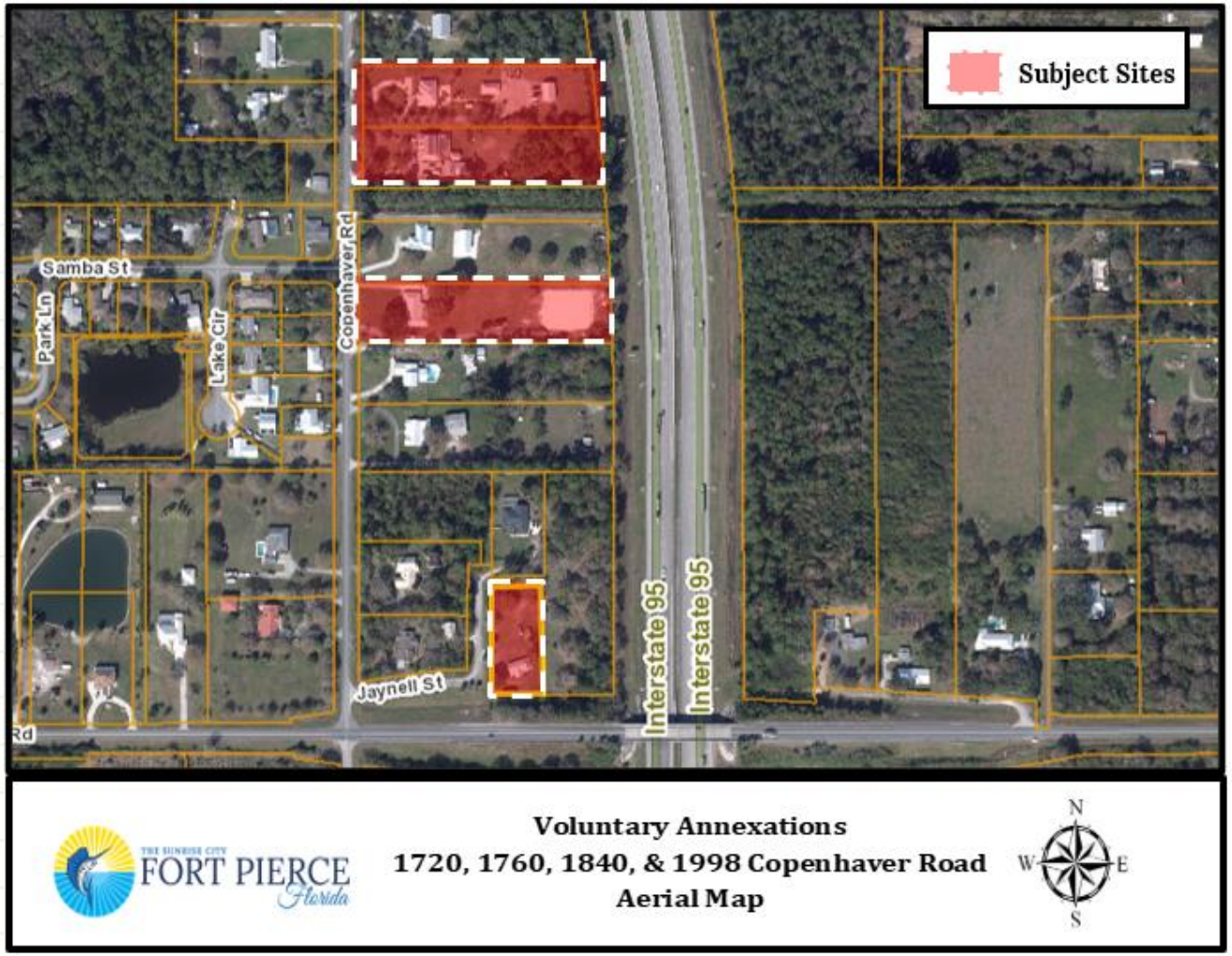


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

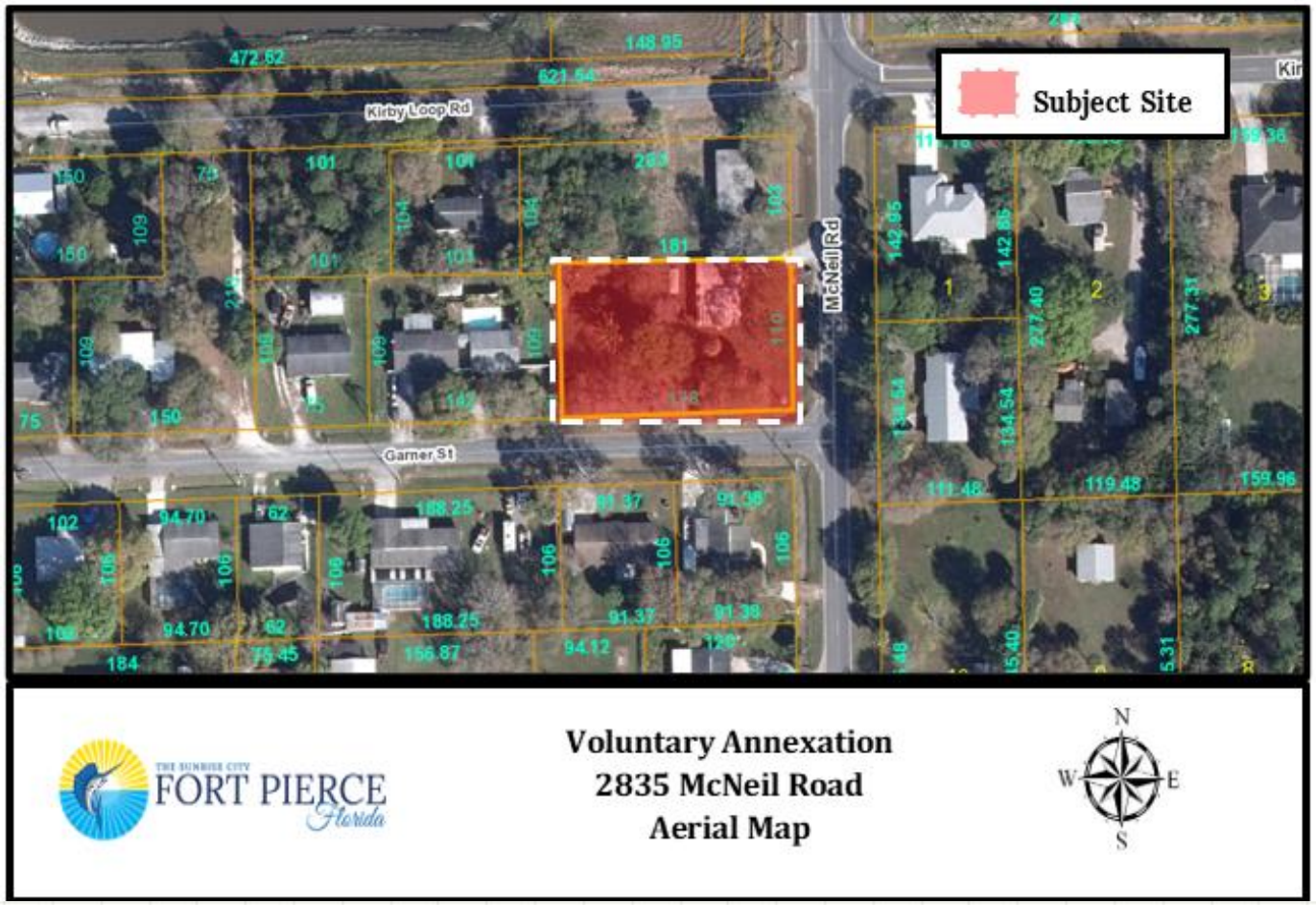
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



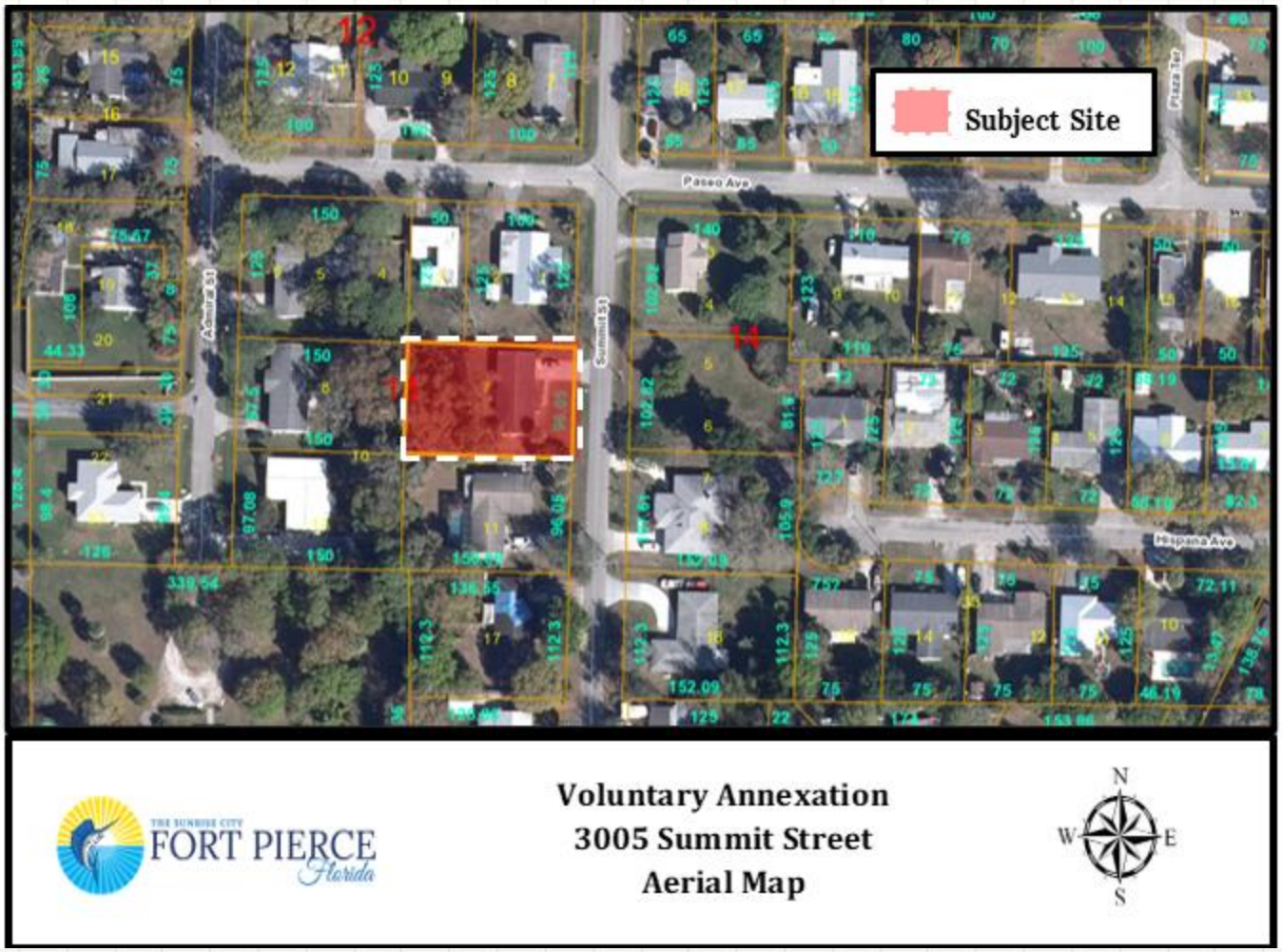
Annexation 25:

Ordinance No. 21-060



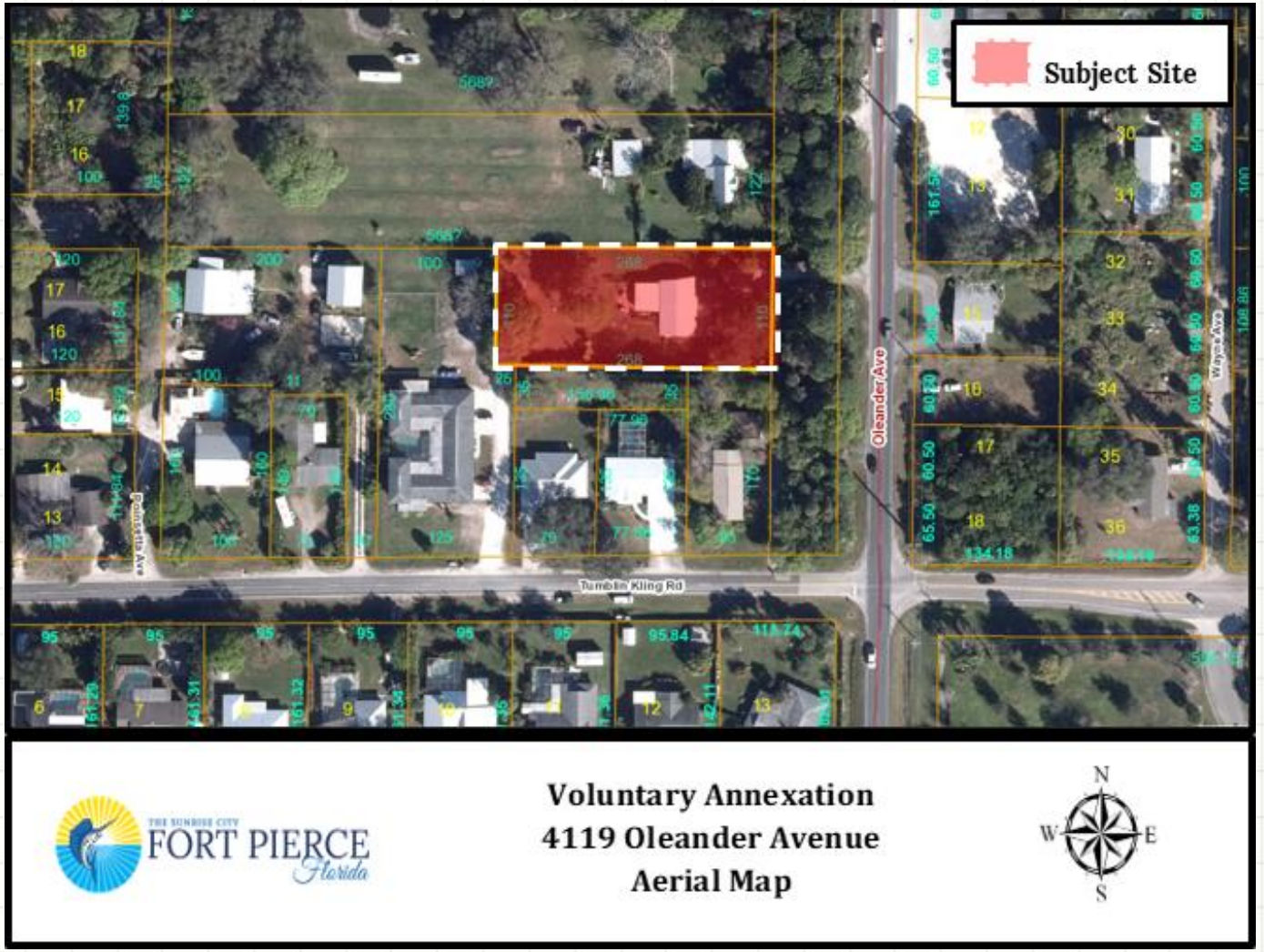
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **4653 and 4681 Kirby Loop Road**
MEETING DATE:	November 15, 2021

STAFF REPORT

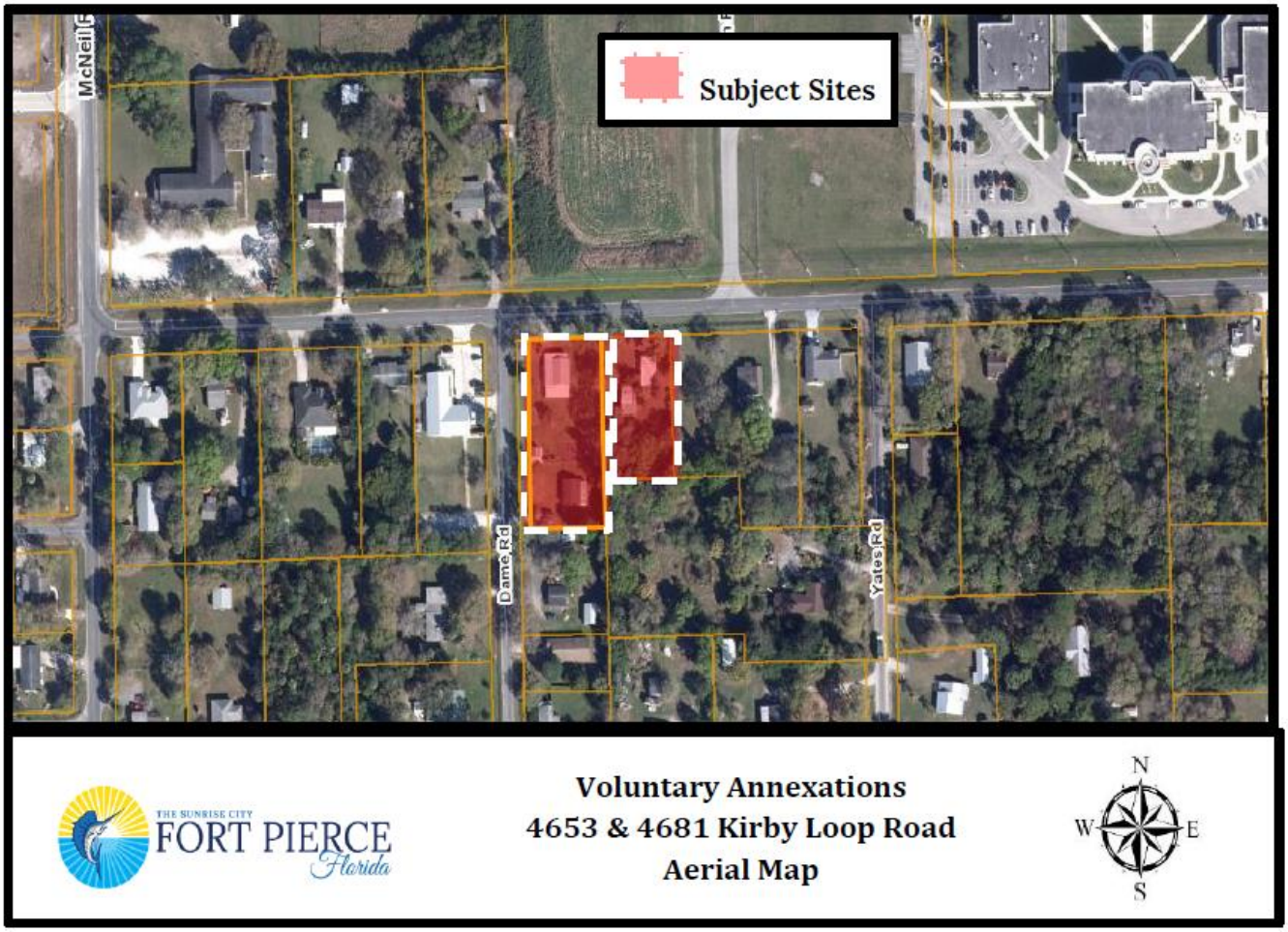
Property Owners/ Applicants	Claire M Castaneda 4653 Kirby Loop Road Fort Pierce, FL 34981 Wendy Balkom 4681 Kirby Loop Road Fort Pierce, FL 34981
Requested Action:	Approval of two (2) Voluntary Applications for Annexation
Site Locations:	4653 and 4681 Kirby Loop Road in Fort Pierce, Florida
Parcel IDs:	2419-431-0006-000-8 and 2419-431-0007-000-5
Parcel Sizes:	0.46 and 0.74 acres
Current Future Land Use:	Residential Urban 5 du/ac (RU) (SLC)
Current Zoning:	Residential Single Family, 3 Dwelling Units/Acre (RS-3) (SLC)
Proposed Future Land Use:	Single Family Low Density (R-1) (FP)
Proposed Zoning:	Low Density Residential (RL) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	RL (FP)	RL & RM (FP) / RU (SLC)	RU (SLC)	RU (SLC)
Surrounding Zoning:	R-1 & R-4 (FP)	RS-3 (SLC)	RS-3 (SLC)	R-1 (FP) / RS-3 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of two (2) parcels located at 4653 and 4681 Kirby Loop Road in Fort Pierce, Florida. The parcel IDs are 2419-431-0006-000-8 and 2419-431-0007-000-5.



The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 3 Dwelling Units/Acre (RS-3). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Low Density Residential (RL), with a zoning classification of Low Density Residential (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $21,938 and $58,623. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties to the north that are within the City limits. The annexation of these properties would assist in the City's effort to

eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-3, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed two (2) annexations at 4653 and 4681 Kirby Loop Road, along with the associated Future Land Use designation of RL and the Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-052

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4653 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2419-431-0006-000-8

19 35 40 FROM NE COR OF W 1/2 OFNE 1/4 OF SW 1/4 OF SE 1/4 RUN W105 FT FOR POB, TH S 225 FT, TH W 105 FT, TH N 225 FT, TH E 105 FT TO POB-LESS N 33 FT FOR RD R/W- (0.46 AC) (OR 741-293: 1420-1482: 2430-1043: 2470-379; 4055-2937; 4055-2939; 4055-2971: 4061-726)

Said property containing 0.46 acres, more or less, and being generally located at 4653 Kirby Loop Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 1st day of November, 2021.

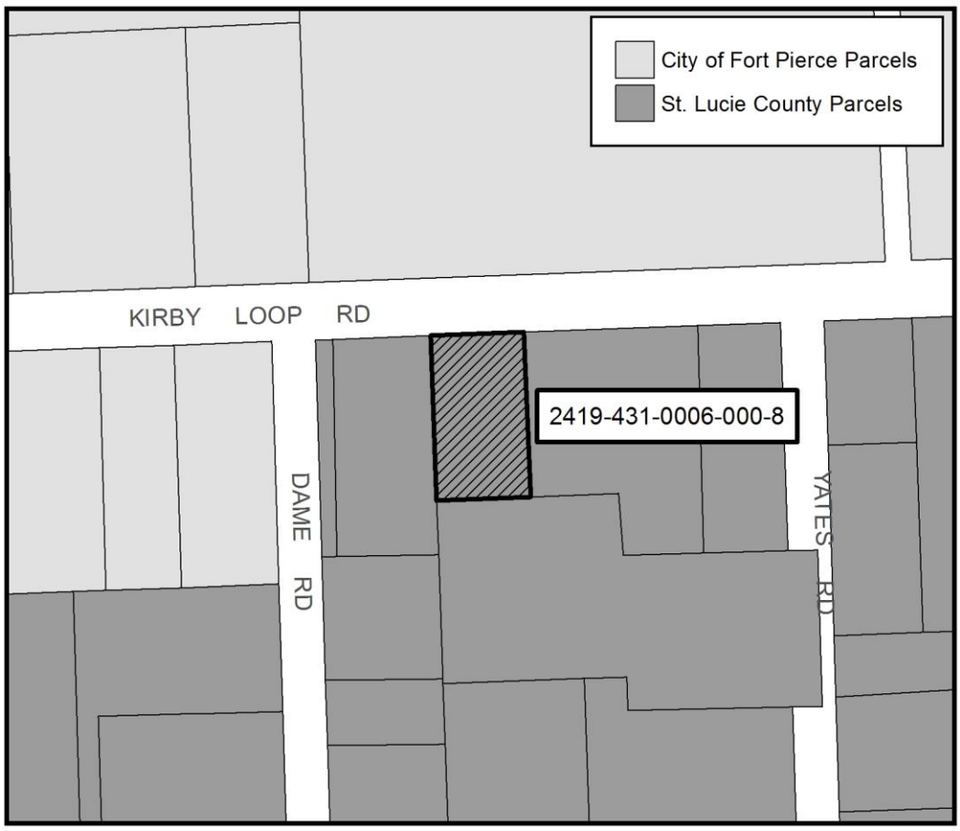
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

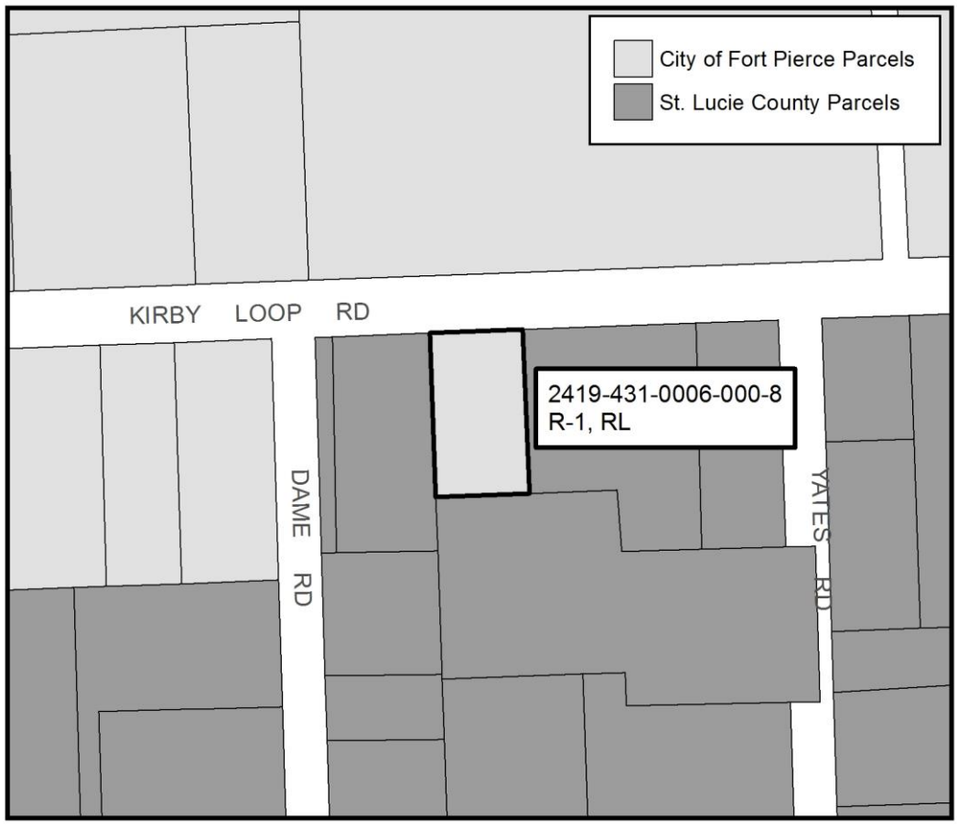
EXHIBIT A
Annexed Area & Legal Description



19 35 40 FROM NE COR OF W 1/2 OFNE 1/4 OF SW 1/4 OF SE 1/4 RUN W105 FT FOR POB, TH S 225 FT, TH W 105 FT, TH N 225 FT, TH E 105 FT TO POB-LESS N 33 FT FOR RD R/W- (0.46 AC) (OR 741-293: 1420-1482: 2430-1043: 2470-379; 4055-2937; 4055-2939; 4055-2971: 4061-726)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-3, Residential Single Family (3 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4056003 OR BOOK 3732 PAGE 1080, Recorded 04/07/2015 at 08:49 AM

105URN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2419-431-0006-000-8	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	4653 KIRBY LOOP ROAD, FORT PIERCE, FLORIDA 34981 Location Address 4653 KIRBY LOOP ROAD, FORT PIERCE, FLORIDA 34981 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

19 35 40 FROM NE COR OF W ½ OF NE ¼ OF SW ¼ OF SE ¼ RUN W 105 FT FOR POB; TH S 225 FT, TH W 105 FT, TH N 225 FT, TH E 105 FT TO POB – LESS N 33 FT FOR RD R/W

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR, CLAIRE MOSER CASTANEDA, A SINGLE ADULT; THE GRANTOR ROSEMARY M. VANWAMEL RESIDES IN THE STATE OF KANSAS; THE GRANTOR HELEN GOLDEN RESIDES AT 120 ROSELYN AVENUE, FORT PIERCE, FL 34982.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 10TH day of MARCH, 2015.

Signed, sealed and delivered in our presence as witnesses:

Erica Horan
Witness Signature
Erica Horan
Printed Witness Signature

Elizabeth M LeValley
Witness Signature
Elizabeth M LeValley
Printed Witness Signature

Claire Moser Castañeda
Signature
Clair Moser Castaneda, a single adult
Printed Signature
4653 Kirby Loop Road
Address
Fort Pierce, Florida 34981
City, State, Zip

STATE OF FLORIDA
COUNTY OF _____

I hereby **certify** that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Clair Moser Castaneda, a single adult,** known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL **Elizabeth M. LeValley** **Notary Public, State of New York** **St. Lawrence County #01LE6300623** **Commission Expires 04/07/2018**	Witness my hand and official Seal in the County and State last aforesaid this 2 day of March, A.D. 2015. Elizabeth M LeValley Notary Signature Elizabeth M LeValley Notary Printed Signature

\\Server\c\My Documents\Forms\FPUA\Completed Annexation Agreements\Castaneda, Claire - 4653 Kirby Loop Road.docx Revised 7/9/04 per atty.

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 3732 PAGE 1081

Seamus Rielly
Witness Signature
Seamus Rielly
Printed Witness Signature

Lisa M. Barder
Witness Signature
Lisa M. Barder
Printed Witness Signature

Rosemary M. VanWamel
Signature
Rosemary M. VanWamel
Printed Signature
10750 Blackbird Road
Address
Emmett, Kansas 66422
City, State, Zip

STATE OF KANSAS
COUNTY OF Pottawatomie

I hereby **certify** that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Rosemary M. WanWamel,** known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

NOTARY PUBLIC - State of Kansas
LISA M. BARDER
My Appt. Expires 7/14/18

Witness my hand and official Seal in the County and State last aforesaid this 10th day of March, A.D. 2015.

Lisa M. Barder
Notary Signature
Lisa M. Barder
Notary Printed Signature

Witness Signature
AMY SHEVLIN
Printed Witness Signature

Witness Signature
ROSALIE LAVERTU
Printed Witness Signature

Helen Golden
Signature
Helen Golden
Printed Signature
102 Roselyn Avenue
Address
Fort Pierce, FL 34950
City, State, Zip

STATE OF FLORIDA
COUNTY OF _____

I hereby **certify** that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Helen Golden,** known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that she executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL

ROSALIE LAVERTU
Commission # EE 218440
Expires July 22, 2018
Bonded Thru Troy Fain Insurance 800-385-7019

Witness my hand and official Seal in the County and State last aforesaid this 18TH day of FEBRUARY A.D. 2015.

Notary Signature
ROSALIE LAVERTU
Notary Printed Signature

ORDINANCE NO. 21-053

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4681 KIRBY LOOP ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2419-431-0007-000-5

19 35 40 FROM NE COR OF SW 1/4 OF SE 1/4 RUN W 540 FT, TH S 33 FT FOR POB, TH CONT S 267 FT, TH W120 FT, TH N 267 FT, TH E 120 FT TO POB (69) (0.74 AC) (OR 429-999; 3809-959)

Said property containing 0.74 acres, more or less, and being generally located at 4681 Kirby Loop Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-1, Residential Single Family Low Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

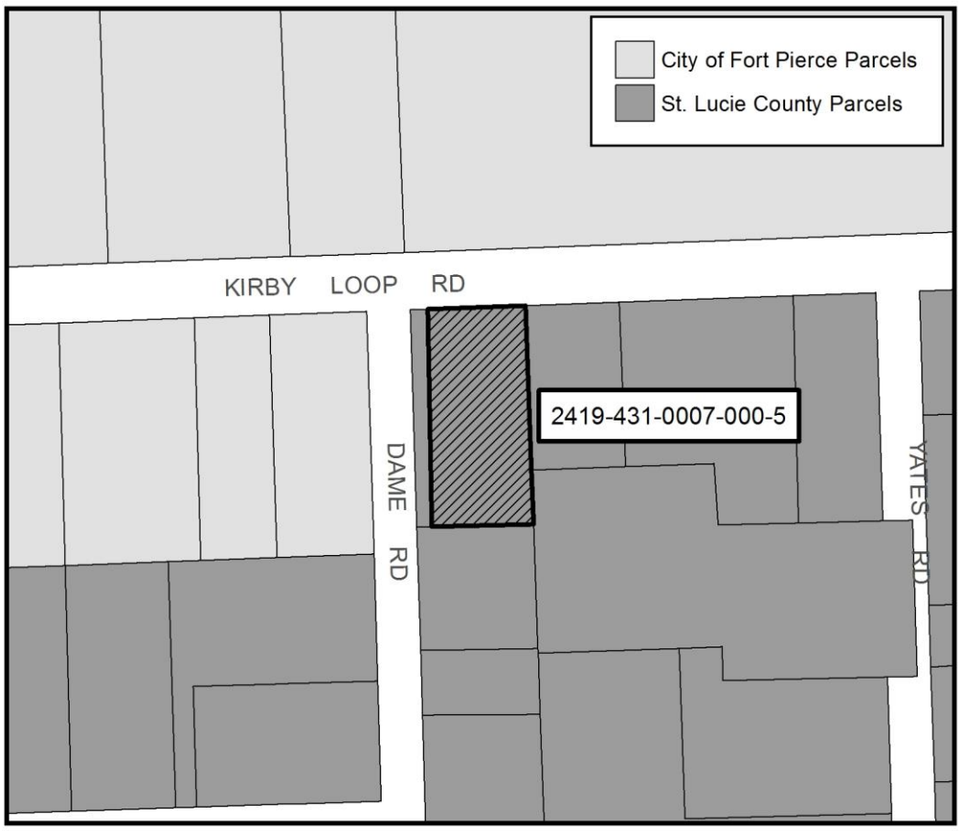
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

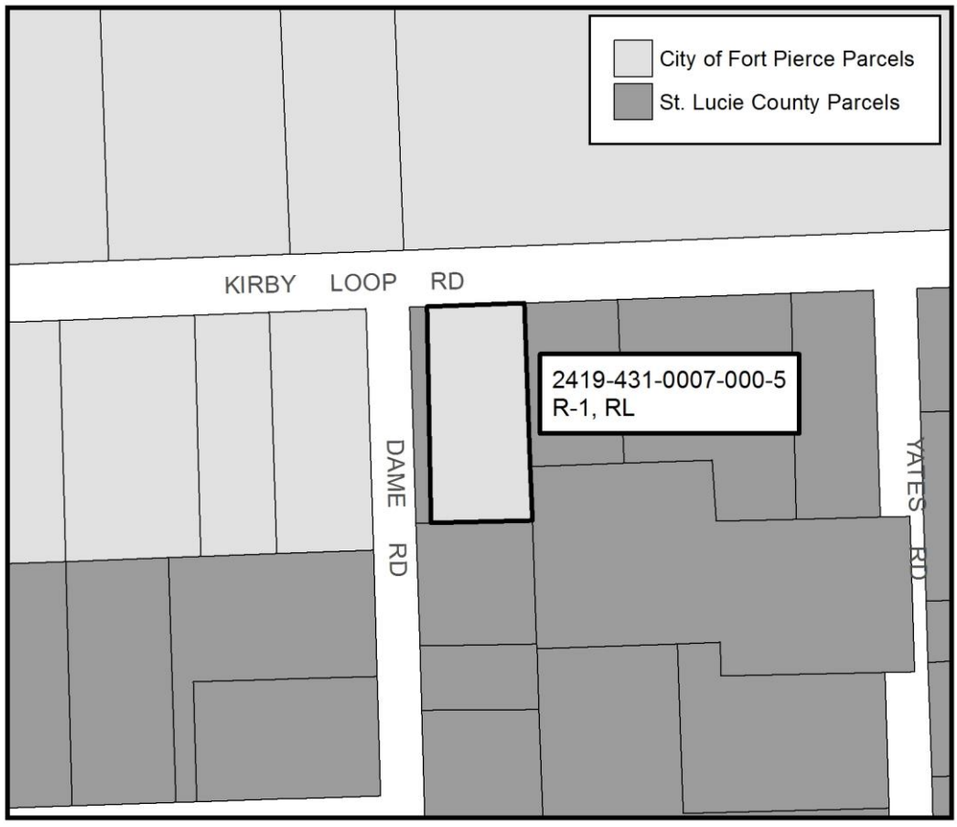
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



19 35 40 FROM NE COR OF SW 1/4 OF SE 1/4 RUN W 540 FT, TH S 33 FT FOR POB, TH CONT S 267 FT, TH W120 FT, TH N 267 FT, TH E 120 FT TO POB (69) (0.74 AC) (OR 429-999; 3809-959)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-3, Residential Single Family (3 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4394744 OR BOOK 4090 PAGE 2438, Recorded 01/26/2018 09:11:45 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2419-431-0007-000-5	**ANNEXATION AGREEMENT** **INDIVIDUAL** WENDY BALKOM, AN UNREMARRIED WIDOW 4681 KIRBY LOOP ROAD FT. PIERCE, FLORIDA 34981
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	4861 KIRBY LOOP ROAD Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

19 35 40 FROM THE NE COR OF SW ¼ OF SE ¼ RUN W 540 FT, TH S 33 FT FOR POB, TH CONT S 267 FT. TH W120 FT, TH N 267 FT. TH E 120 FT TO POB (69) (0.74 AC) OR 429-999; 3809-959)

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 23rd day of October, 2017.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Miriam Sanchez
Printed Witness Signature

Witness Signature
REUE ARTEAGA
Printed Witness Signature

Signature-Wendy Balkom, an unremarried widow
Wendy Balkom
Printed Signature

4861 Kirby Loop Road
Address

Fort Pierce, Florida 34981
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Wendy Balkom, in whose name the foregoing instrument was executed, and that who severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL REBEKAH HOY Notary Public - State of Florida Commission # FF 185818 My Comm. Expires Feb 17, 2019	Witness my hand and official Seal in the County and State last aforesaid this 23rd day of October A.D. 2017. Notary Signature Rebekah Hoy Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 4681 Kirby Loop

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 4681 Kirby Loop

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. j.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 427 and 601 South Market Avenue - Ordinance No. 21-054 and 21-055

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

---

SUBJECT:

Legislative Hearing - Ordinance No. 21-054 - This is a voluntary annexation of a parcel of land located at 427 South Market Avenue in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-055 - This is a voluntary annexation of a parcel of land located at 601 South Market Avenue in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Industrial (IND) and a zoning designation of Industrial Light (IL). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Industrial (I), with a zoning classification of Light Industrial (I-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a
OTHER INFORMATION:

Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:50 PM

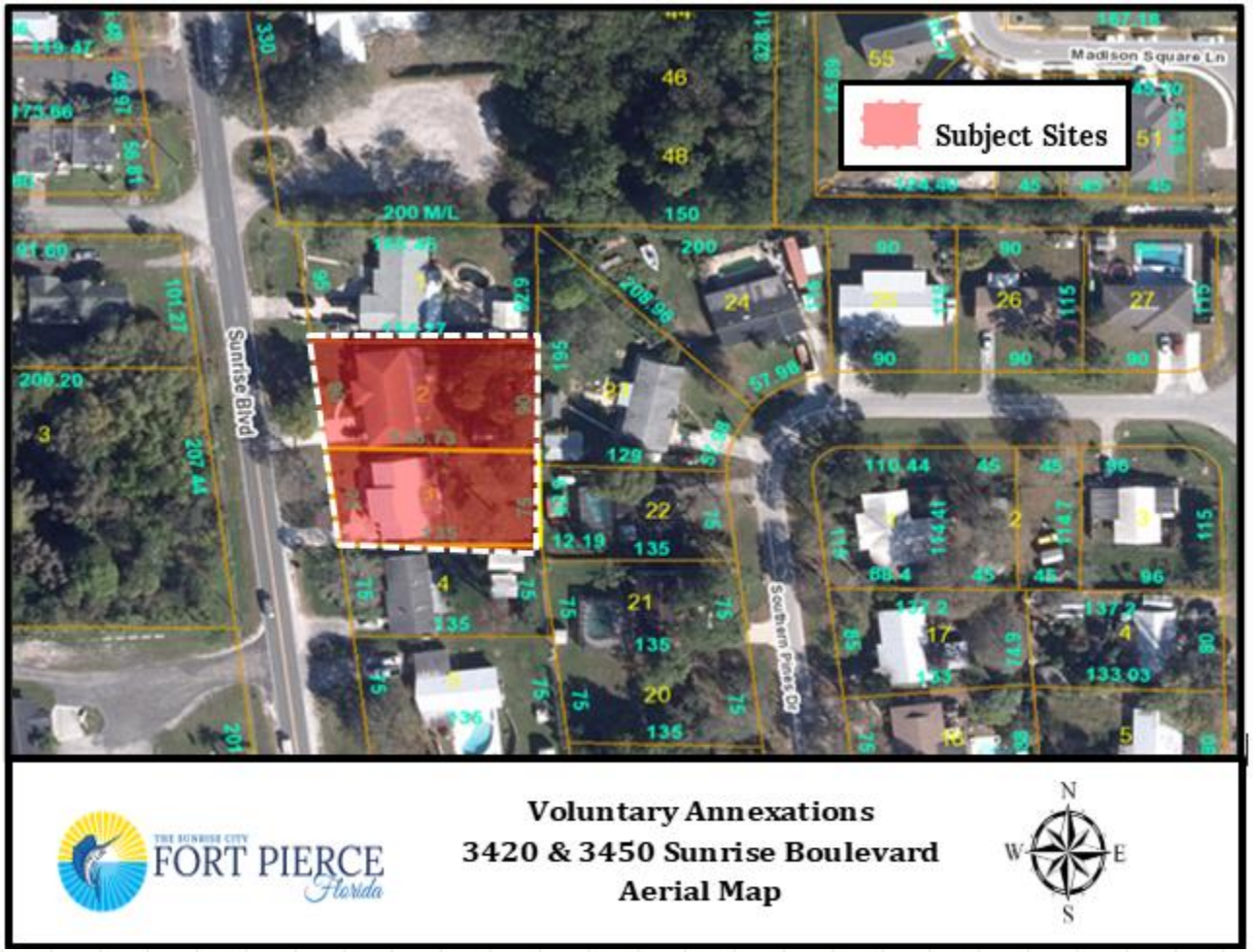
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 10:05 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

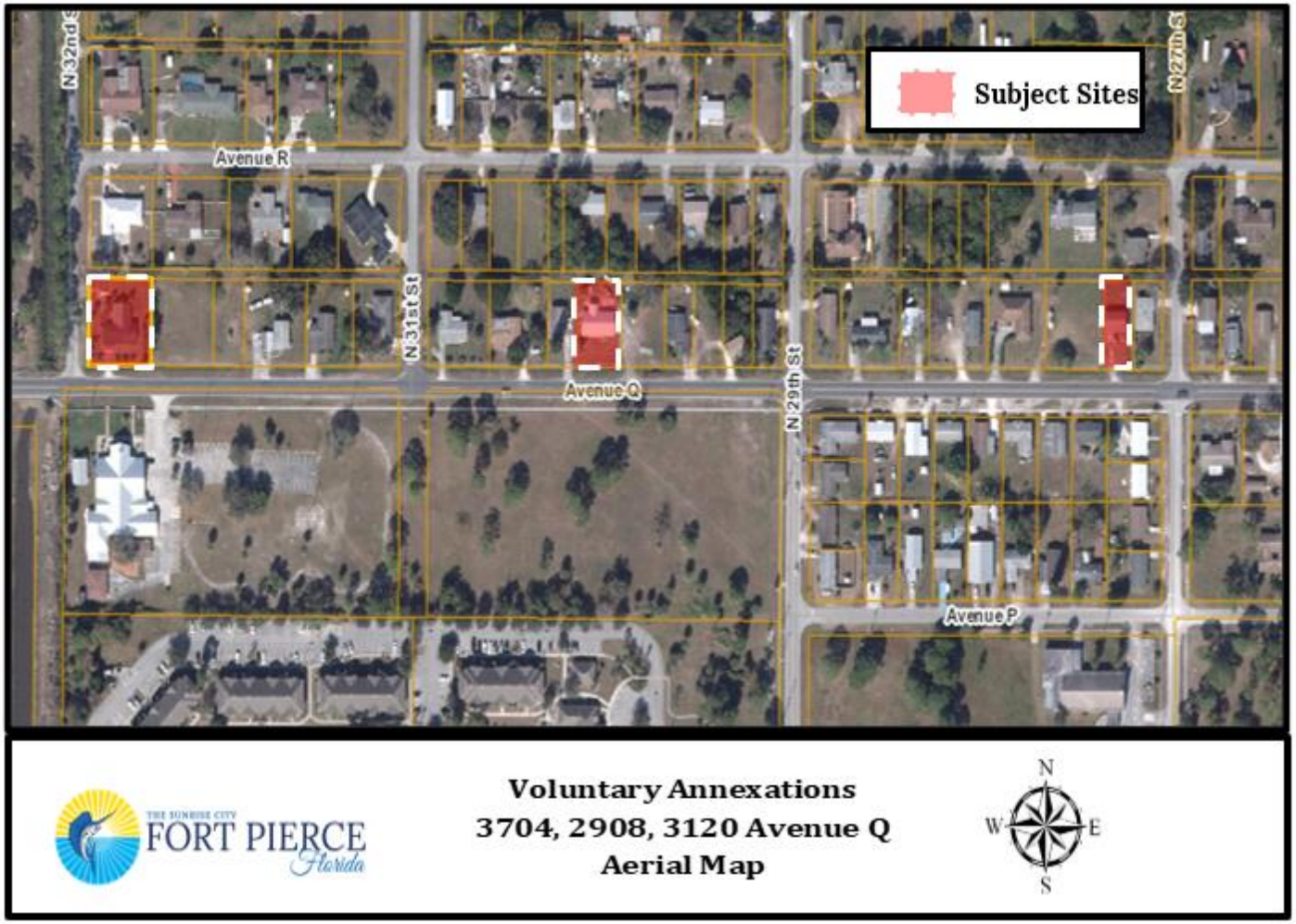
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



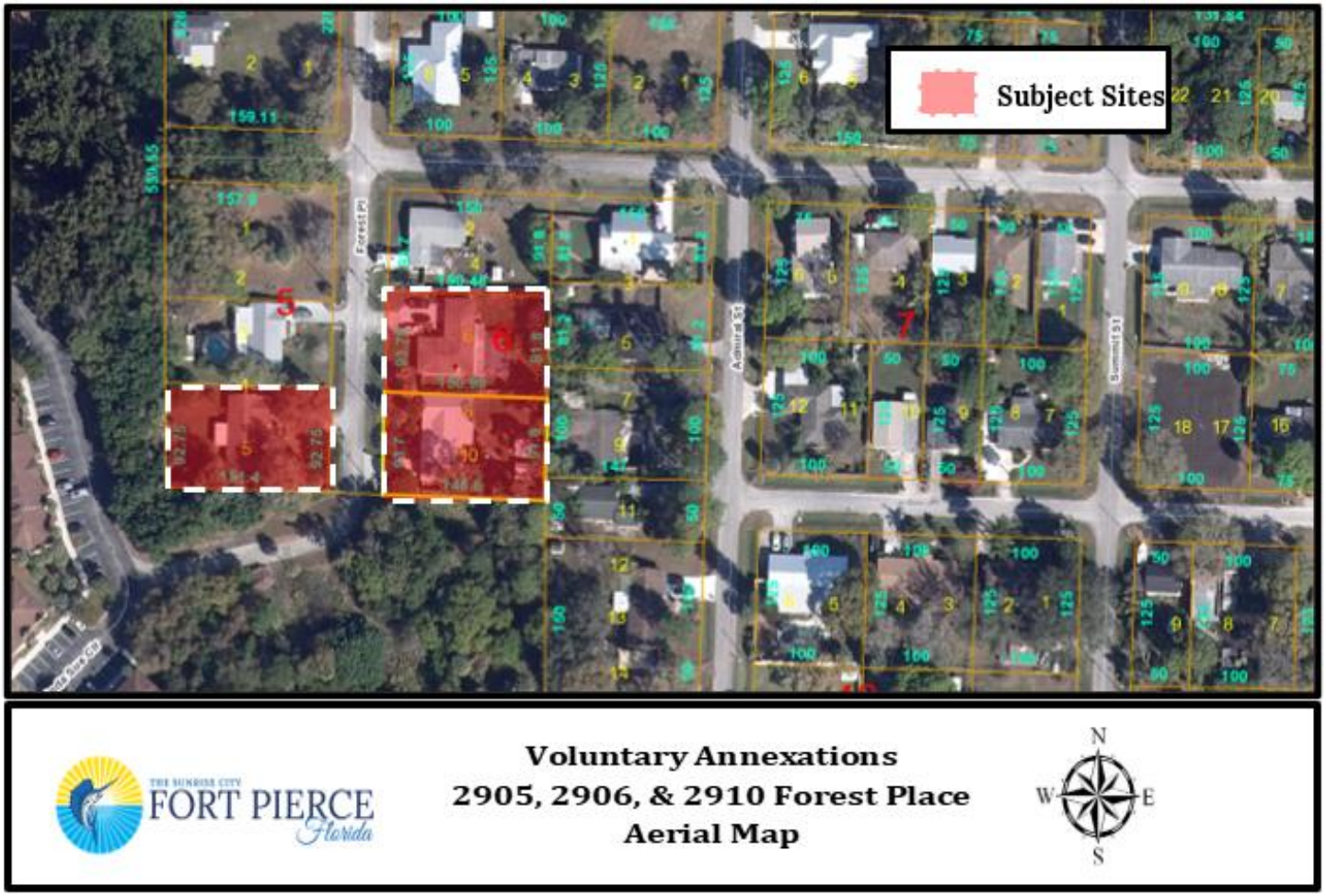
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

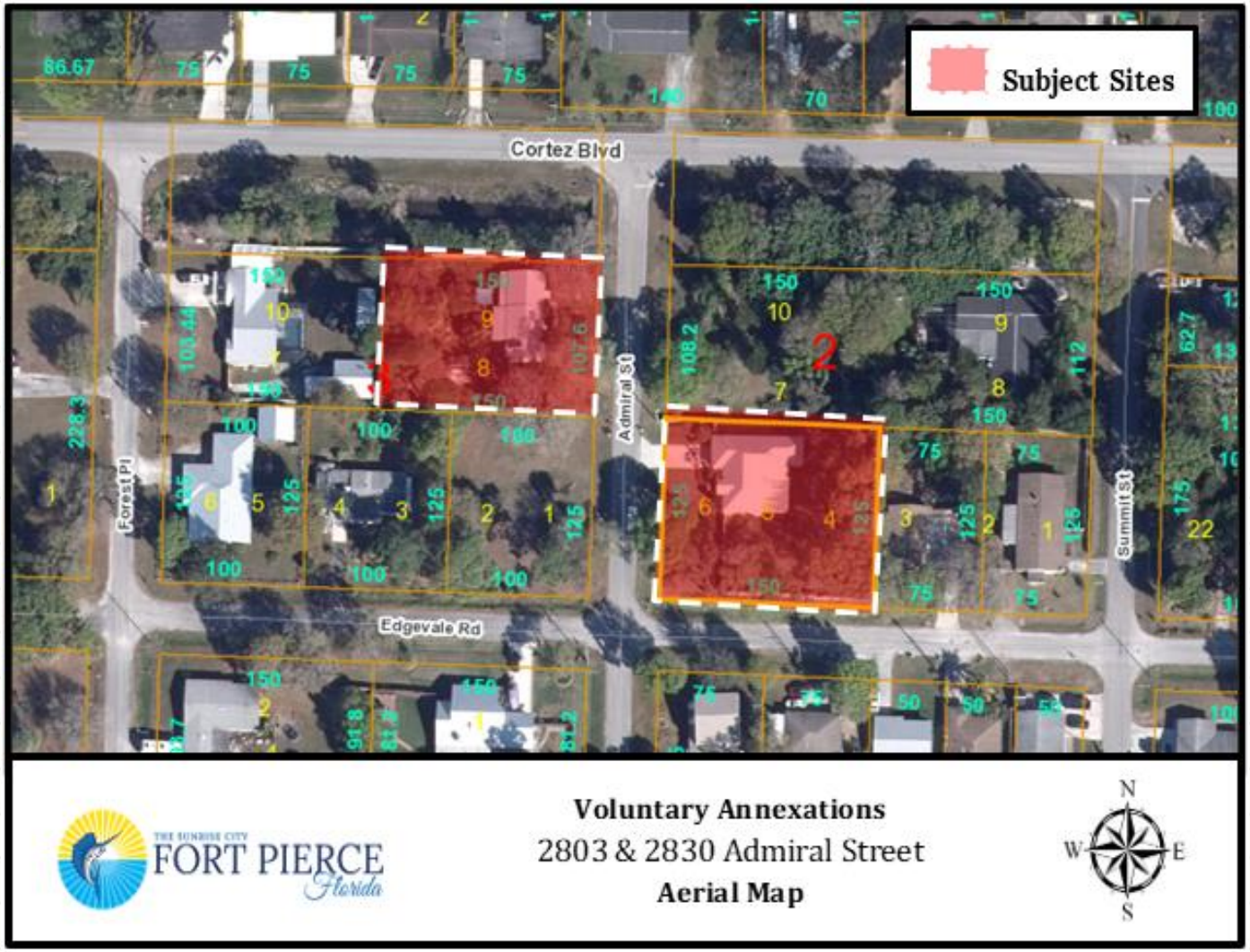


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

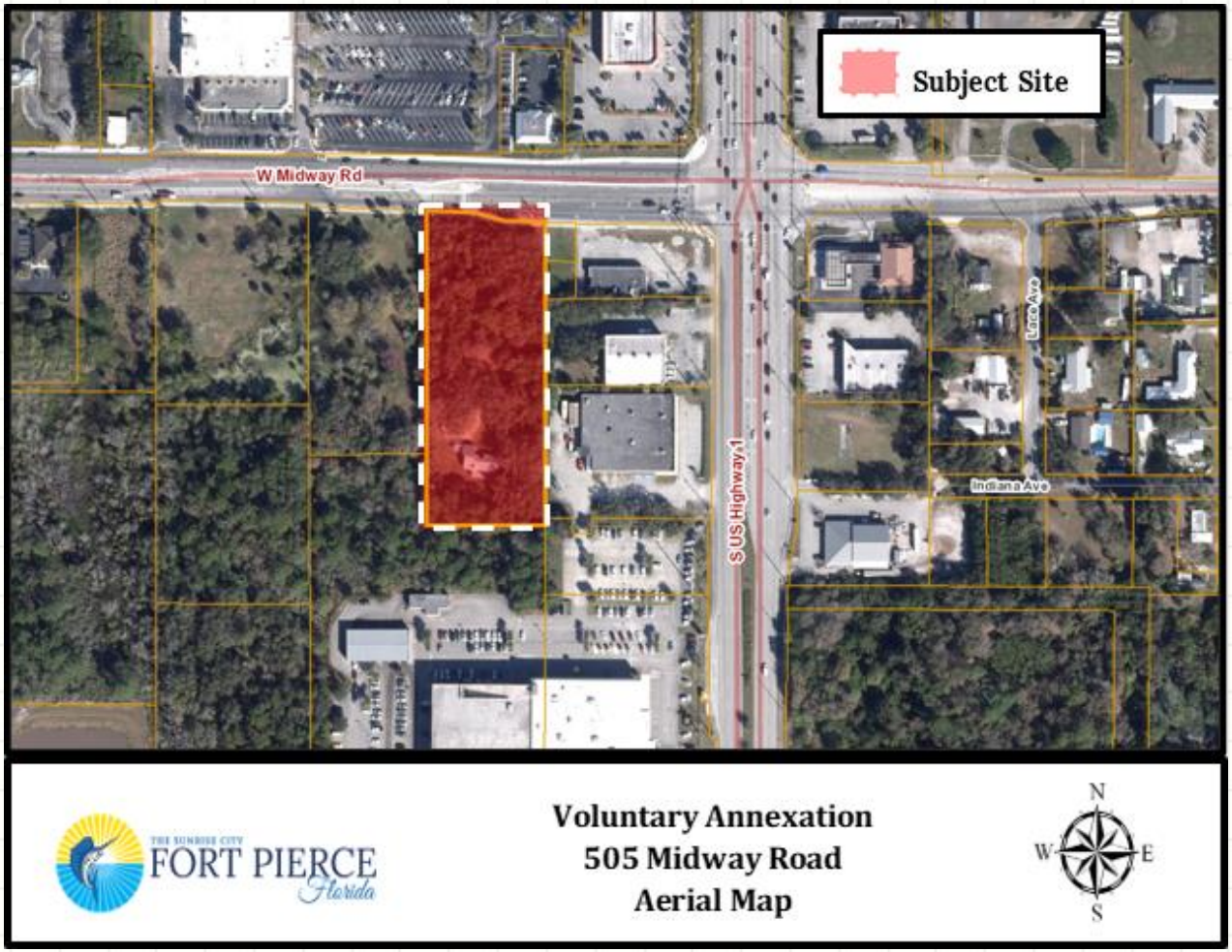
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



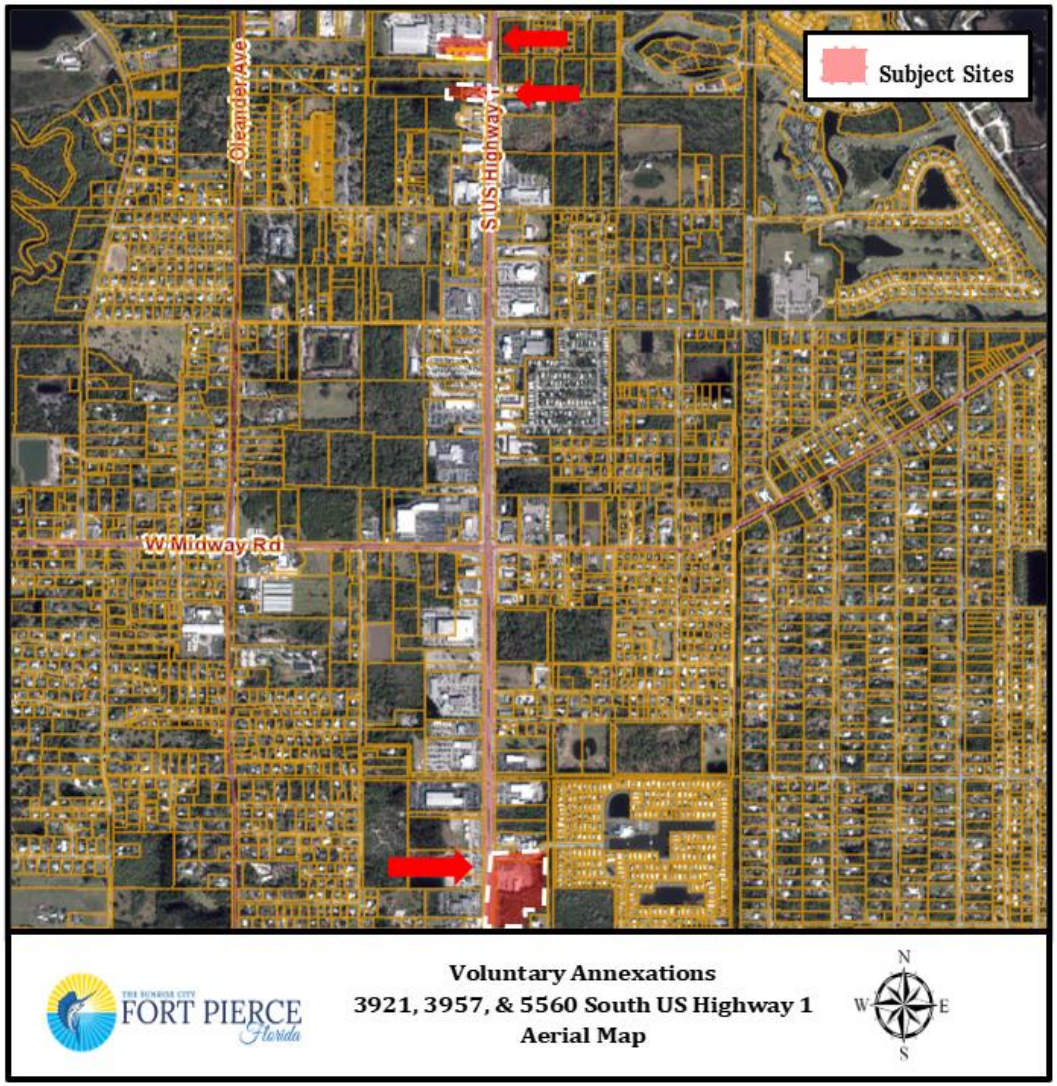
Annexation 13:

Ordinance No. 21-048



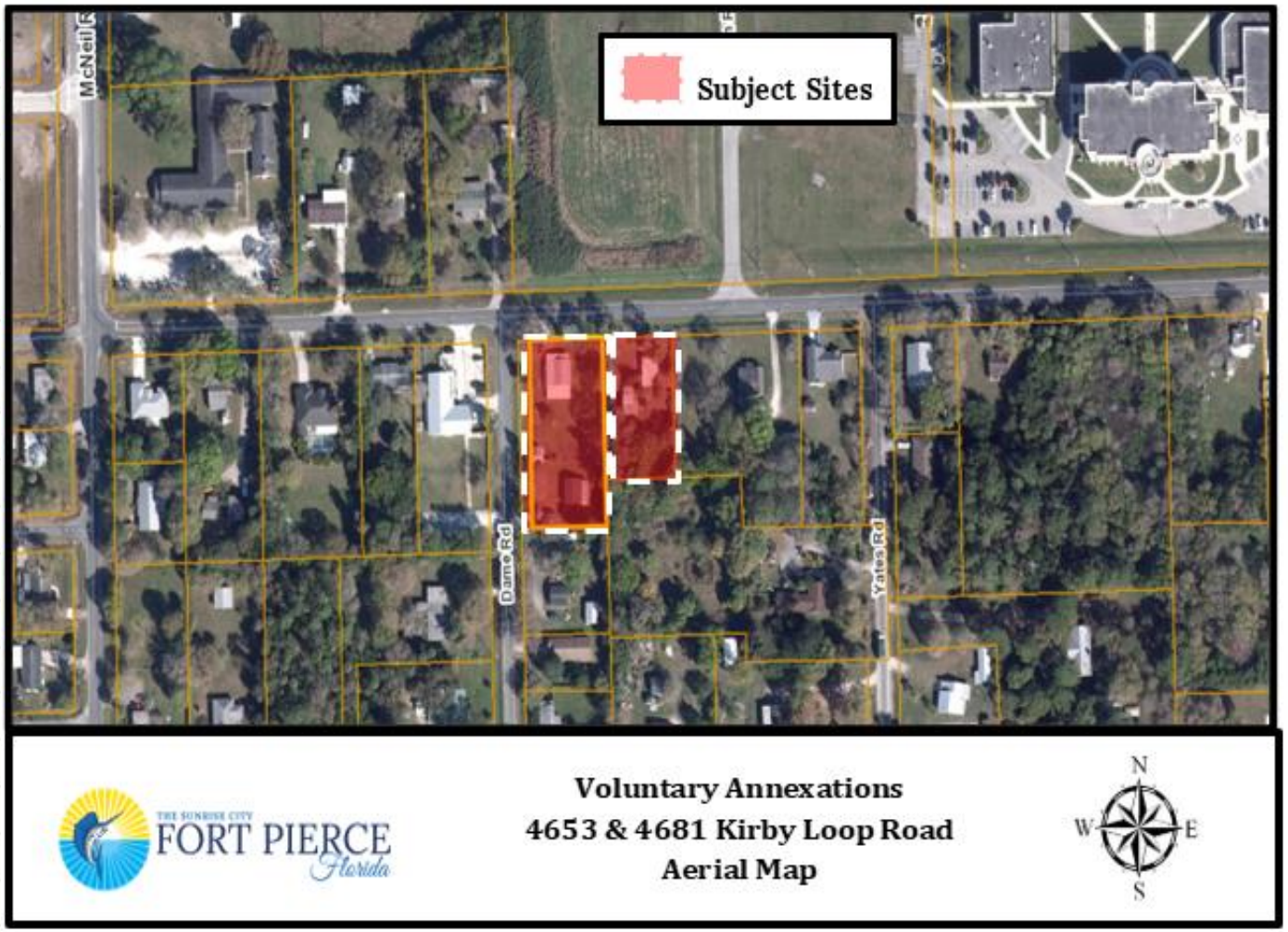
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

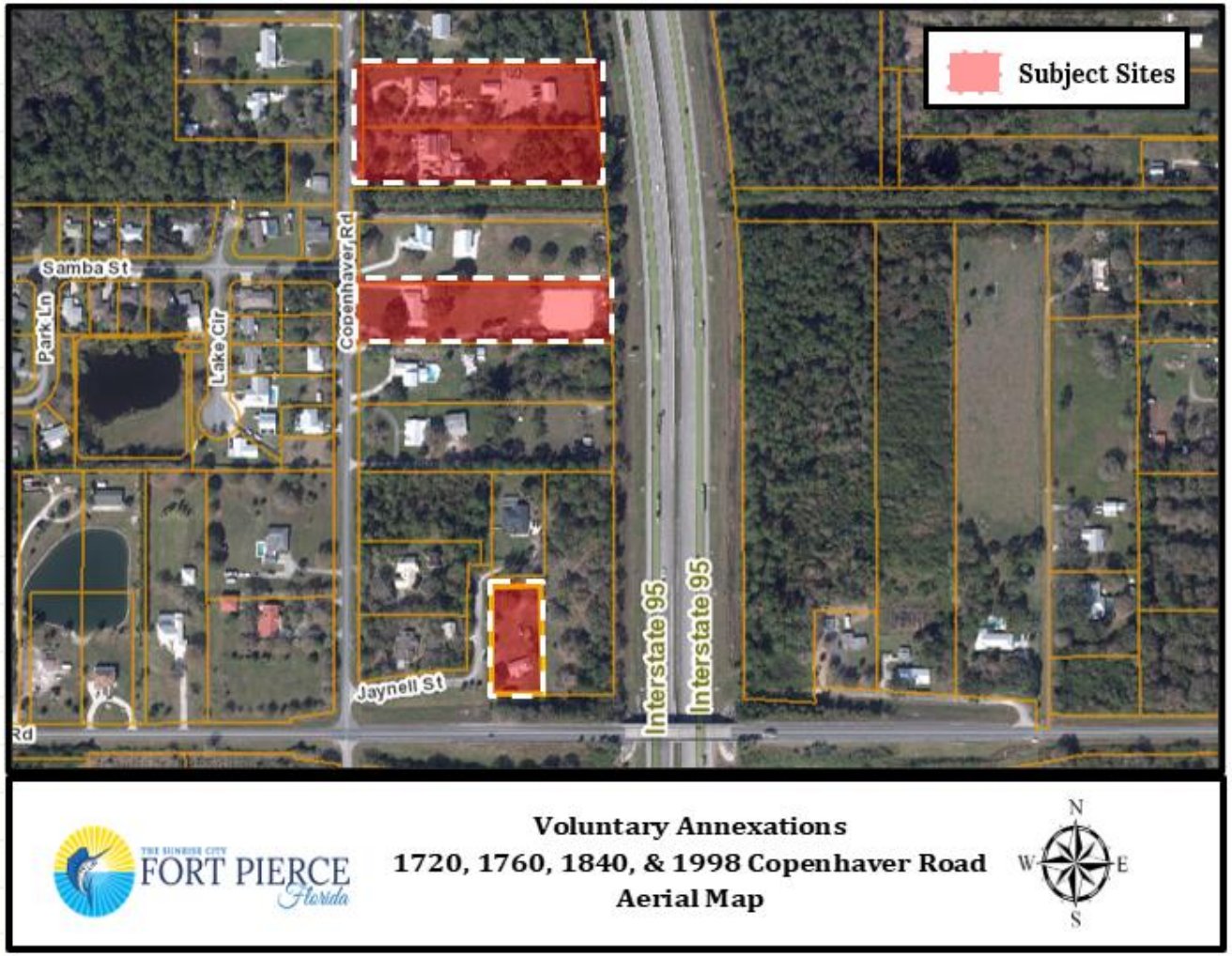


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

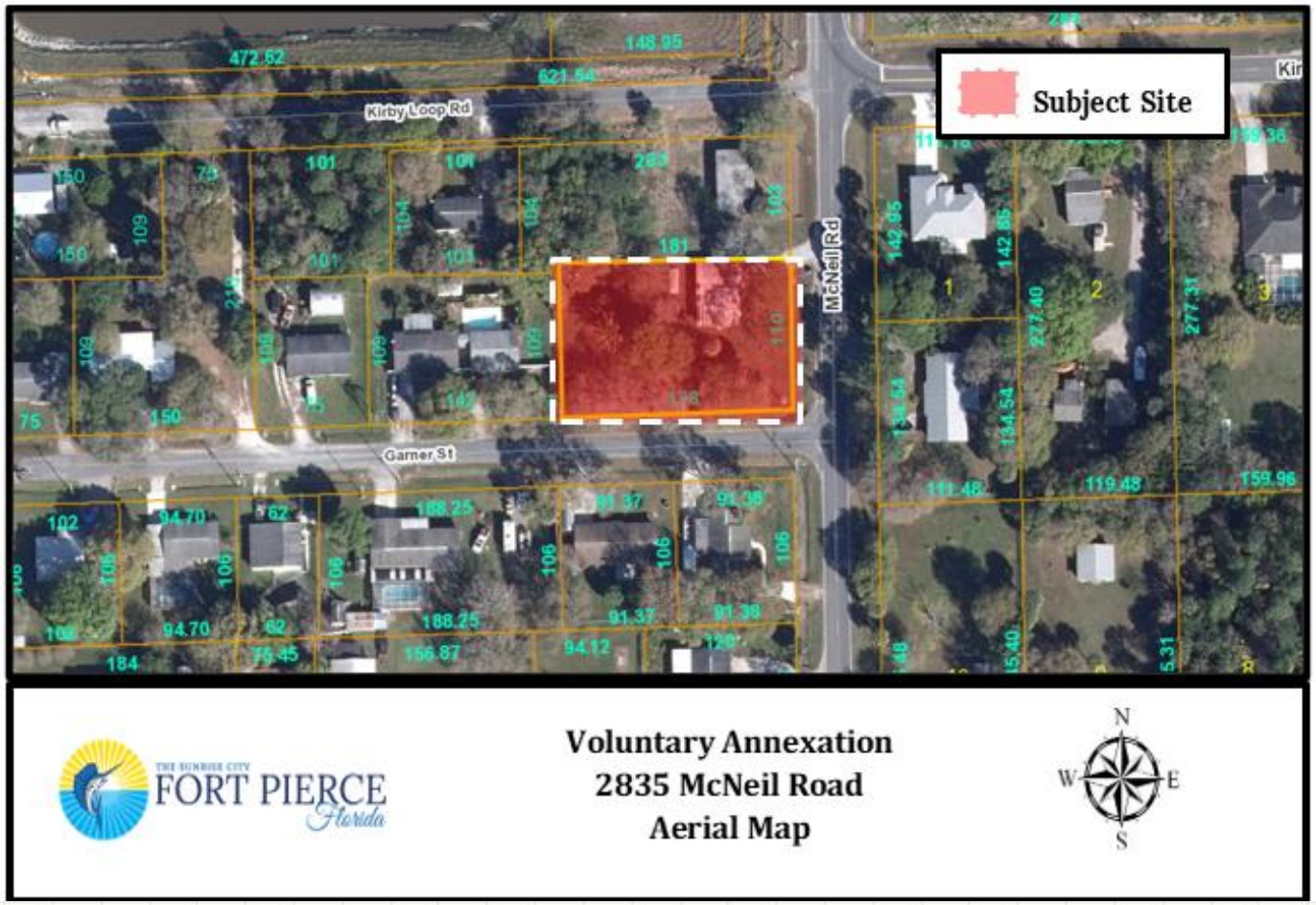
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



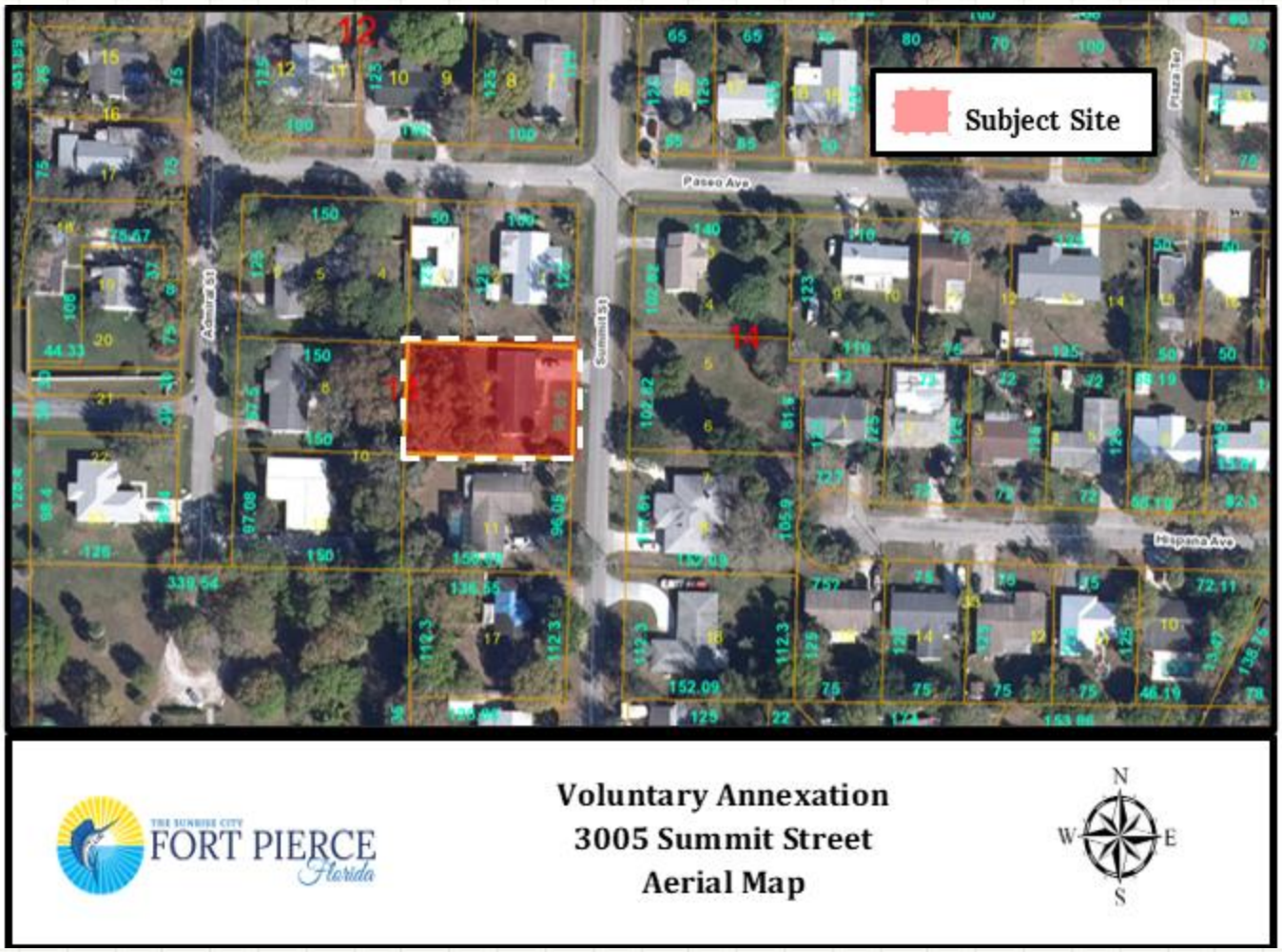
Annexation 25:

Ordinance No. 21-060



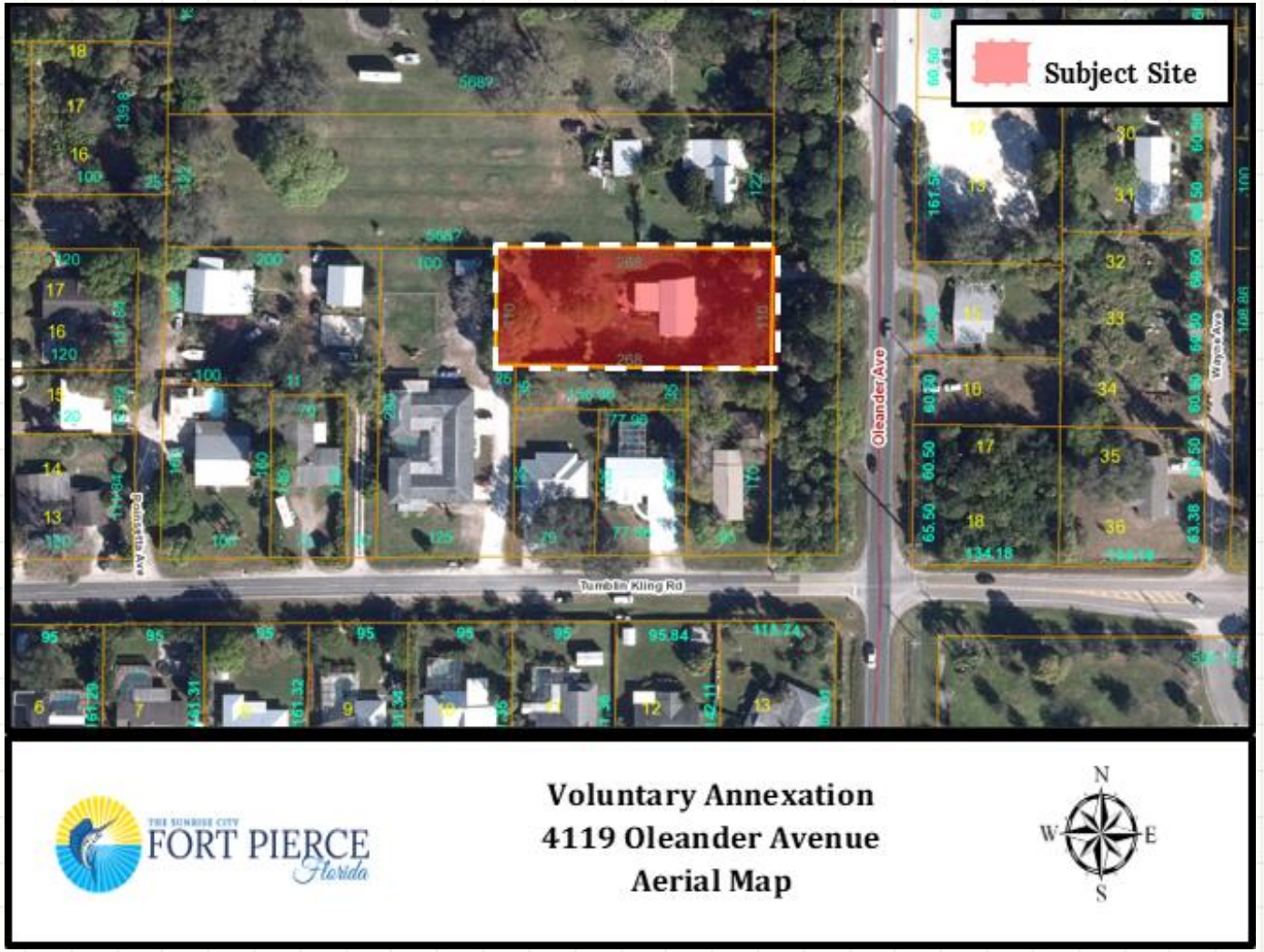
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **427 & 601 South Market Avenue**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Market Avenue Warehouse Complex LLC 626 Old Dixie Hwy SW Vero Beach, FL 32962 Ubilla-Duque R E Holdings LLC 427 S Market Avenue Fort Pierce, FL 34982
Requested Action:	Approval of two (2) Voluntary Applications for Annexation
Site Locations:	427 and 601 South Market Avenue in Fort Pierce, Florida
Parcel IDs:	2434-601-0036-000-5 and 2434-601-0058-000-5
Parcel Sizes:	1.38 and 3.72 acres
Current Future Land Use:	Industrial (IND) (SLC)
Current Zoning:	Industrial Light (IL) (SLC)
Proposed Future Land Use:	Industrial (I) (FP)
Proposed Zoning:	Light Industrial (I-1) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	GC & CI (FP) / I (SLC)	I & GC (FP) / RU (SLC)	GC & I (FP)	CI (FP) / I (SLC)
Surrounding Zoning:	I-1 & C-3 (FP) / IL (SLC)	I-1 & C-3 (FP) / IL (SLC)	I-1 & C-3 (FP)	I-1 (FP) / IL (SLC)

Staff Analysis:

Request

This is a voluntary annexation of two (2) parcels located at 427 and 601 South Market Avenue in Fort Pierce, Florida. The parcel IDs are 2434-601-0036-000-5 and 2434-601-0058-000-5.

The subject properties have a St. Lucie County Future Land Use designation of Industrial (IND) and a zoning designation of Industrial Light (IL). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for both parcels is Industrial (I), with a zoning classification of Light Industrial (I-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $852,106 and $656,000. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties are developed.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties to the north that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain

consistent with the current County designations of IND and IL, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of I and I-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed two (2) annexations at 427 and 601 South Market Avenue, along with the associated Future Land Use designation of I and the Zoning designation of I-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-054

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **427 S. MARKET AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2434-601-0036-000-5

KELLEM`S S/D FROM SE COR LOT 9 RUN W 265 FT TO POB, TH CONT W 199.9 FT, TH N 330 FT, TH E 174.9 FT, TH S 150 FT, TH E 25 FT, TH S 180 FT TO POB-LESS N 12 FT AS INOR 384-196- (1.38 AC) (OR 1236-1132: 2024-1533; 2001-2401)

Said property containing 1.38 acres, more or less, and being generally located at 427 S. Market Avenue in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned I-1, Light Industrial, and assigned a Future Land Use Designation of I, Industrial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

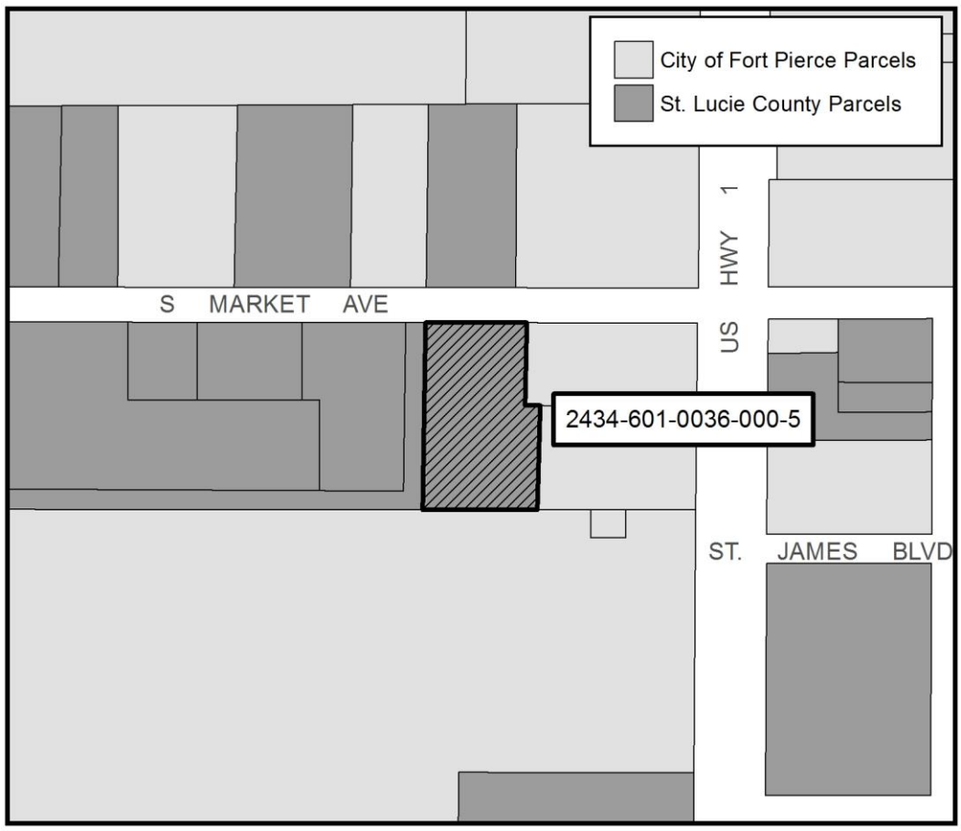
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

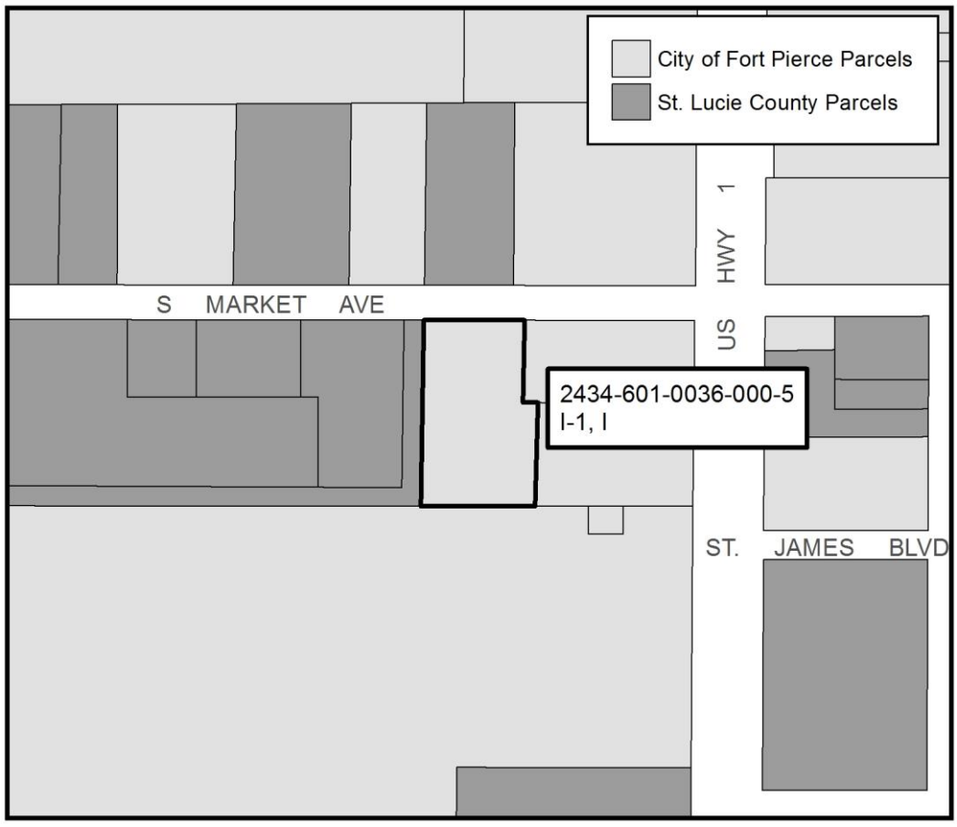
EXHIBIT A
Annexed Area & Legal Description



KELLEM`S S/D FROM SE COR LOT 9 RUN W 265 FT TO POB, TH CONT W 199.9 FT, TH N 330 FT, TH E 174.9 FT, TH S 150 FT, TH E 25 FT, TH S 180 FT TO POB-LESS N 12 FT AS INOR 384-196- (1.38 AC) (OR 1236-1132: 2024-1533; 2001-2401)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned IL, Industrial Light with a Future Land Use of IND, Industrial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of I-1, Light Industrial and have a Future Land Use Designation of I, Industrial.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4324685 OR BOOK 4013 PAGE 2092, Recorded 06/28/2017 03:22:07 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2434-601-0036-000-5	**ANNEXATION AGREEMENT** **LIMITED LIABILITY COMPANY**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	427 S. MARKET AVENUE, FORT PIERCE, FL 34982 Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

SEE ATTACHED LEGAL DESCRIPTION LABELED EXHIBIT "A"

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, , by its proper officers thereunto duly authorized this 16th *day of* June, *2017.*

JOSE D. UBILLA, MANAGING MEMBER OF UBILLA-DUQUE REAL ESTATE HOLDINGS, LLC, a dissolved LLC, AND AS MANAGING MEMBER OF UBILLA-DUQUE HOLDINGS,LLC

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Diana Tremonti
Printed Witness Signature

Witness Signature

Heather Jurgensen
Printed Witness Signature

JOSE D. UBILLA, MANAGING MEMBER OF UBILLA-DUQUE REAL ESTATE HOLDINGS, LLC, a dissolved LLC, AND AS MANAGING MEMBER OF UBILLA-DUQUE HOLDINGS, LLC (Signature)

Jose D. Ubilla
Printed Signature

427 S. MARKET AV.
Address

FORT PIERCE, FL
City, State, Zip

34982

STATE OF Florida
COUNTY OF St. Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared * known to me to be * the entity in whose name the foregoing instrument was executed, and that (he)(she) acknowledged executing the same for such entity, freely and voluntarily, under authority duly vested in (him)(her) by said entity, that I relied upon the following form of identification of the above-named person: Driver's Licenses, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL DINA LANZA Commission # GG 18674 My Commission Expires August 04, 2020	Witness my hand and official Seal in the County and State last aforesaid this 16th day of June A.D. 2017. Dina Lanza Notary Signature Dina Lanza Notary Printed Signature

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 4013 PAGE 2093

Parcel I:

Begin at the Southeast corner of Lot 9 of the J.I. Kellum's Subdivision, according to the plat thereof, as recorded in Plat Book 3, Page 85 of the Public Records of St. Lucie County, Florida; thence run North along the West boundary of U.S. Highway #1, 330 feet to a point; thence run West 290 feet to the Point of Beginning; from said Point of Beginning run South 150 feet; thence run West 174.9 feet; thence run North 150 feet; thence run East to the Point of Beginning, less road right-of-way of way for South Market Avenue.

Parcel II:

Begin at the intersection of the South line of Lot 9 of J.I. Kellum's Subdivision, according to the plat thereof, as recorded in Plat Book 3, Page 85 of the Public Records of St. Lucie County, Florida; and the West right-of-way of U.S. Highway #1; thence run North along the West right-of-way of U.S. Highway #1, 180 feet to a point; thence run West 464.9 feet to a point; thence run South parallel to the West right-of-way of U.S. Highway #1, 180 feet to a point; thence run East 464.9 feet to the Point of Beginning, less the East 265 feet.

EXHIBIT
tabbies
A

DRAFT ORDINANCE NO. 21-055

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **601 S. MARKET AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2434-601-0058-000-5

KELLEM`S S/D W 250 FT OF E 265 FT OF N 1/2 OF LOT 13-LESS N 12 FT AS IN OR 384-199- (3.72 AC)

Said property containing 3.72 acres, more or less, and being generally located at 601 S. Market Avenue in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned I-1, Light Industrial, and assigned a Future Land Use Designation of I, Industrial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

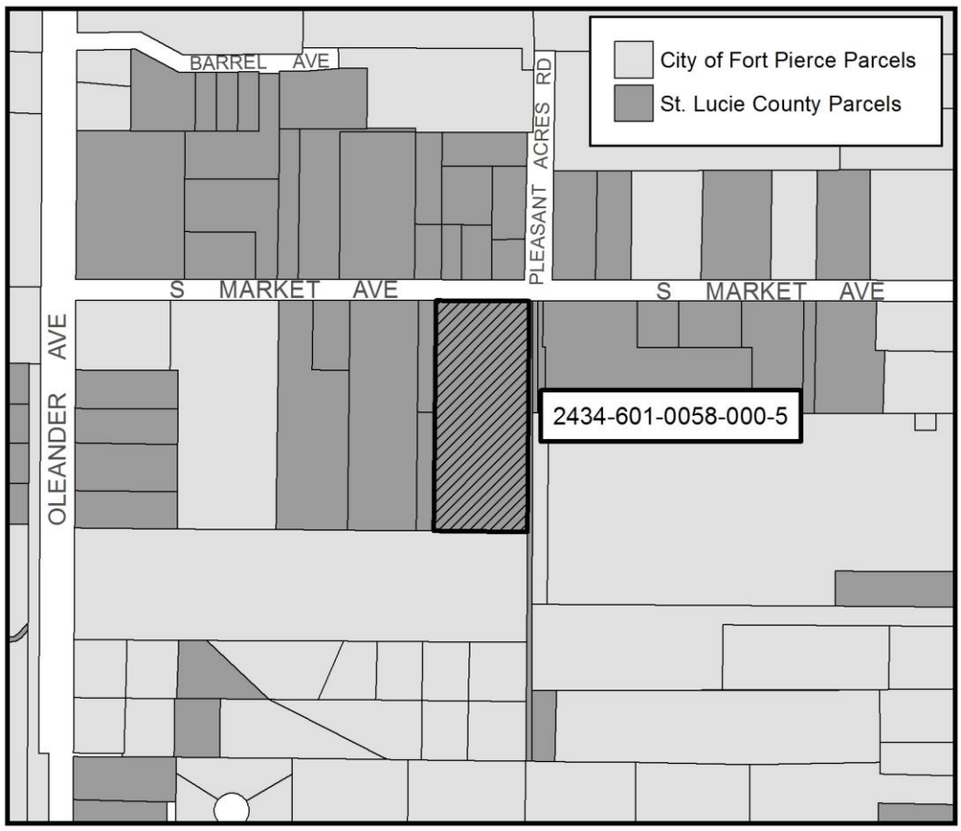
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

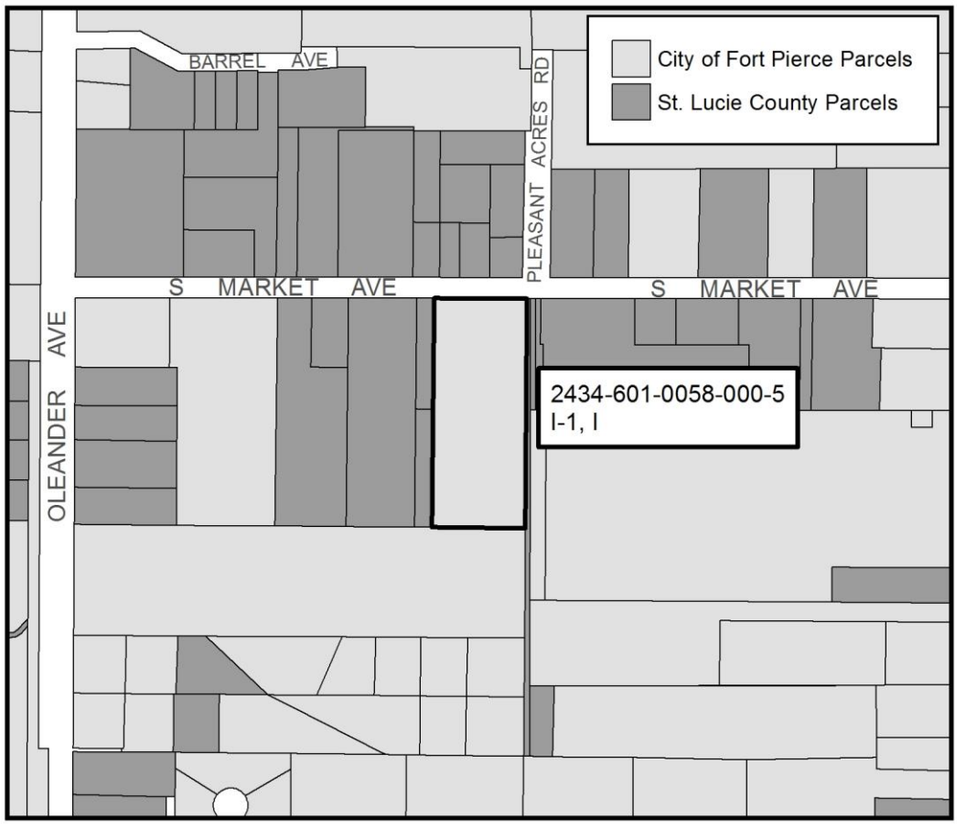
EXHIBIT A
Annexed Area & Legal Description



KELLEM`S S/D W 250 FT OF E 265 FT OF N 1/2 OF LOT 13-LESS N 12 FT AS IN OR 384-199- (3.72 AC)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned IL, Industrial Light with a Future Land Use of IND, Industrial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of I-1, Light Industrial and have a Future Land Use Designation of I, Industrial.

EXHIBIT C

Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4482208 OR BOOK 4182 PAGE 1077, Recorded 09/20/2018 03:09:52 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX

This instrument prepared by:
R. N. Koblegard, III, Esquire
200 S. Indian River Drive, Suite 201
Fort Pierce, FL 34950

Property Appraisers Parcel Identification (Folio) Number(s):

2434-601-0058-000-5

To: WATER/WASTEWATER ENGINEERING
FORT PIERCE UTILITIES AUTHORITY
POST OFFICE BOX 3191
FORT PIERCE, FLORIDA 34948-3191

ANNEXATION AGREEMENT
CORPORATION

MARYANNE PALINO, PRESIDENT
BRANDY'S PRODUCTS, INC.
603 S. MARKET AVENUE
FT. PIERCE, FLORIDA 34982

603 S. MARKET AVENUE, FT. PIERCE FLORIDA
Location Address

Mailing Address (if different from location address)

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

THE WEST 250 FT OF THE EAST 265 FEET OF THE N ½ OF LOT 13 OF J.I. KELLEM'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECRODED IN PLAT BOOK 3, PAGE 85, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA

LESS AND EXCEPTING THE NORTH 12 FEET THEREOF

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

(Corporate Seal)

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers thereunto duly authorized this 8 *day of* MAY, *2018.*

Attest:

Secretary

Brandy's Products, Inc.

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Printed Witness Signature

Witness Signature

Printed Witness Signature

Maryanne Palino, President (Signature)

Printed Signature

603 S. Market Avenue, Ft. Pierce, Florida 34982
Address

STATE OF Florida
COUNTY OF St Lucie

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Maryanne Palino, know to me to be the President of Brandy's Products, Inc., the corporation in whose name the foregoing instrument was executed, and that she severally acknowledged executing the same for such corporation, freely and voluntarily, under authority duly vested in them by said corporation, and that the seal affixed thereto is the true corporate seal of said corporation, that I relied upon the following form of identification of the above-named person: Driver's Licenses, and that an oath (was not) taken.

RUBBER STAMP NOTARY SEAL

DONNA M. HILL
MY COMMISSION # GG 099038
EXPIRES: April 30, 2021
Bonded Thru Notary Public Underwriters

Witness my hand and official Seal in the County and State last aforesaid this 5 day of May A.D. 2018.

Notary Signature

Donna M Hill
Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 601 South Market Avenue

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 601 South Market Avenue

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. k.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation -1720, 1760, 1840, 1998 Copenhaver Road - Ordinance No 21-056, 21-057, 21-058, 21-059

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

---

SUBJECT:

Legislative Hearing - Ordinance No. 21-056 - This is a voluntary annexation of a parcel of land located at 1720 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-057 - This is a voluntary annexation of a parcel of land located at 1760 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-058 - This is a voluntary annexation of a parcel of land located at 1840 Copenhaver Road in Fort Pierce, Florida. SECOND READING

Legislative Hearing - Ordinance No. 21-059 - This is a voluntary annexation of a parcel of land located at 1998 Copenhaver Road in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 2 Dwelling Units/Acre (RS-2). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Residential Single-Family — Two Units Per Acre (E-2).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Dre, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a
OTHER INFORMATION:

Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Ordinance
Ordinance
Ordinance
Public Notification Certification
Public Notification Certification
Public Notification Certification
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:50 PM

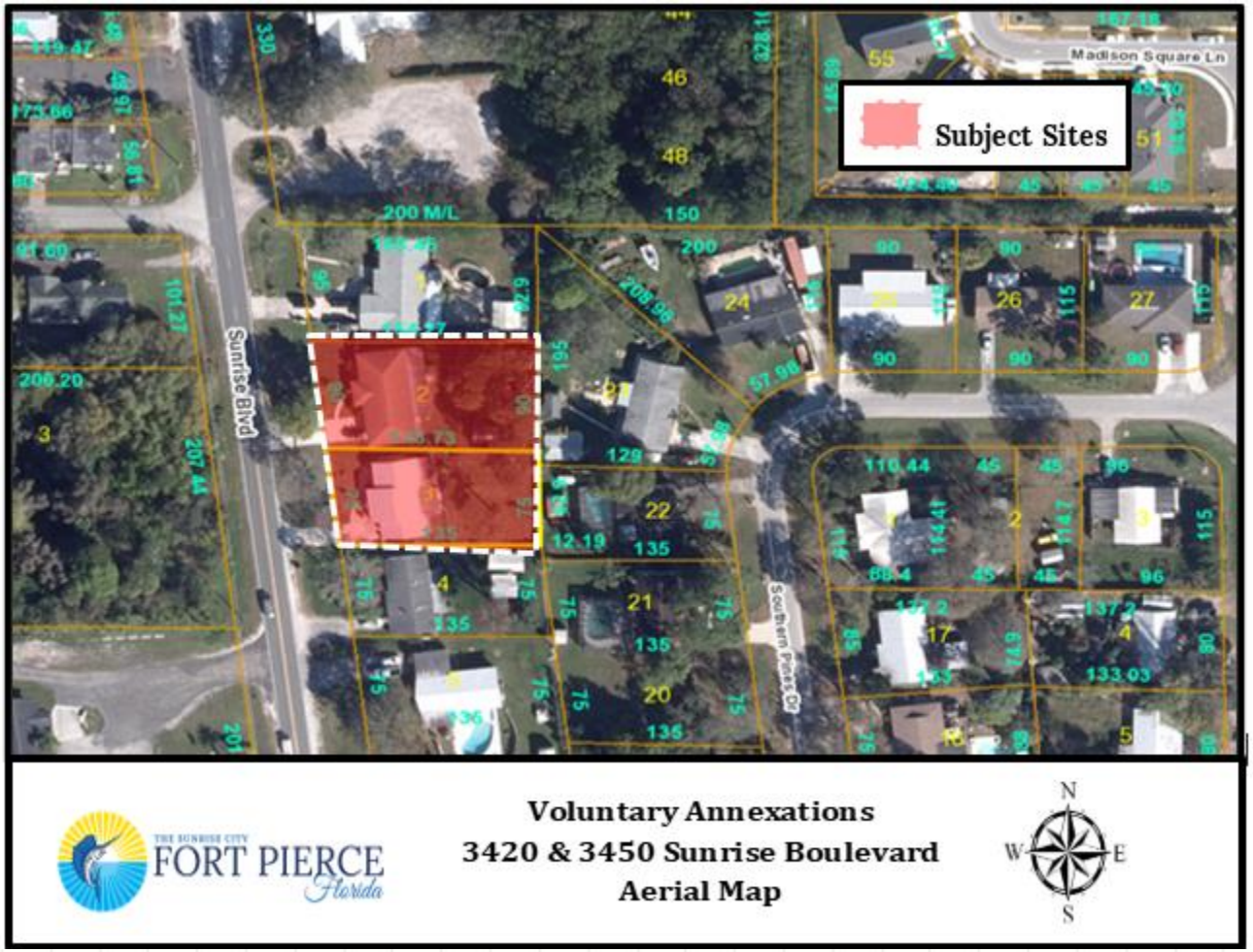
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 10:24 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

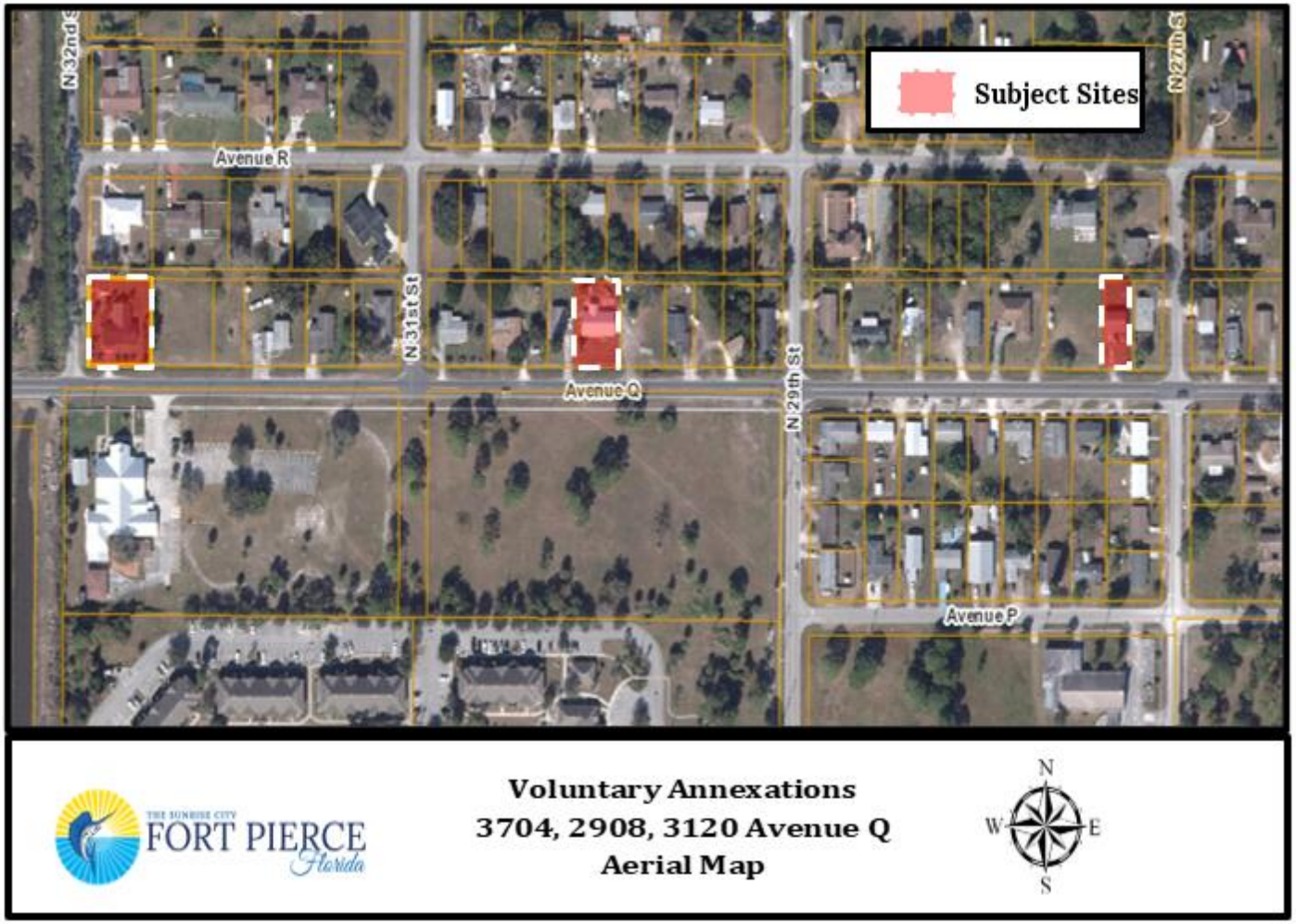
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



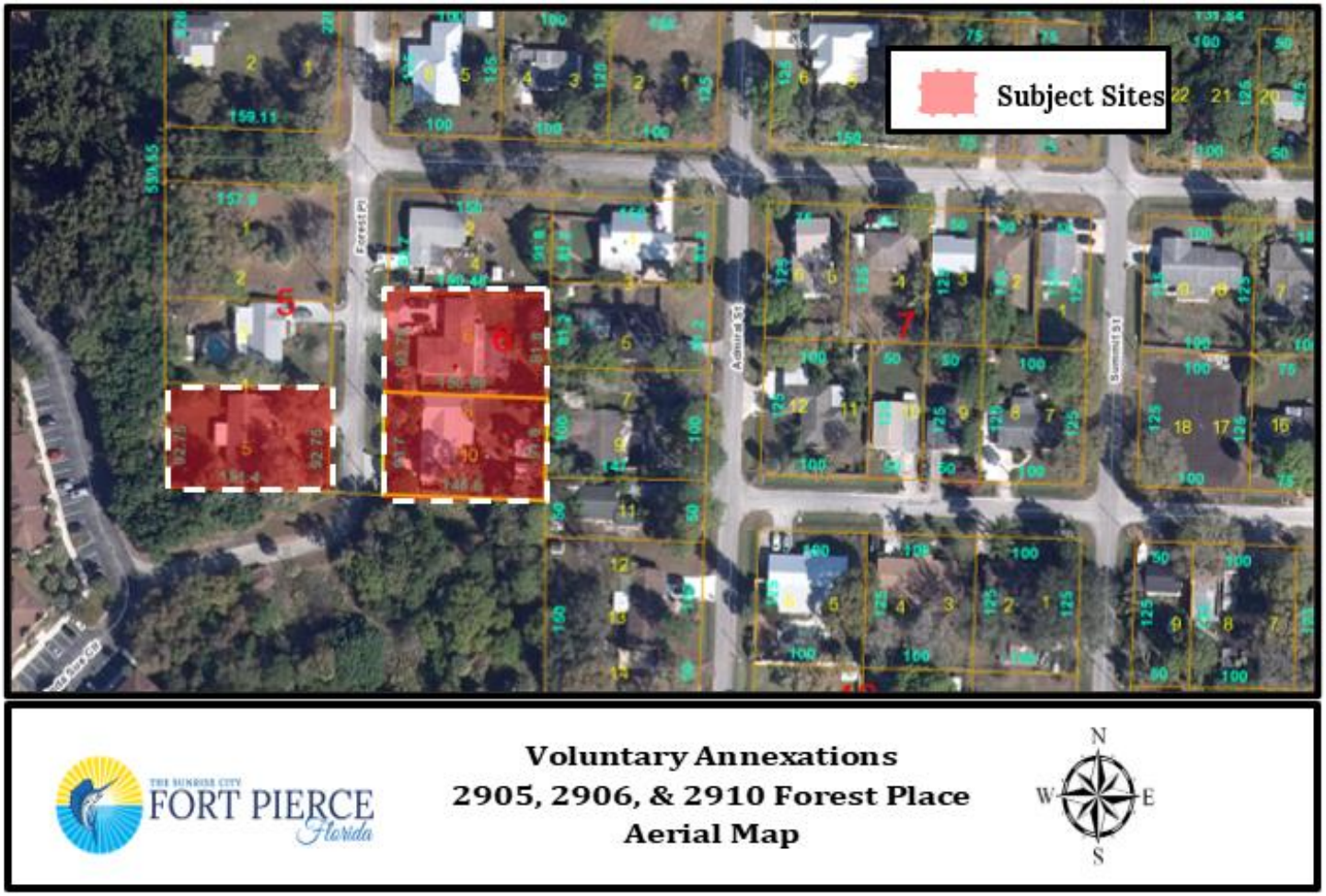
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

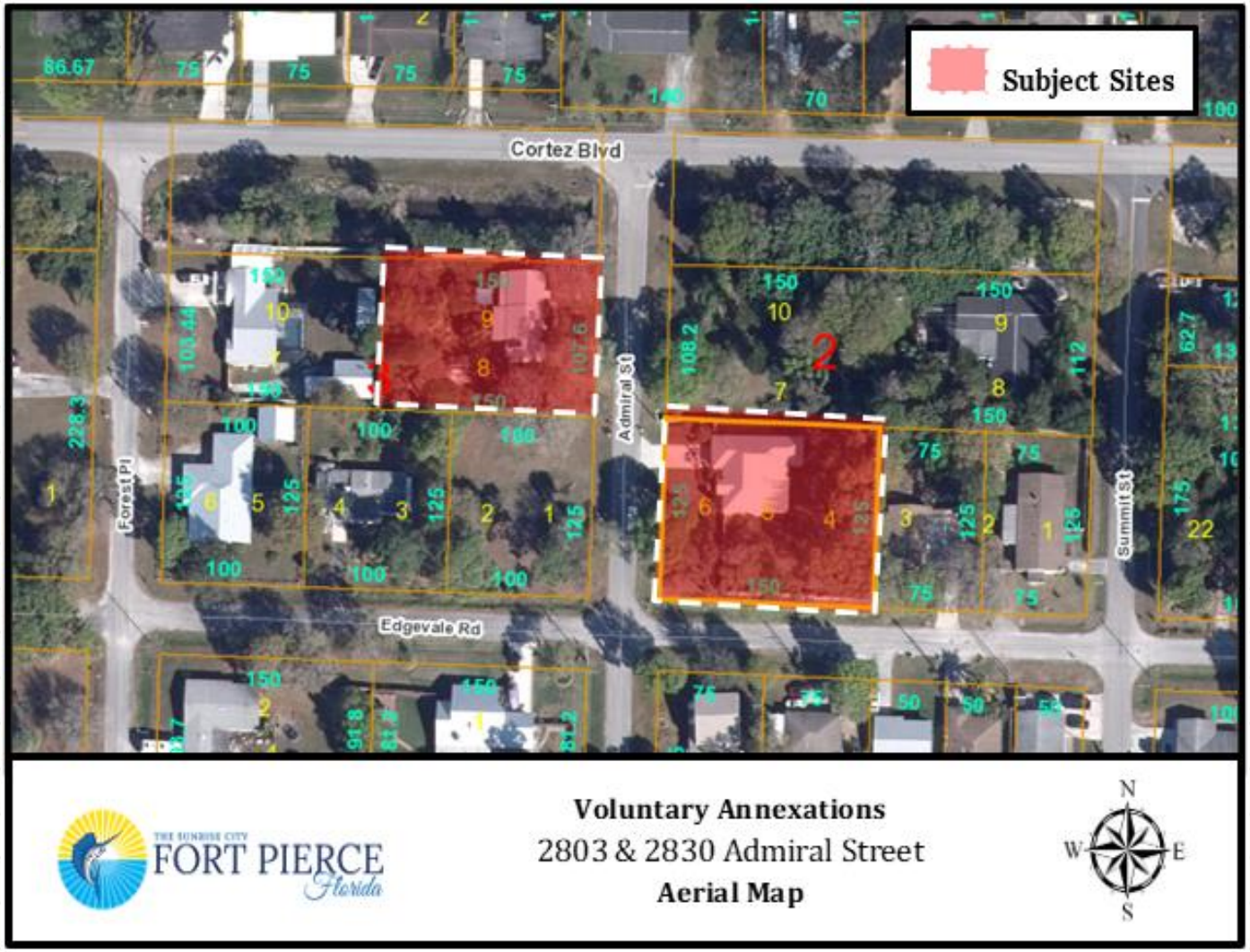


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

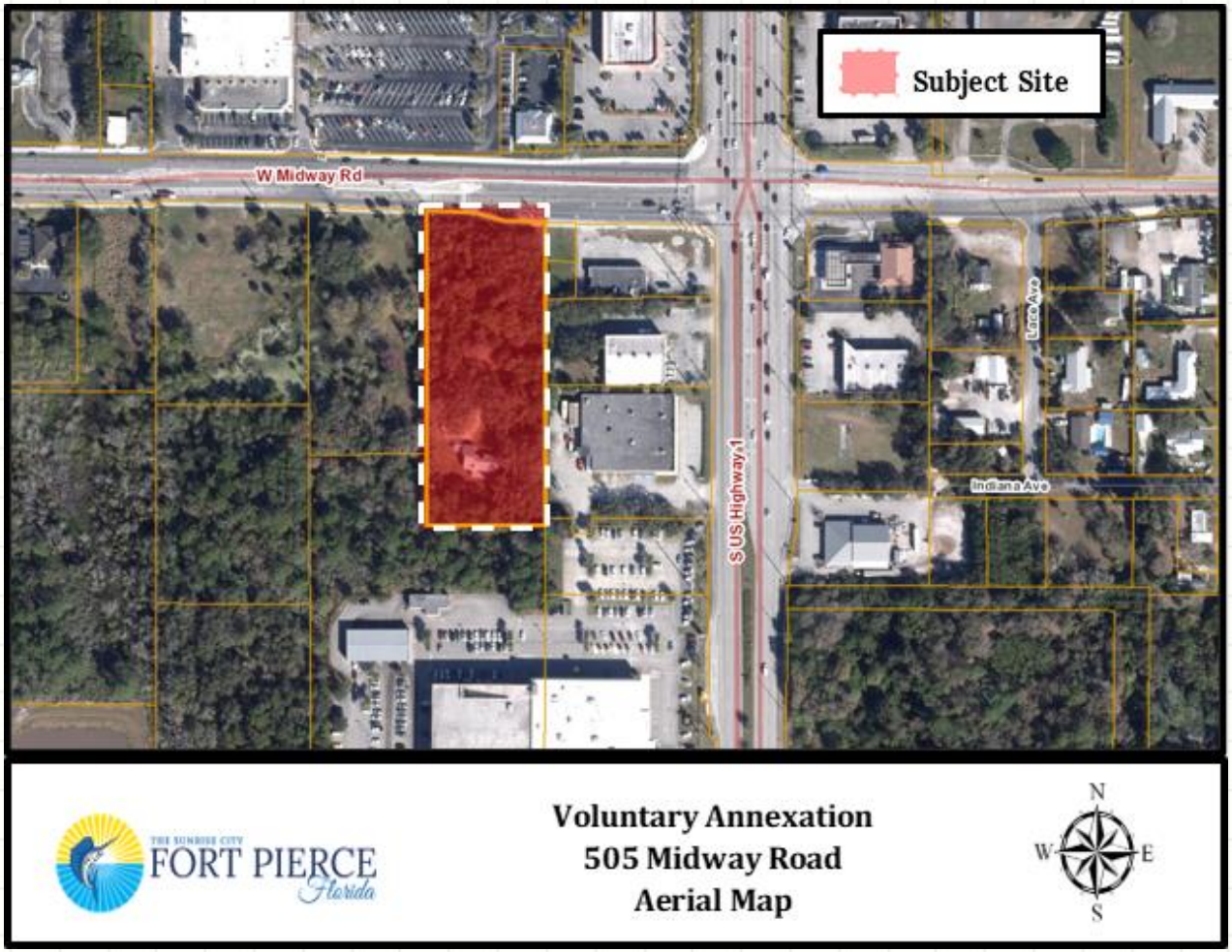
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



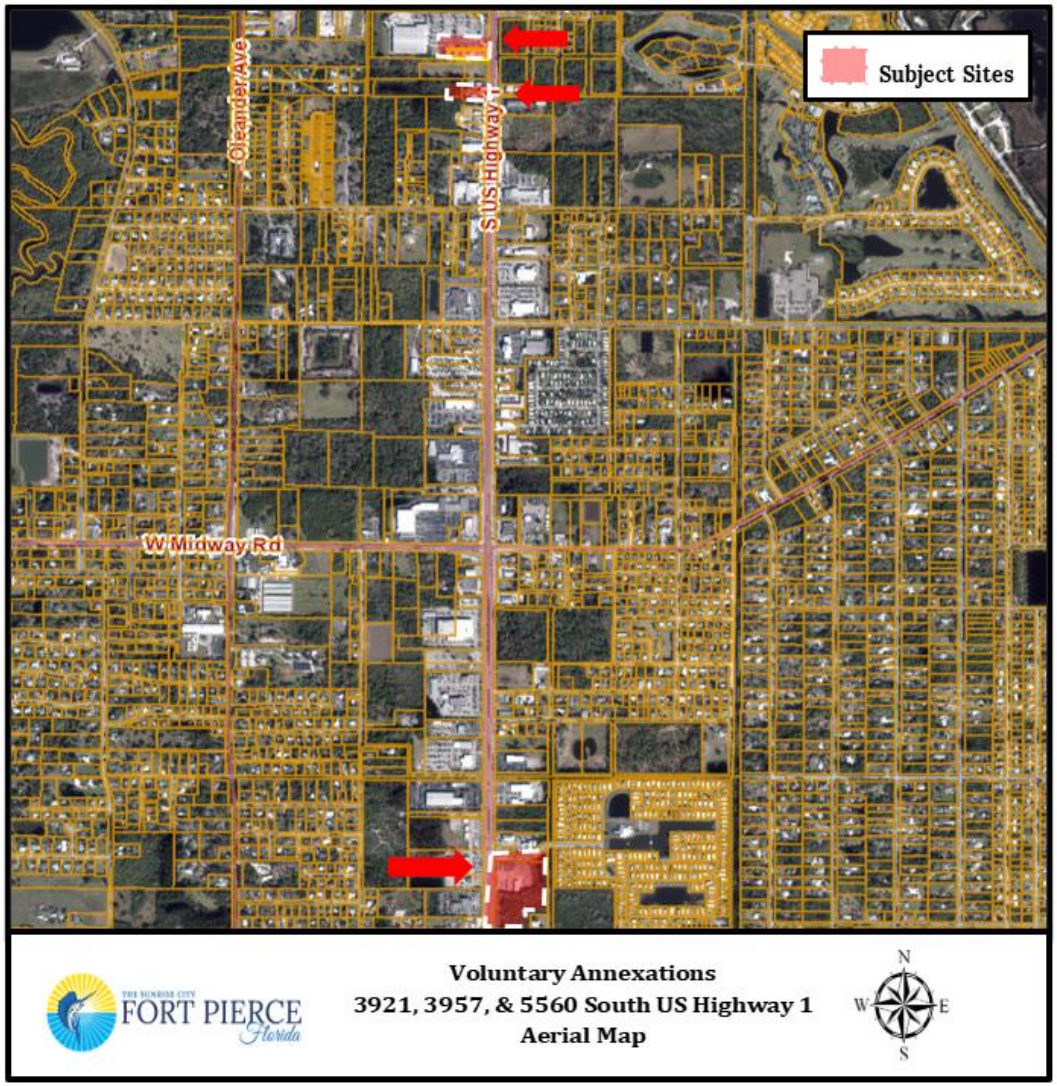
Annexation 13:

Ordinance No. 21-048



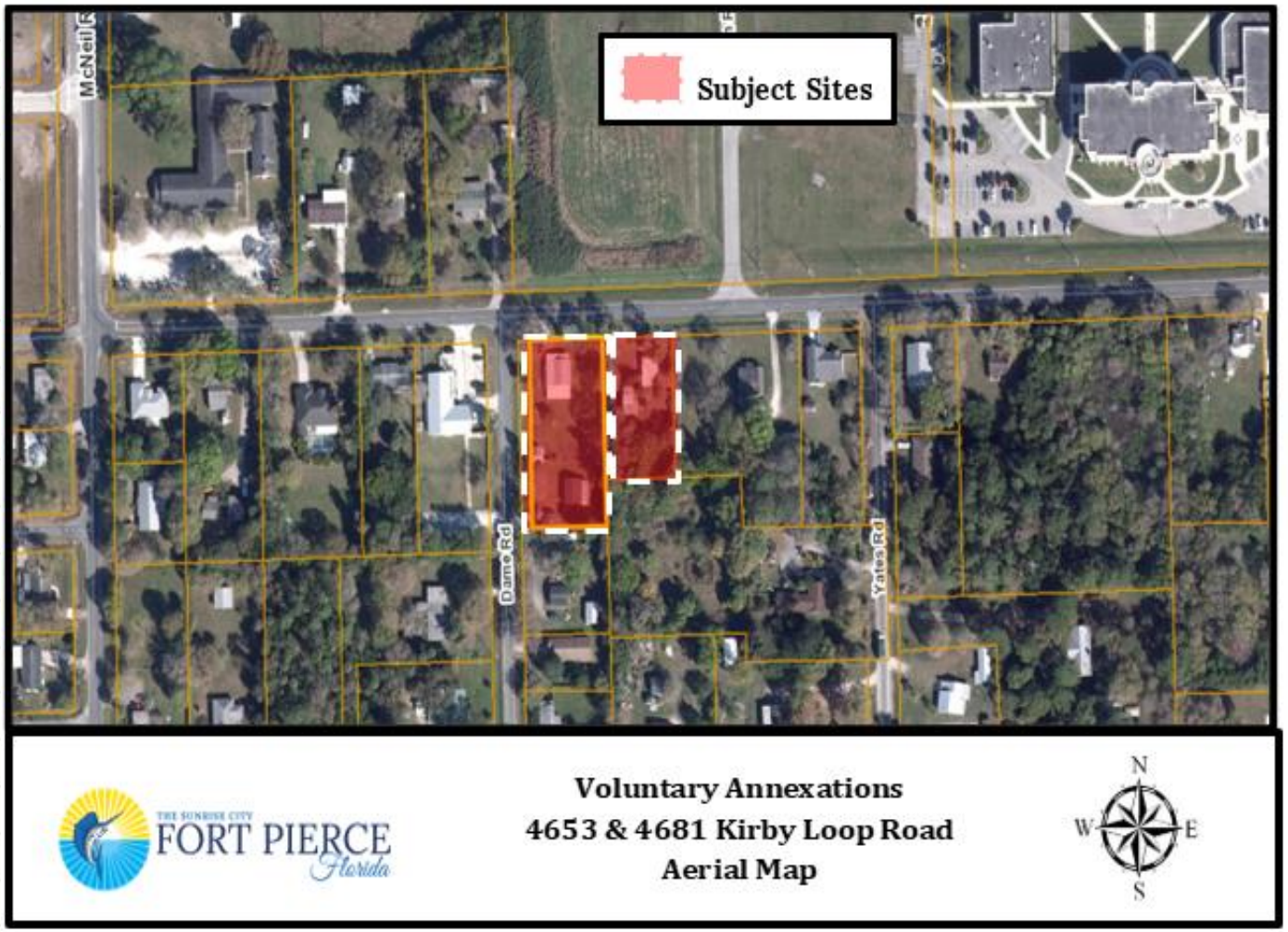
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

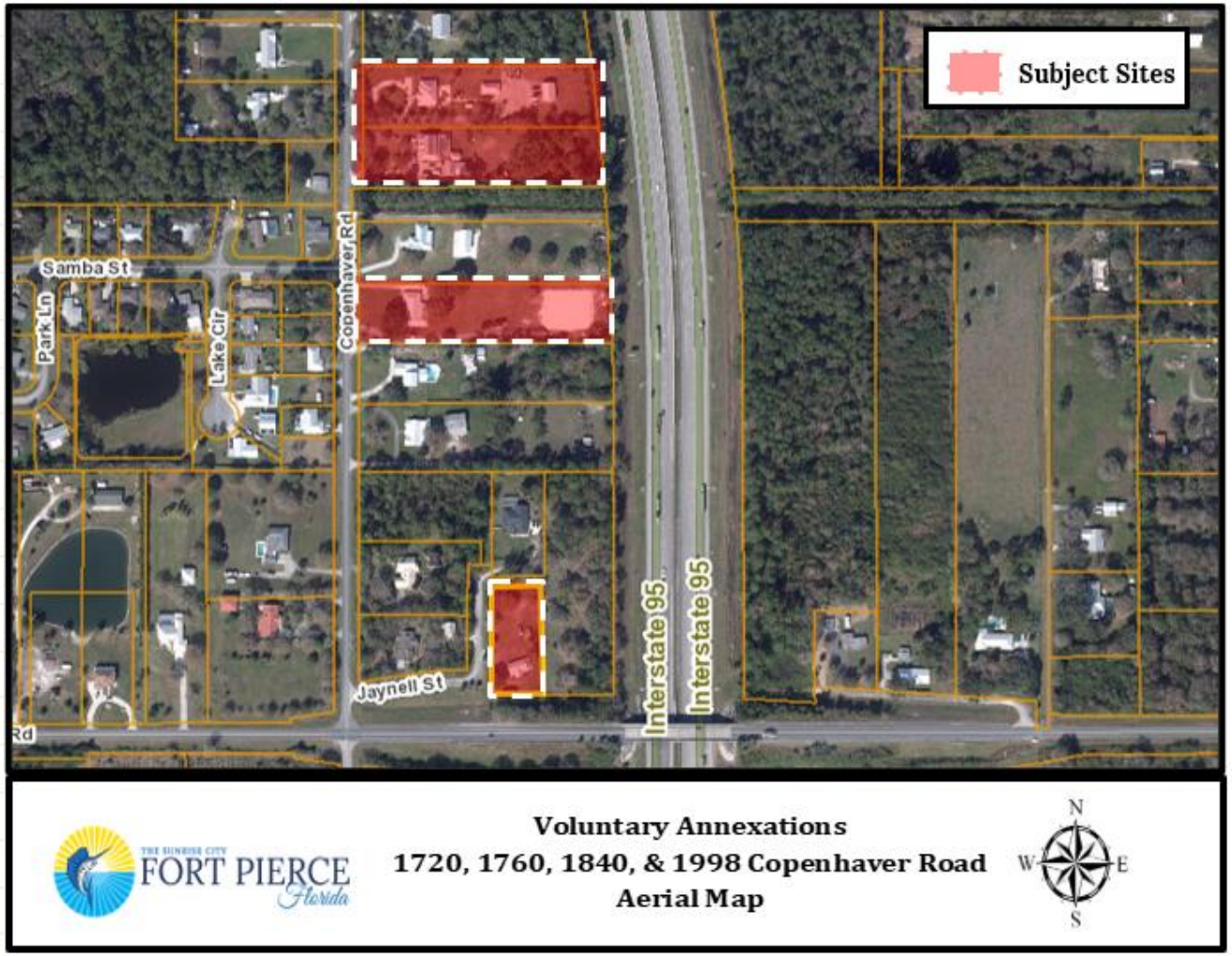


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

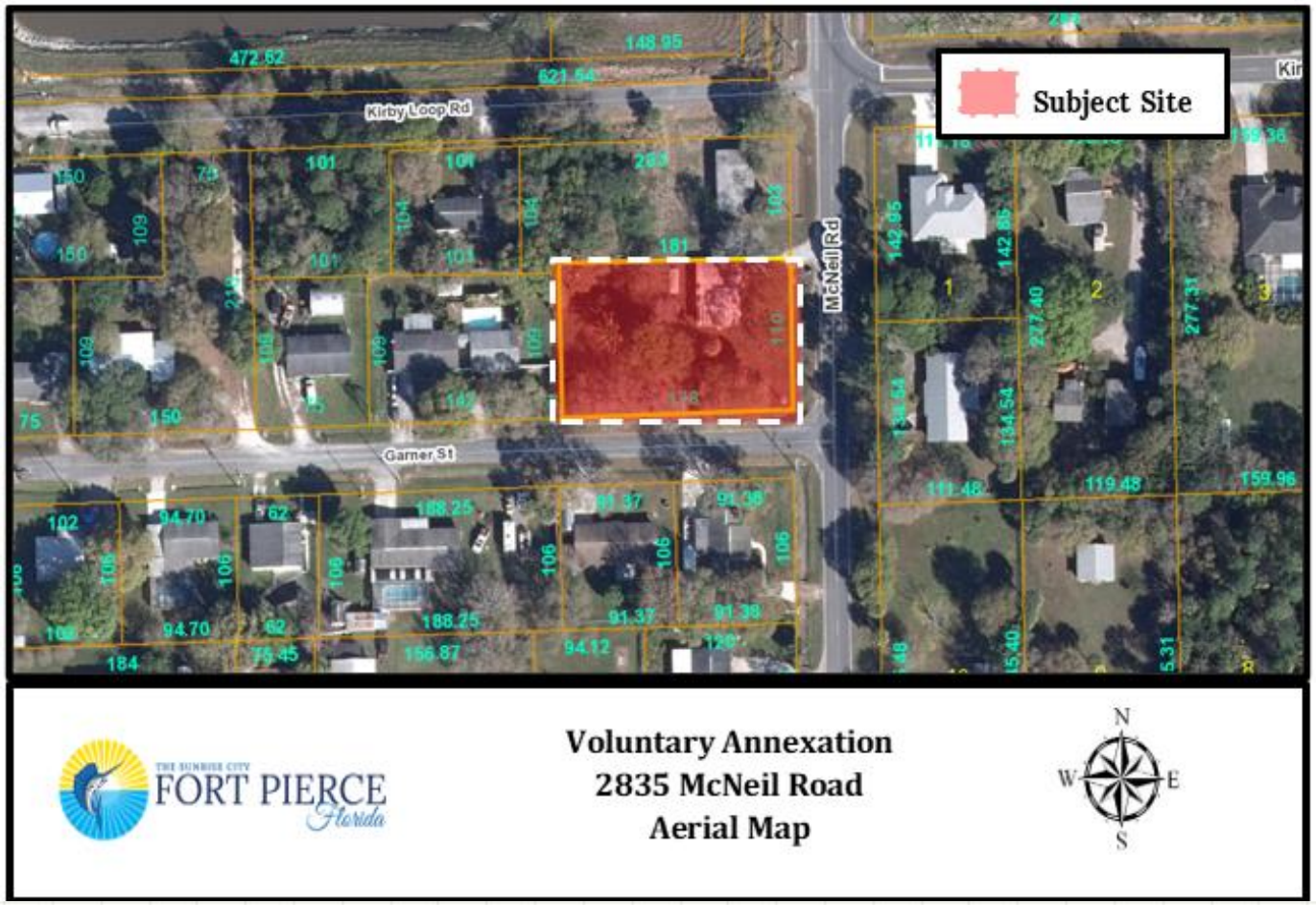
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



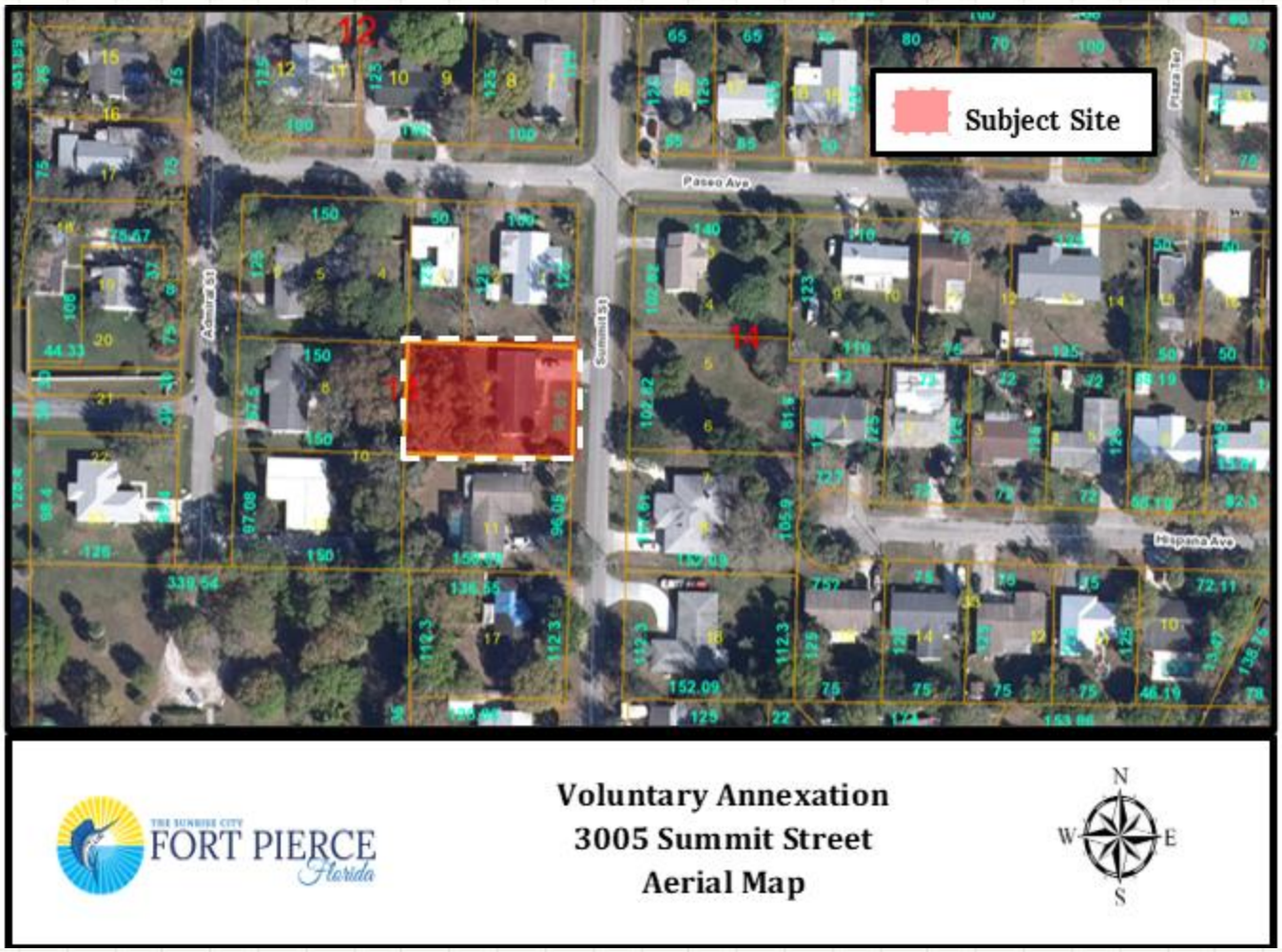
Annexation 25:

Ordinance No. 21-060



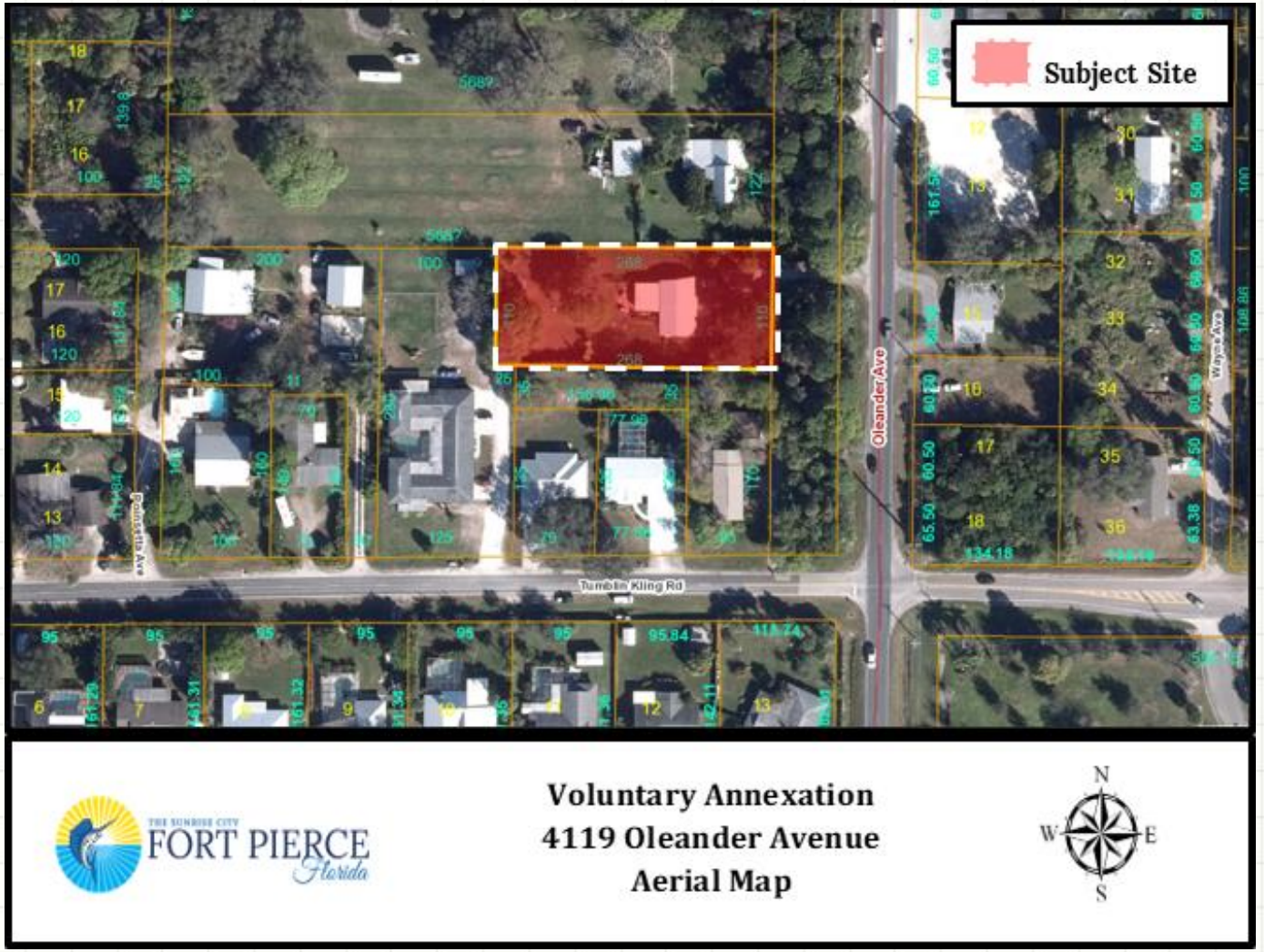
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Applications for Voluntary Annexation** **1720, 1760, 1840, and 1998 Copenhaver Road**
MEETING DATE:	November 15, 2021

STAFF REPORT

Property Owners/ Applicants	Jaclyn K Souza (TR) Devin T Wheaton (TR) 1720 Copenhaver Road Fort Pierce, FL 34945 James Trefelner Rachel Trefelner 1760 Copenhaver Road Fort Pierce, FL 34945 Nicolas Macias 1840 Copenhaver Road Fort Pierce, FL 34945 Richard Revels 1998 Copenhaver Road Fort Pierce, FL 34945
Requested Action:	Approval of four (4) Voluntary Applications for Annexation
Site Locations:	1720, 1760, 1840, and 1998 Copenhaver Road in Fort Pierce, Florida
Parcel IDs:	2313-133-0001-000-3, 2313-133-0002-000-0, 2313-422-0002-000-7, and 2313-423-0005-000-1
Parcel Sizes:	2.07, 2.07, 2.23, and 0.77 acres

Current Future Land Use: Residential Urban 5 du/ac (RU) (SLC)

Current Zoning: Residential Single Family, 2 Dwelling Units/Acre (RS-2) (SLC)

Proposed Future Land Use: Low Density Residential (RL) (FP)

Proposed Zoning: Residential Single-Family — Two Units Per Acre (E-2) (FP)

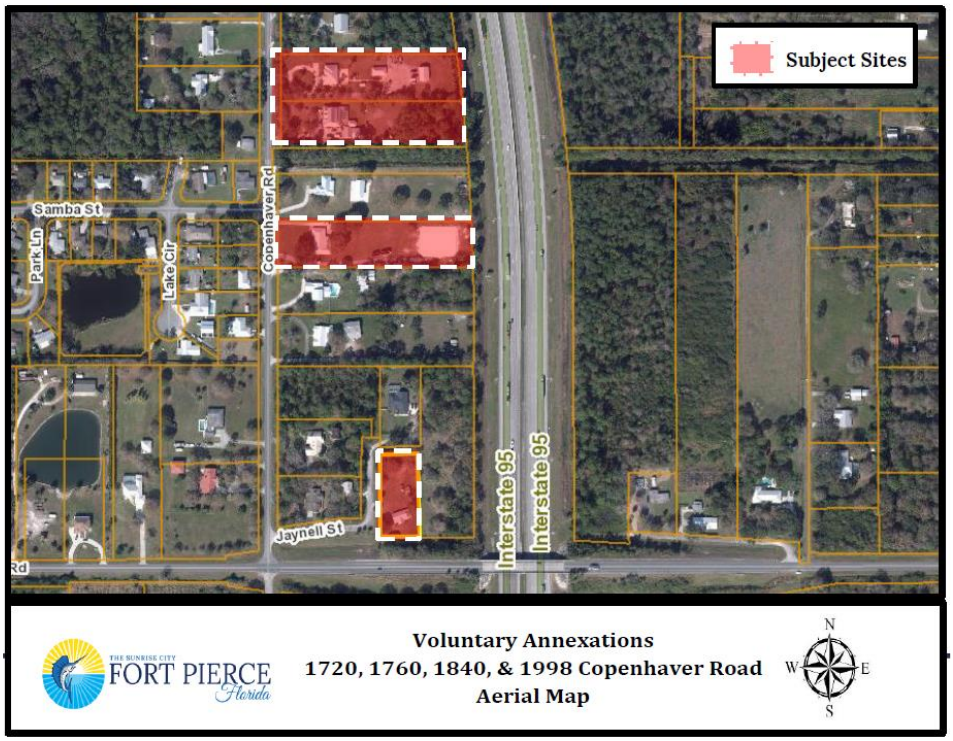
Utilities: FPUA

	North	East	South	West
Surrounding FLU:	RL (FP) / RU (SLC)	Interstate 95	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)
Surrounding Zoning:	E-2 (FP) / RS-2 (SLC)	Interstate 95	R-1 & E-2 (FP) / RS-2 (SLC)	R-1 & E-2 (FP) / RS-2 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of four (4) parcels located at 1720, 1760, 1840, and 1998 Copenhaver Road in Fort Pierce, Florida. The parcel IDs are 2313-133-0001-000-3, 2313-133-0002-000-0, 2313-422-0002-000-7, and 2313-423-0005-000-1.



The subject properties have a St. Lucie County Future Land Use designation of Residential Urban 5 du/ac (RU) and a zoning designation of Residential Single Family, 2 Dwelling Units/Acre (RS-2). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcels is Low Density Residential (RL), with a zoning classification of Residential Single-Family — Two Units Per Acre (E-2).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the properties are located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexations are also consistent with Chapter 171.044, F.S., whereas the properties are contiguous to a municipality and reasonably compact; and the annexations will not result in the creation of an enclave.

The current taxable values of the properties are $205,157, $221,453, $187,884, and $9,316. Should the Applications for Annexation be approved, they could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently each of the properties has a single-family home.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexations are consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The properties are within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject properties are in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. These parcels abut properties that are within the City limits. The annexation of these properties would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services. Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with

the current County designations of RU and RS-2, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designations of RL and E-2, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 7, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittals and have no objections regarding the proposed voluntary annexation applications based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed four (4) annexations at 1720, 1760, 1840, and 1998 Copenhaver Road, along with the associated Future Land Use designation of RL and the Zoning designation of E-2.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-056

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1720 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2313-133-0001-000-3

3 35 39 N 152.98 FT OF S 343.93FT OF THAT PART OF S 1/2 OF SW 1/4 OF NE 1/4 LYG WLY OF W R/W I-95-LESS W 25 FT- (2.07 AC)

Said property containing 2.07 acres, more or less, and being generally located at 1720 Copenhaver Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned E-2, Residential Single Family two units per acre, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

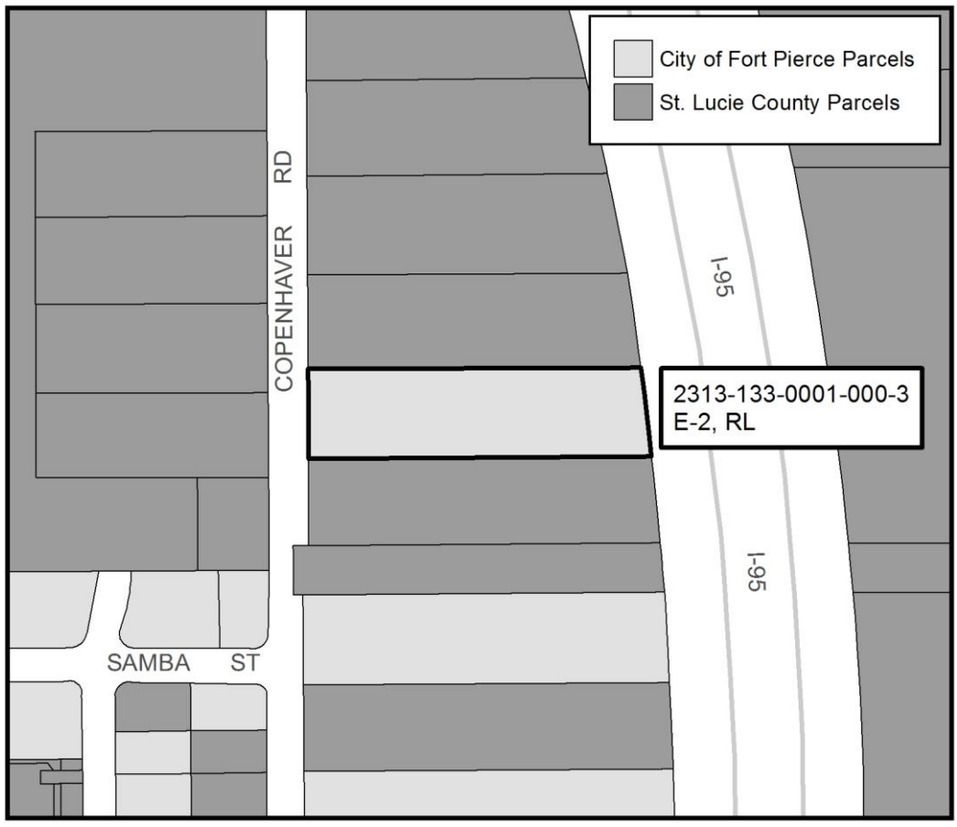
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

3 35 39 N 152.98 FT OF S 343.93FT OF THAT PART OF S 1/2 OF SW 1/4 OF NE 1/4 LYG WLY OF W R/W I-95-LESS W 25 FT- (2.07 AC)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-2, Residential Single Family (2 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of E-2, Residential Single Family two units per acre and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3637687 OR BOOK 3331 PAGE 2487, Recorded 10/14/2011 at 09:52 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2313-133-0001-000-3	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	1720 COPENHAVER ROAD, FORT PIERCE, FL 34945 Location Address 1720 COPENHAVER ROAD, FORT PIERCE, FL 34945 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

THE NORTH 152.98 FEET OF THE SOUTH 301.43 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THAT PORTION OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 13, TOWNSHIP 35 SOUTH, RANGE 39 EAST, ST. LUCIE COUNTY, FLORIDA, LYING WEST OF INTERSTATE HIGHWAY NO. 95.

LESS AND EXCEPTING RIGHT-OF-WAY FOR PUBLIC ROADS AND DRAINAGE CANALS. BEING GEOMETRICALLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST ¼ OF SAID SECTION 13, THENCE NORTH 89 DEGREES 56 MINUTES 21 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTHEAST ¼ OF SAID SECTION 13, A DISTANCE OF 2649.30 FEET TO THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD; THENCE NORTH 00 DEGREES 02 MINUTES 11 SECONDS WEST, ALONG THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD PARALLEL WITH AND 25.00 FEET EAST OF THE WEST LINE OF THE NORTHEAST ¼ OF SAID SECTION 13, A DISTANCE OF 42.50 FEET TO THE NORTH RIGHT-OF-WAY ON N S L R W M D CANAL NO. 36 AND THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 02 MINUTES 11 SECONDS WEST, ALONG THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD PARALLEL WITH AND 25 FEET EAST OF THE WEST LINE OF THE NORTHEAST1/4 OF SAID SECTION 13, A DISTANCE OF 628.26 FEET TO THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SAID SECTION 13; THENCE SOUTH 89 DEGREES 58 MINUTES 35 SECONDS EAST, ALONG THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SAID SECTION 13, A DISTANCE OF 520.44 FEET TO A POINT OR CURVE HAVING A RADIUS OF 5567.58 FEET, A CHORD BEARING OF SOUTH 08 DEGREES 32 MINUTES 45 SECONDS EAST AND BEING THE WESTERLY RIGHT-OF-WAY OF INTERSTATE HIGHWAY NO. 95; THENCE SOUTHEASTERLY ALONG SAID CURVE, BEING THE WESTERLY RIGHT-OF-WAY OF INTERSTATE NO. 95, CONCAVE TO THE SOUTHWEST THROUGH A CENTRAL ANGLE OF 06 DEGREES 32 MINUTES 46 SECONDS AN ARC DISTANCE OF 636.11 FEET TO THE NORTH RIGHT-OF-WAY OF N S L R W M D CANAL NO. 36; THENCE NORTH 89 DEGREES 58 MINUTES 21SECONDS WEST, ALONG THE NORTH RIGHT-OF-WAY OF N S L R W M D CANAL NO. 36 A DISTANCE OF 814.52 FEET TO THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD AND THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR, JACLYN K. SOUZA. THE GRANTOR, RANDY BOWERS, RESIDES AT 2860 S. BROCKSMITH ROAD, FORT PIERCE, FL 34945.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 12th day of September, 2011.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Anne-Marie Ludlum
Printed Witness Signature

Witness Signature
Gregory E. Buderus
Printed Witness Signature

Signature
Jacklyn K. Souza, a single adult
Printed Signature
1720 Copenhaver Road
Address
Fort Pierce, FL 34945
City, State, Zip

Signature
Randy Bowers
Printed Signature
2860 S. Brocksmith Road
Address
Fort Pierce, FL 34945
City, State, Zip

N:\Forms\FPUA\Annexation Agreements\Annexation Agreement - Individual 8.DOCX

Revised 7/9/04 per atty.

EXHIBIT C (Cont.)

Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 3331 PAGE 2488

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Jaclyn K. Souza and Randy Bowers, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named persons: Driver's Licenses; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 12th day of September, A.D. 2011.
ANNE-MARIE LUDLUM MY COMMISSION # DD945558 EXPIRES: January 27, 2014 Fl. Notary Discount Assoc. Co. 1-800-3-NOTARY	Notary Signature Anne-Marie Ludlum Notary Printed Signature

ORDINANCE NO. 21-057

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1760 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2313-133-0002-000-0

13 35 39 N 148.45 FT OF S 190.95 FT OF THAT PART OF S 1/2 OF SW 1/4 OF NE 1/4 LYG WLY OF W R/W I-95- LESS W 25 FT- (2.07 AC) (OR 1724-772 : 2075-2648 : 2150-2670)

Said property containing 2.07 acres, more or less, and being generally located at 1760 Copenhaver Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned E-2, Residential Single Family two units per acre, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS

_____

Tanya Earley
Interim City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

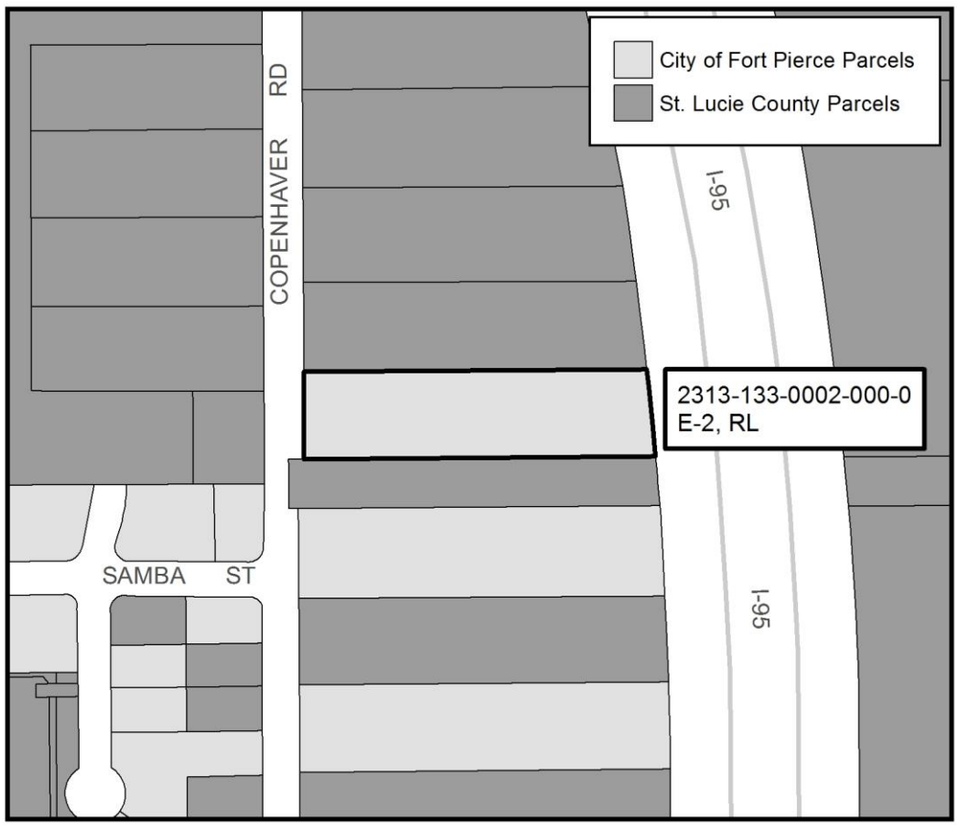
_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description

13 35 39 N 148.45 FT OF S 190.95 FT OF THAT PART OF S 1/2 OF SW 1/4 OF NE 1/4 LYG WLY OF W R/W I-95- LESS W 25 FT- (2.07 AC) (OR 1724-772 : 2075-2648 : 2150-2670)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-2, Residential Single Family (2 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of E-2, Residential Single Family two units per acre and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3529071 OR BOOK 3241 PAGE 2972, Recorded 11/02/2010 at 03:53 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX

This instrument prepared by:
R. N. Koblegard, III, Esquire
200 S. Indian River Drive, Suite 201
Fort Pierce, FL 34950

Property Appraisers Parcel Identification (Folio) Number(s):
2313-133-0002-000-0

ANNEXATION AGREEMENT
INDIVIDUAL

TO: WATER/WASTEWATER ENGINEERING
FORT PIERCE UTILITIES AUTHORITY
POST OFFICE BOX 3191
FORT PIERCE, FLORIDA 34948-3191

1760 COPENHAVER ROAD, FORT PIERCE, FL 34945
Location Address

1760 COPENHAVER ROAD, FORT PIERCE, FL 34945
Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

THE SOUTH 148.85 FEET OF THE FOLLOWING DESCRIBED PARCEL:

THAT PORTION OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 13, TOWNSHIP 35 SOUTH, RANGE 39 EAST, ST. LUCIE COUNTY, FLORIDA, LYING WEST OF INTERSTATE HIGHWAY NO. 95, LESS AND EXCEPTING RIGHTS-OF-WAY FOR PUBLIC ROADS AND DRAINAGE CANALS. BEING GEOMETRICALLY DESCRIBED AS FOLLOWS;

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST ¼ OF SAID SECTION 13, THENCE NORTH 89 DEGREES 56 MINUTES 21 SECONDS WEST, ALONG THE SOUTH LINE OF THE NORTHEAST ¼ OF SAID SECTION 13, A DISTANCE OF 2649.30 FEET OF THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD; THENCE NORTH 00 DEGREES 02 MINUTES 11 SECONDS WEST, ALONG THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD PARALLEL WITH AND 25.00 FEET EAST OF THE WEST LINE OF THE NORTHWEST ¼ OF SAID SECTION 13, A DISTANCE OF 42.50 FEET TO THE NORTH RIGHT-OF-WAY OF N.S.L.R.W.M.D. CANAL NO. 36 AND THE POINT OF BEGINNING; THENCE NORTH 00 DEGREES 02 MINUTES 11 SECONDS WEST, ALONG THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD PARALLEL WITH AND 25.00 FEET EAST OF THE WEST LINE OF THE NORTHEAST ¼ OF SAID SECTION 13; A DISTANCE OF 628.26 FEET TO THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST OF THE NORTHEAST ¼ OF SAID SECTION 13; THENCE SOUTH 89 DEGREES 58 MINUTES 35 SECONDS EAST ALONG THE NORTH LINE OF THE SOUTH ½ OF THE SOUTHWEST ¼ OF THE NORTHEAST ¼ OF SAID SECTION 13, A DISTANCE OF 520.44 FEET TO A POINT ON A CURVE HAVING A RADIUS OF 5567.58 FEET, A CHORD BEARING OF SOUTH 08 DEGREES 32 MINUTES 45 SECOND EAST AND BEING THE WESTERLY RIGHT-OF-WAY OF INTERSTATE HIGHWAY NO. 95, THENCE SOUTHEASTERLY ALONG SAID CURVE, BEING THE WESTERLY RIGHT-OF-WAY OF INTERSTATE HIGHWAY NO. 95, CONCAVE TO THE SOUTHWEST THROUGH A CENTRAL ANGLE OF 06 DEGREES 32 MINUTES 46 SECONDS, AN ARC DISTANCE OF 636.11 FEET TO THE NORTH RIGHT-OF-WAY OF N.S.L.R.W.M.D. CANAL NO. 36; THENCE NORTH 89 DEGREES 56 MINUTES 21 SECONDS WEST, ALONG THE NORTH RIGHT-OF-WAY OF N.S.L.R.W.M.D. CANAL NO. 36 A DISTANCE OF 614.52 FEET TO THE EAST RIGHT-OF-WAY OF COPENHAVER ROAD AND THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED PROPERTY IS/ THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hand and seal this 1ST day of NOVEMBER 2010.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Susan M. Burban
Printed Witness Signature

Witness Signature
Rosalie Lavertu
Printed Witness Signature

Signature
James Trefelner
Printed Signature
1760 Copenhaver Road
Address
Fort Pierce, FL 34945
City, State, Zip

Signature
Rachel Trefelner, his wife
Printed Signature
1760 Copenhaver Road
Address
Fort Pierce, FL 34945
City, State, Zip

N:\Forms\FPUA\Annexation Agreements\Annexaton Agreement - Individual.docx

Revised 7/9/04 per atty.

EXHIBIT C (Cont.)
Fort Pierce Utilities Authority Annexation Agreement

OR BOOK 3241 PAGE 2973

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared James Trefelner and Rachel Trefelner known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 1ST day of NOVEMBER, A.D. 2010.
ROSALIE LAVERTU MY COMMISSION # DD643930 EXPIRES May 21 2011 FloridaNotaryService.com	Notary Signature Rosalie Lavertu Notary Printed Signature

ORDINANCE NO. 21-058

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1840 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2313-422-0002-000-7

13 35 39 N 152.51 FT OF S 473.51FT OF NW 1/4 OF NW 1/4 OF SE 1/4-LESS RD R/W AND LESS I-95 R/W AS IN OR 247-2204- (2.23 AC) (OR 4073-1616)

Said property containing 2.23 acres, more or less, and being generally located at 1840 Copenhaver Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned E-2, Residential Single Family two units per acre, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-058 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

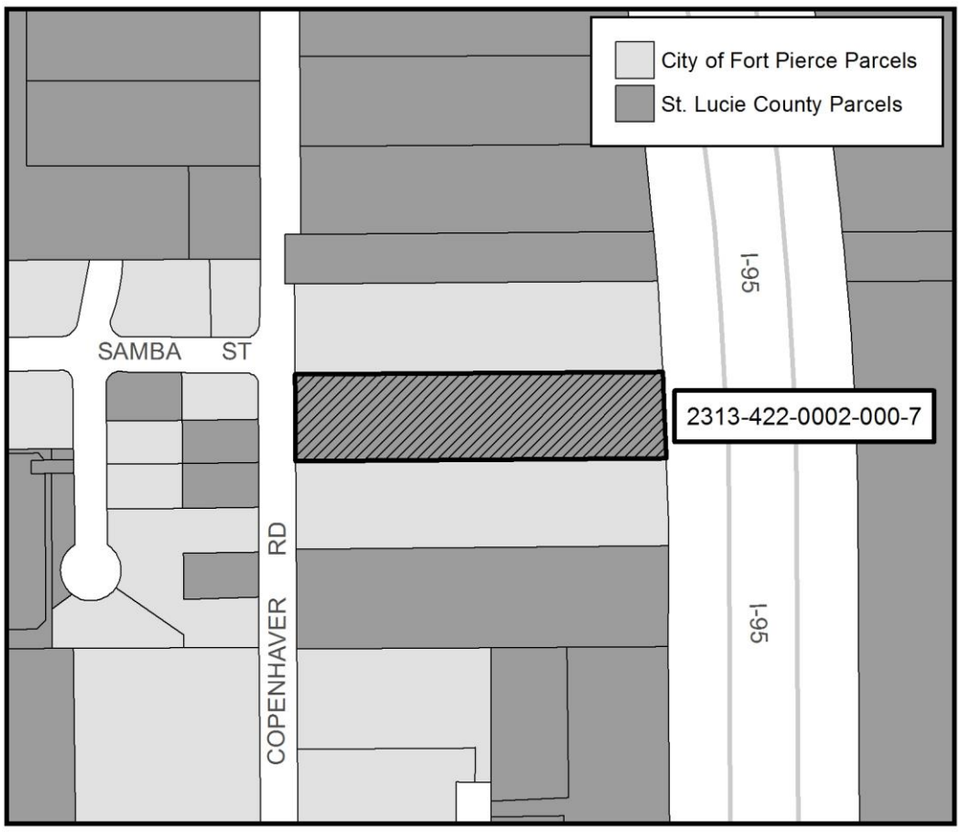
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

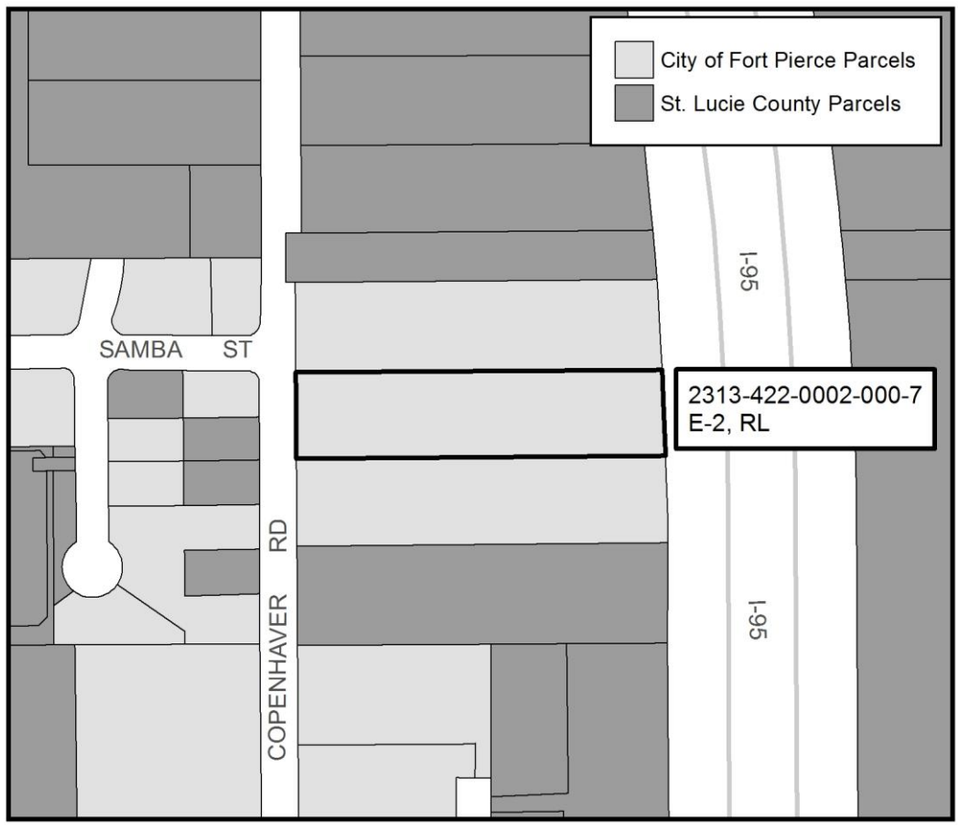
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



13 35 39 N 152.51 FT OF S 473.51FT OF NW 1/4 OF NW 1/4 OF SE 1/4-LESS RD R/W AND LESS I-95 R/W AS IN OR 247-2204- (2.23 AC) (OR 4073-1616)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-2, Residential Single Family (2 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of E-2, Residential Single Family two units per acre and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4154785 OR BOOK 3831 PAGE 2113, Recorded 01/29/2016 at 08:54 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2313-422-0002-000-7	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	1840 COPENHAVER ROAD, FORT PIERCE, FLORIDA 34945 Location Address P. O. Box 15099, FORT PIERCE, FLORIDA 34979 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

The South 473.51 feet of the Northwest ¼ of the Northwest ¼ of the Southeast ¼ of Section 13, Township 35 South, Range 39 East, in St. Lucie County, Florida, less and excepting therefrom the South 321 feet, and less road right of way filed in Deed Book 156, Page 99 and less I-95 right of way filed in Official Records Book 247, Page 220, St. Lucie County, Florida, public records.

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 22nd day of December, 2015.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Amy Sheehan
Printed Witness Signature

Witness Signature

Leah M Hubbard
Printed Witness Signature

Signature
Laine Drawdy, a single adult
Printed Signature
P.O. Box 15099
Address
Fort Pierce, Florida 34979
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **Laine Drawdy, a single adult,** in whose name the foregoing instrument was executed, and that who severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL	Witness my hand and official Seal in the County and State last aforesaid this 22nd day of December A.D. 2015.
LEAH M. HUBBARD MY COMMISSION #FF042426 EXPIRES May 10. 2016 (407) 398-0153 FloridaNotaryService.com	Leah M. Hubbard Notary Signature Leah M. Hubbard Notary Printed Signature

ORDINANCE NO. 21-059

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **1998 COPENHAVER ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022 DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2313-423-0005-000-1

13 35 39 E 125 FT OF W 150 FT OFN 269 FT OF S 369 FT OF E 1/2 OFSW 1/4 OF NW 1/4 OF SE 1/4 (0.77AC) (OR 564-2837: 2873-1580)

Said property containing 0.77 acres, more or less, and being generally located at 1998 Copenhaver Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned E-2, Residential Single Family two units per acre, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-___ was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

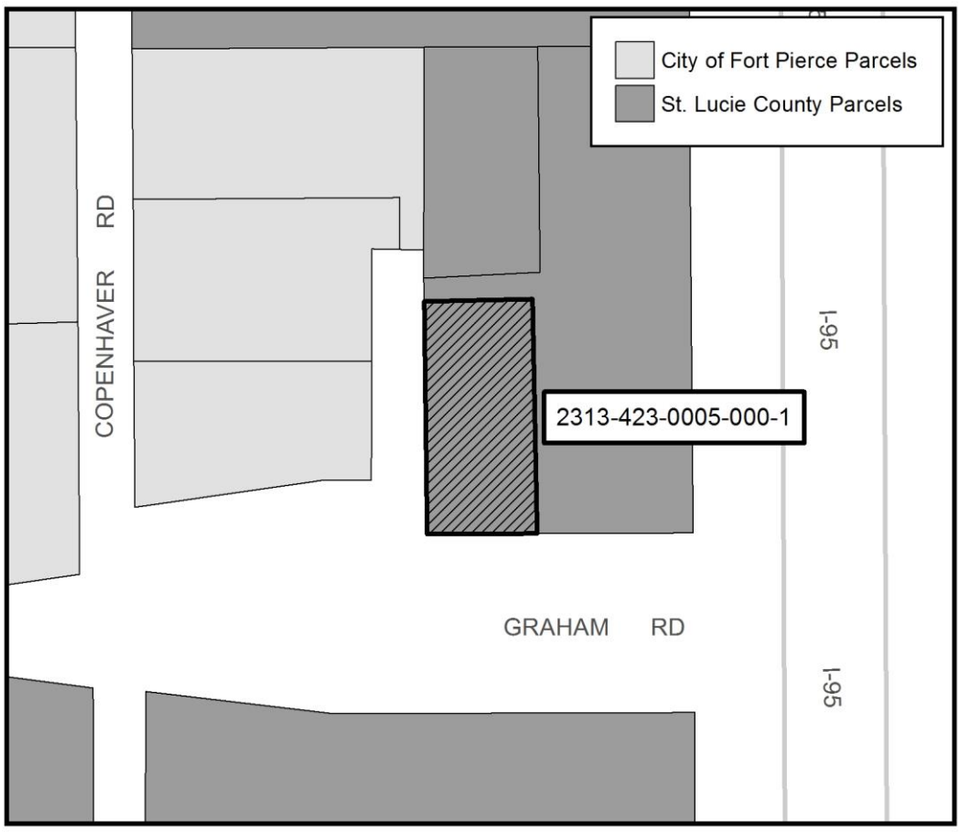
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

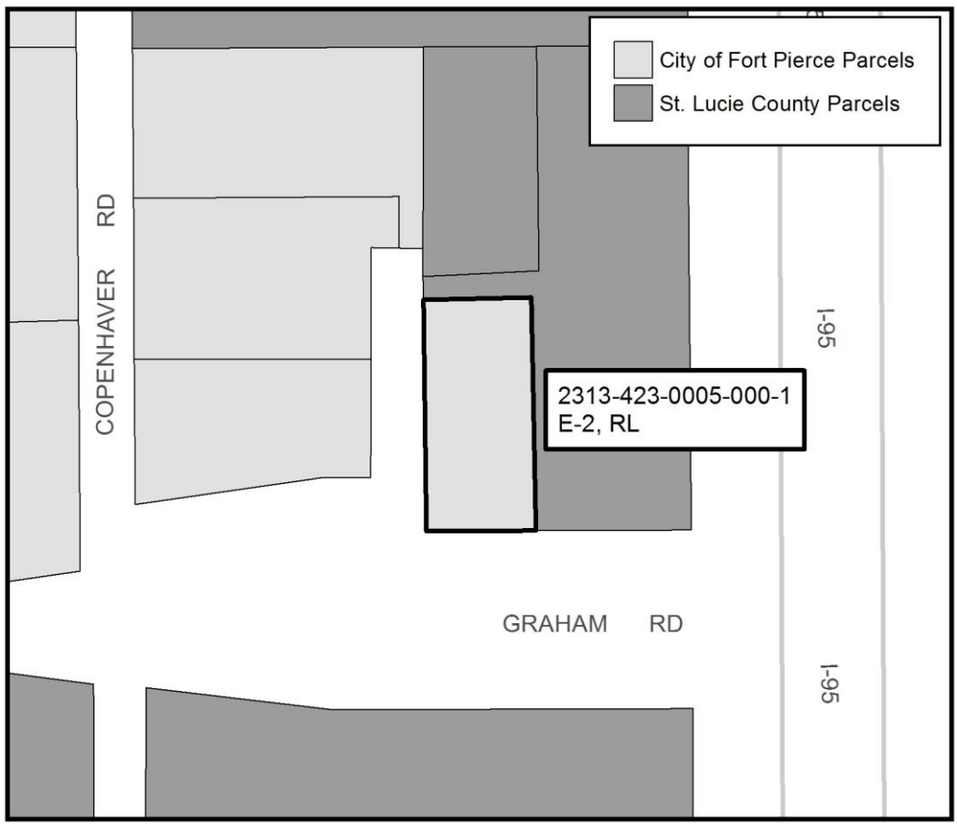
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



13 35 39 E 125 FT OF W 150 FT OFN 269 FT OF S 369 FT OF E 1/2 OFSW 1/4 OF NW 1/4 OF SE 1/4 (0.77AC) (OR 564-2837: 2873-1580)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-2, Residential Single Family (2 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of E-2, Residential Single Family two units per acre and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

EDWIN M. FRY, Jr., CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3213503 OR BOOK 2978 PAGE 2179, Recorded 05/30/2008 at 12:03 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., CH BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2313-423-0005-000-1	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	1998 COPENHAVER ROAD, FORT PIERCE, FL Location Address Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to the Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

THE EAST 125 FEET OF THE WEST 150 FEET OF THE NORTH 269 FEET OF THE SOUTH 369 FEET OF THE EAST ½ OF THE SW ¼ OF THE NW ¼ OF THE SE ¼ OF SECTION 13, TOWNSHIP 35 SOUTH, RANGE 39 EAST, LESS ROAD RIGHTS-OF-WAY, ST. LUCIE COUNTY, FLORIDA.

THE ABOVE-DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 22nd day of May, 2008.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Diane B. Sikkema
Witness Signature

Diane B. Sikkema
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Richard Revels
Signature
Richard Revels
Printed Signature
1998 Copenhaver Road
Address
Fort Pierce, FL 34945-3063
City, State, Zip

Signature
Printed Signature
Address
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared RICHARD REVELS, a single adult, known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that he executed the same, that I relied upon the following form of identification of the above-named person: Driver's License(s); and that an oath was not taken.

RUBBER STAMP NOTARY SEAL DIANE B. SIKKEMA Commission DD 761938 Expires March 21, 2012 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 22nd day of May A.D. 2008. Diane B Sikkema Notary Signature Diane B. Sikkema Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 1998 Copenhaver Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 1998 Copenhaver Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

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NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

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NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. I.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 2835 McNeil Road - Ordinance No. 21-060

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-060 - This is a voluntary annexation of a parcel located at 2835 McNeil Road in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject property has a St. Lucie County Future Land Use designation of Residential Urban (5 dwelling units per acre) (RU) and a zoning designation of Residential Single Family (3 dwelling units per acre) (RS-3). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Low Density Residential (RL), with a zoning classification of Residential Single Family - Three Units Per Acre (E-3).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N:	n/a
Fiscal Year:	n/a
Account:	n/a
Amount:	n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000

Attachments

staff presentation

staff report

Ordinance

Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:51 PM

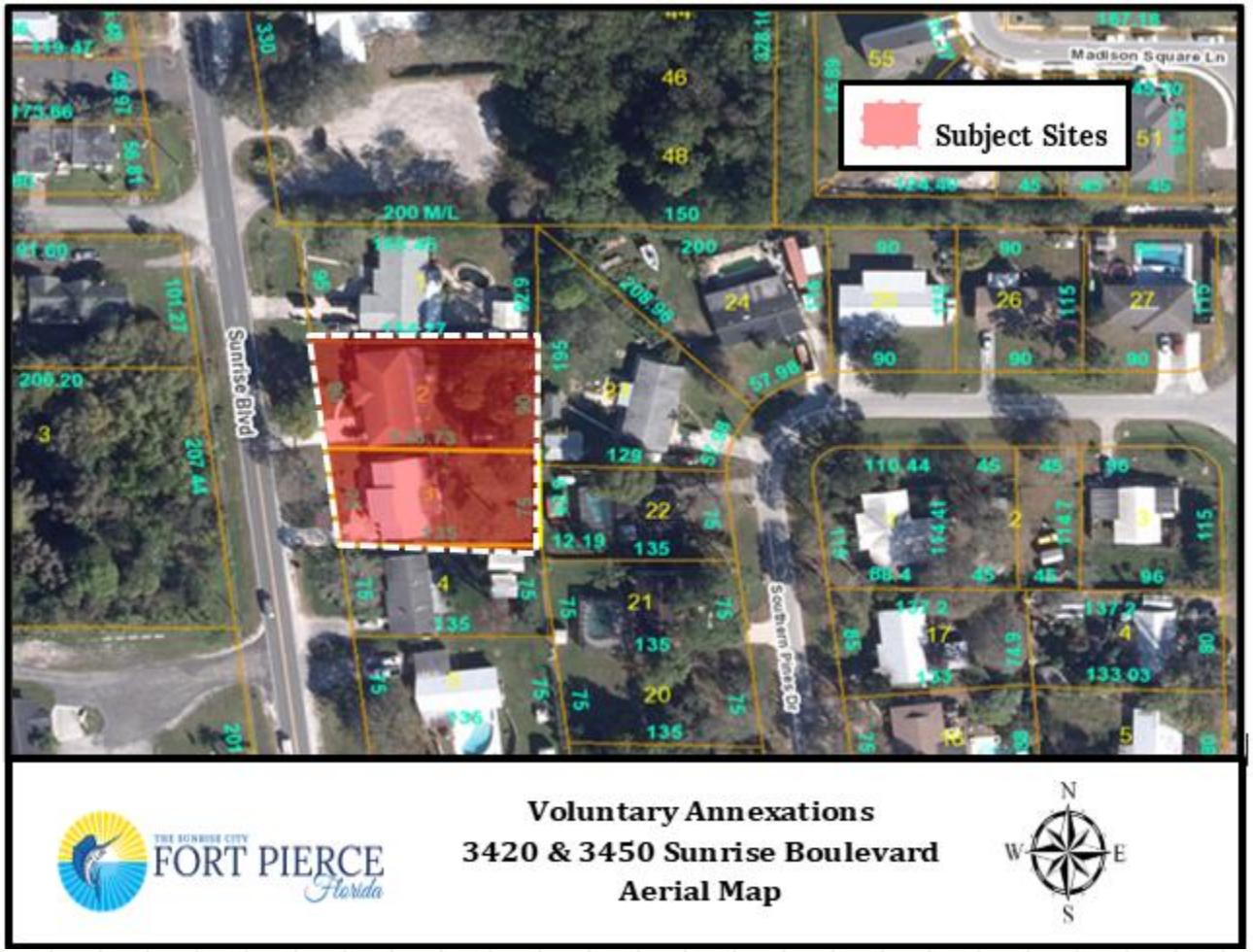
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 10:39 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

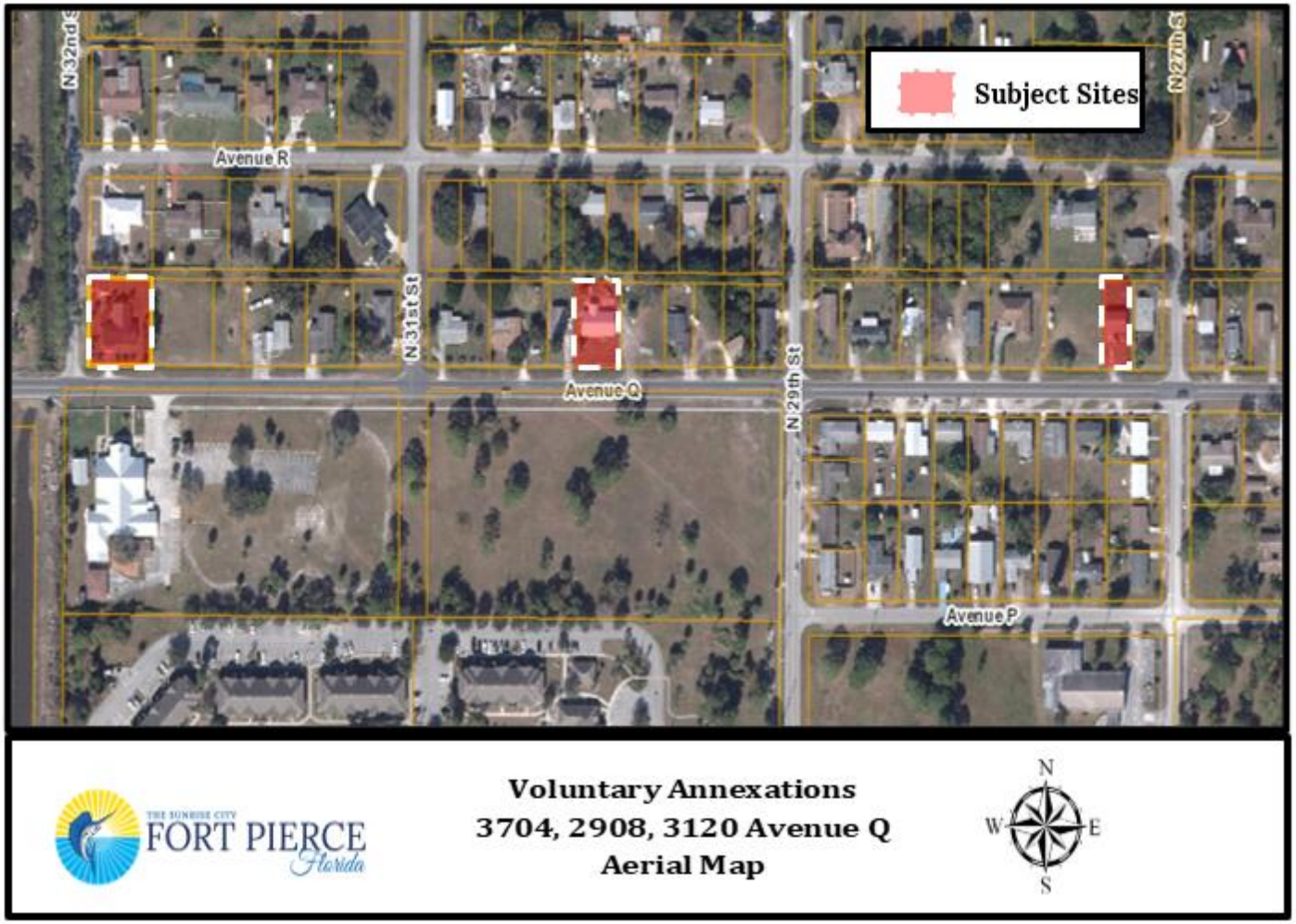
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



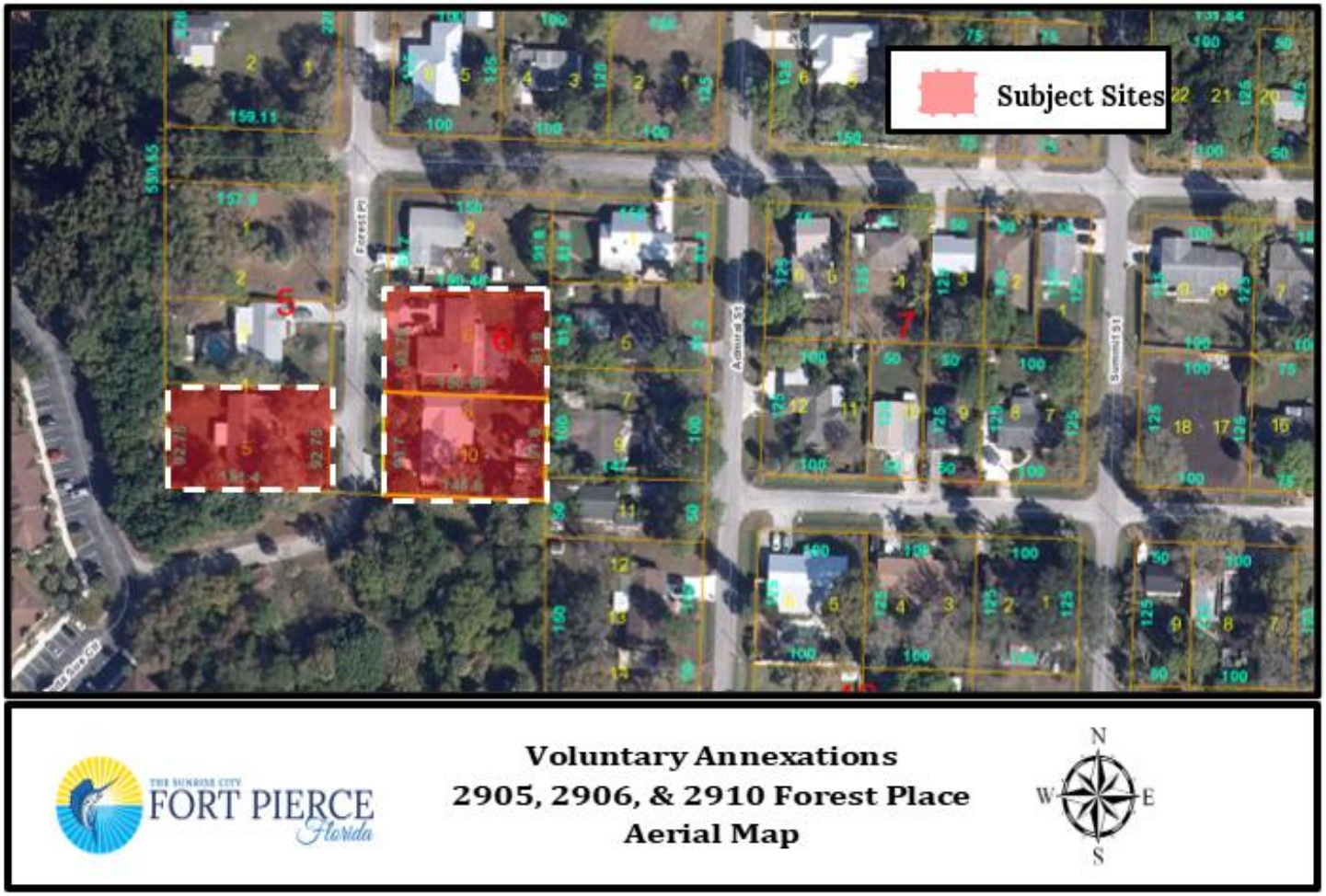
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

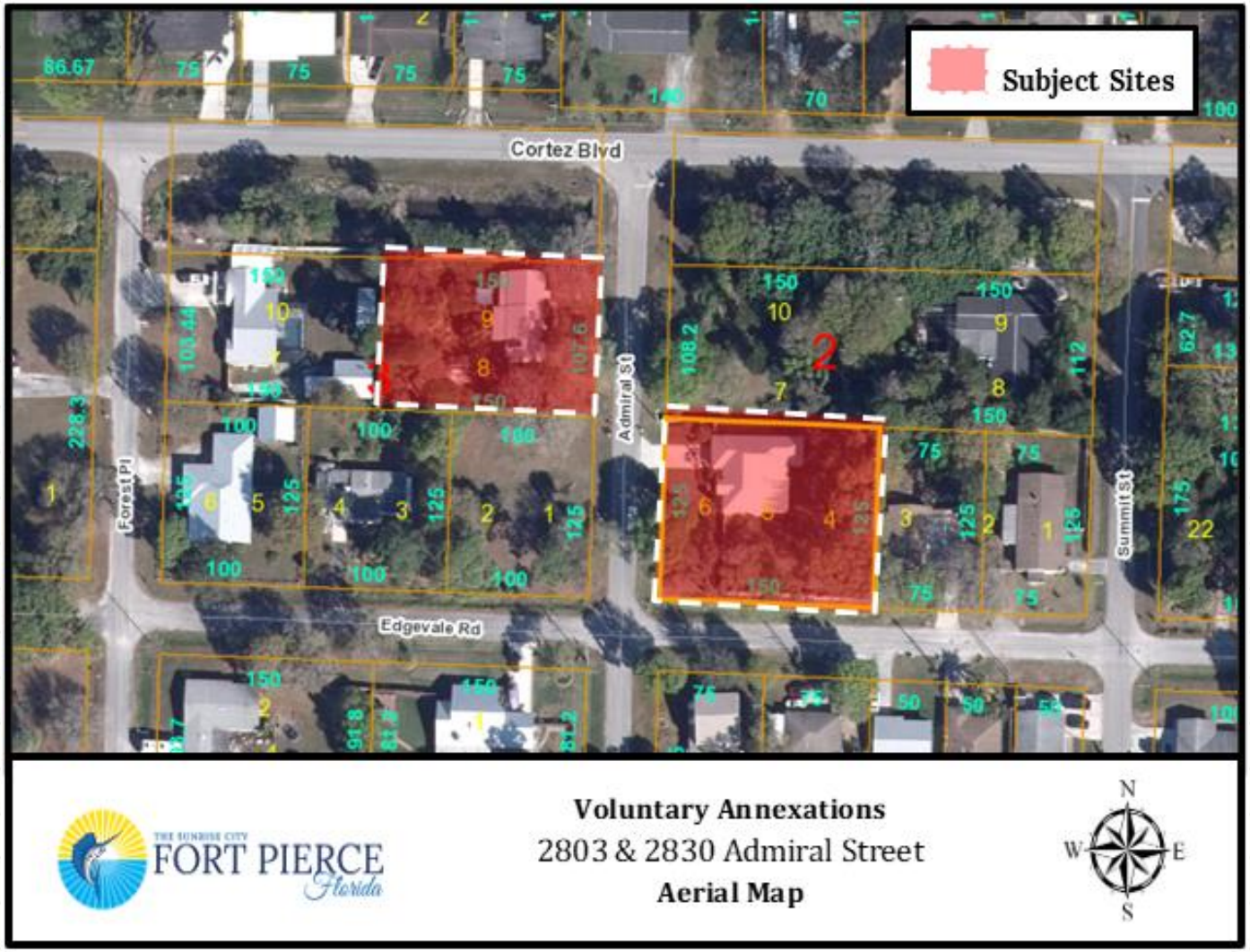


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

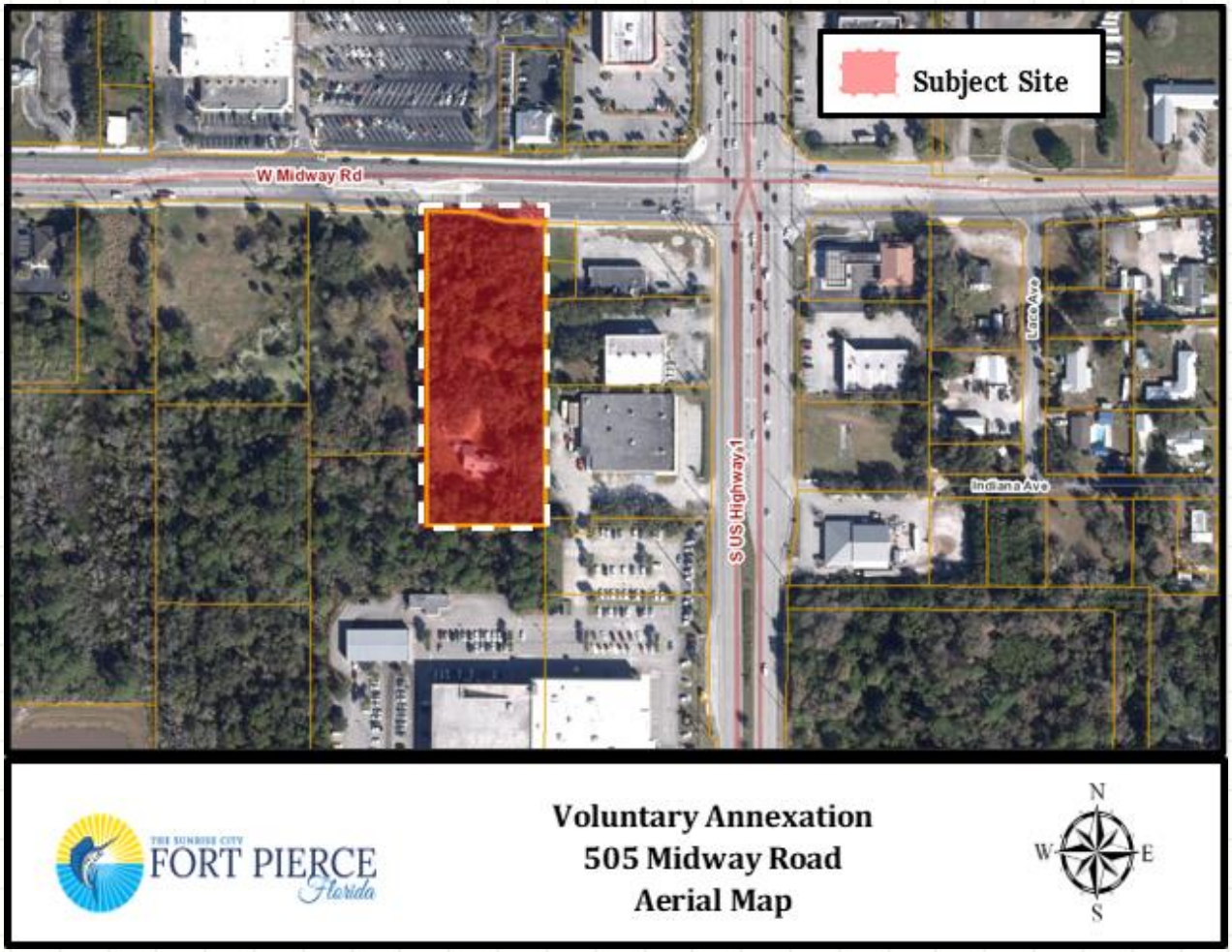
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



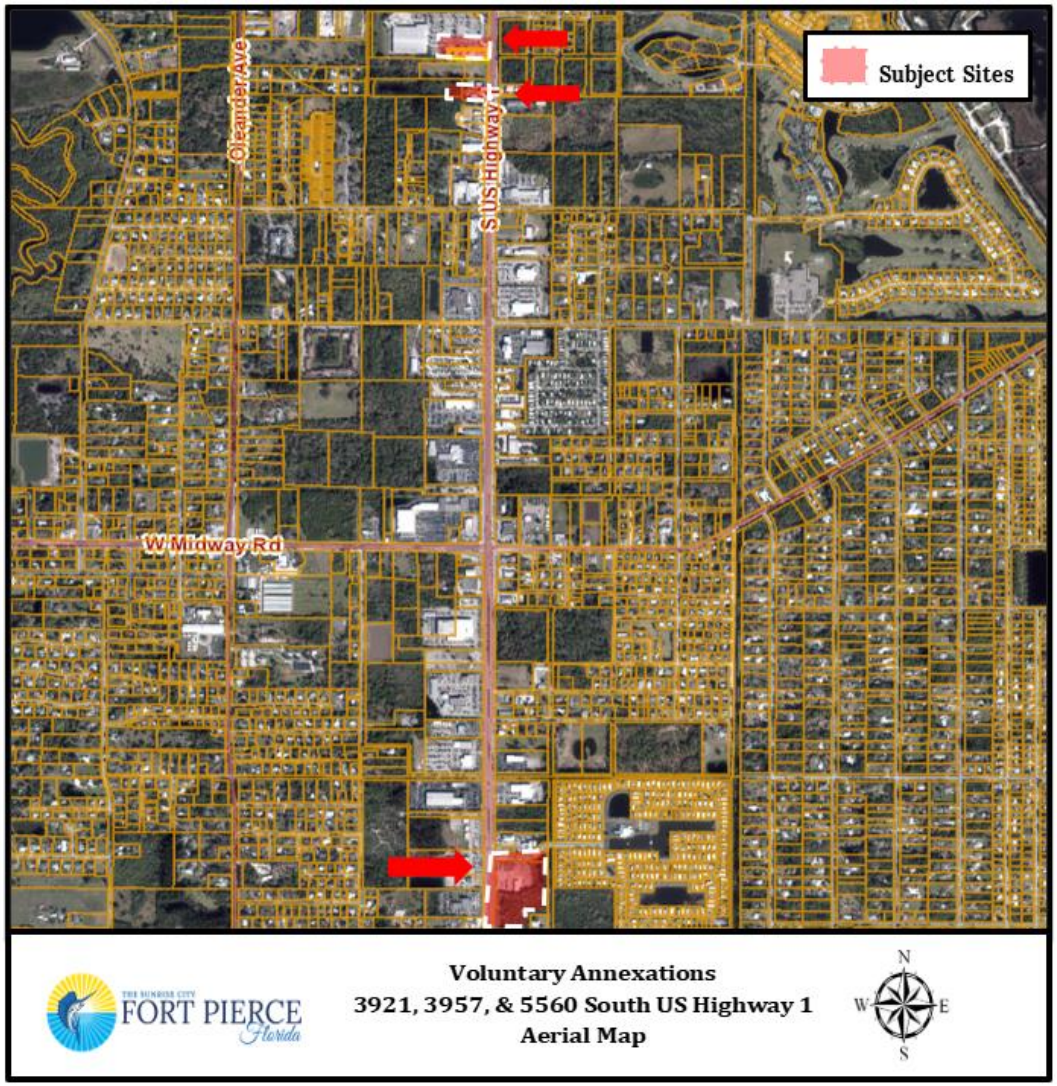
Annexation 13:

Ordinance No. 21-048



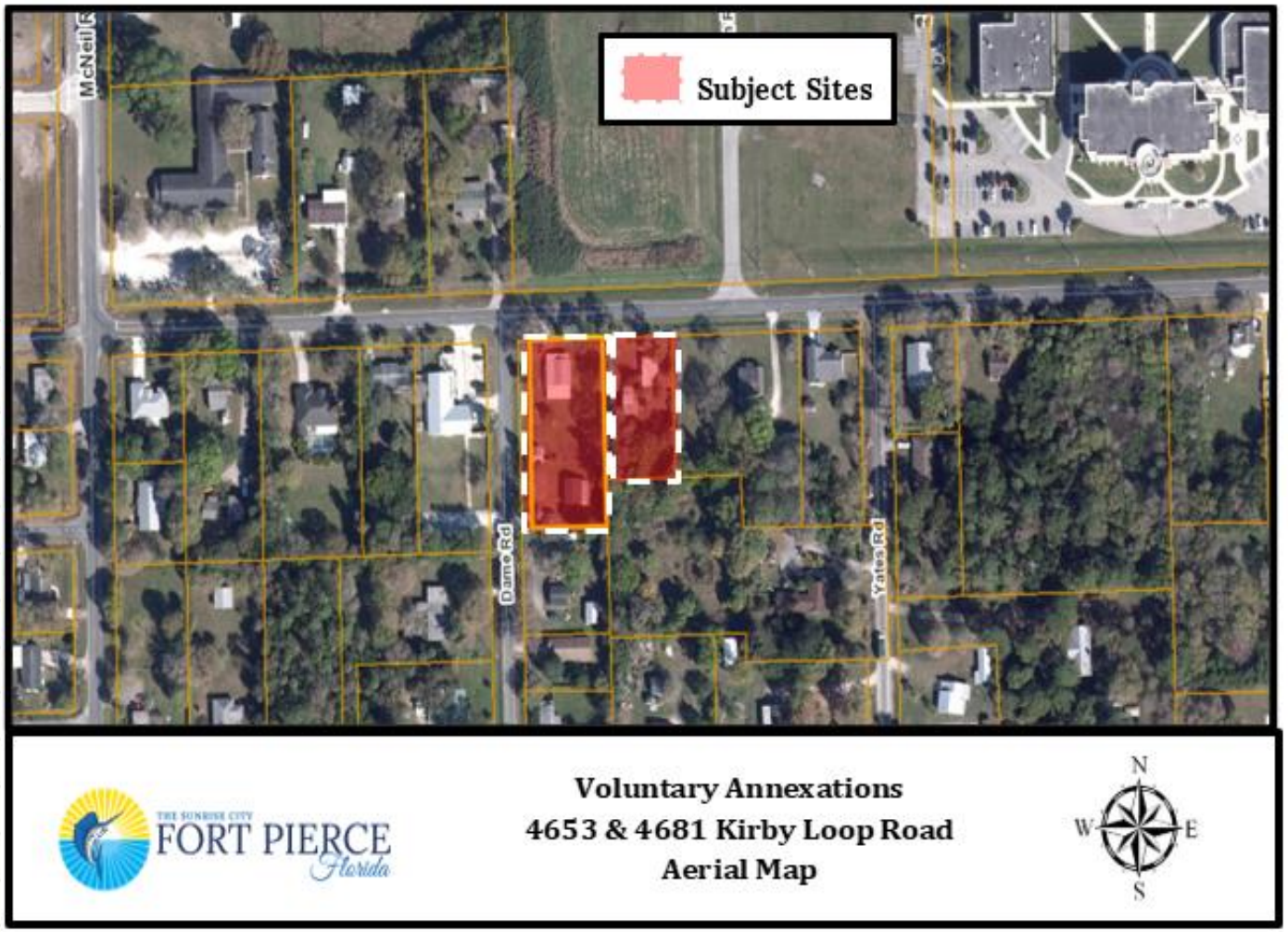
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

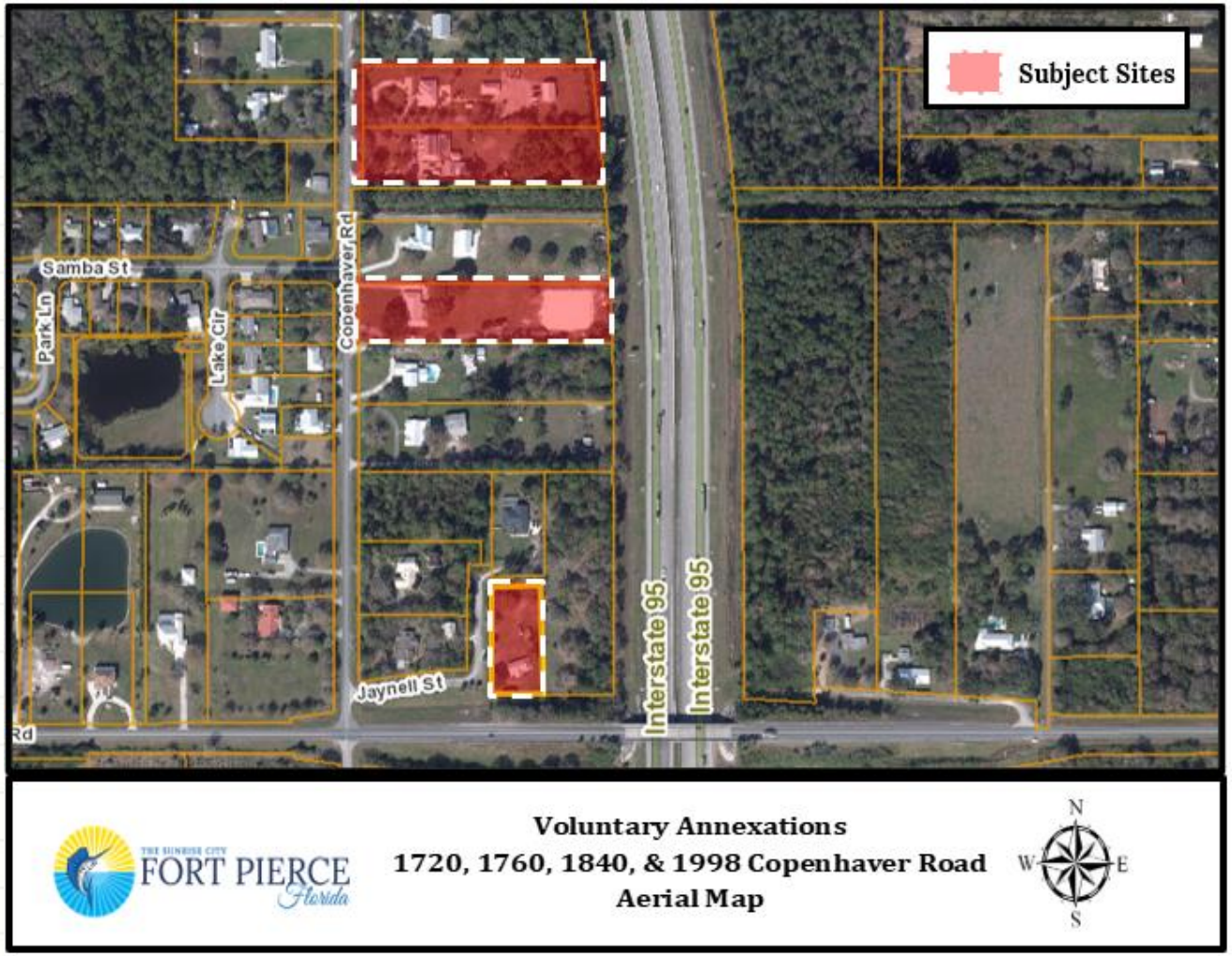


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

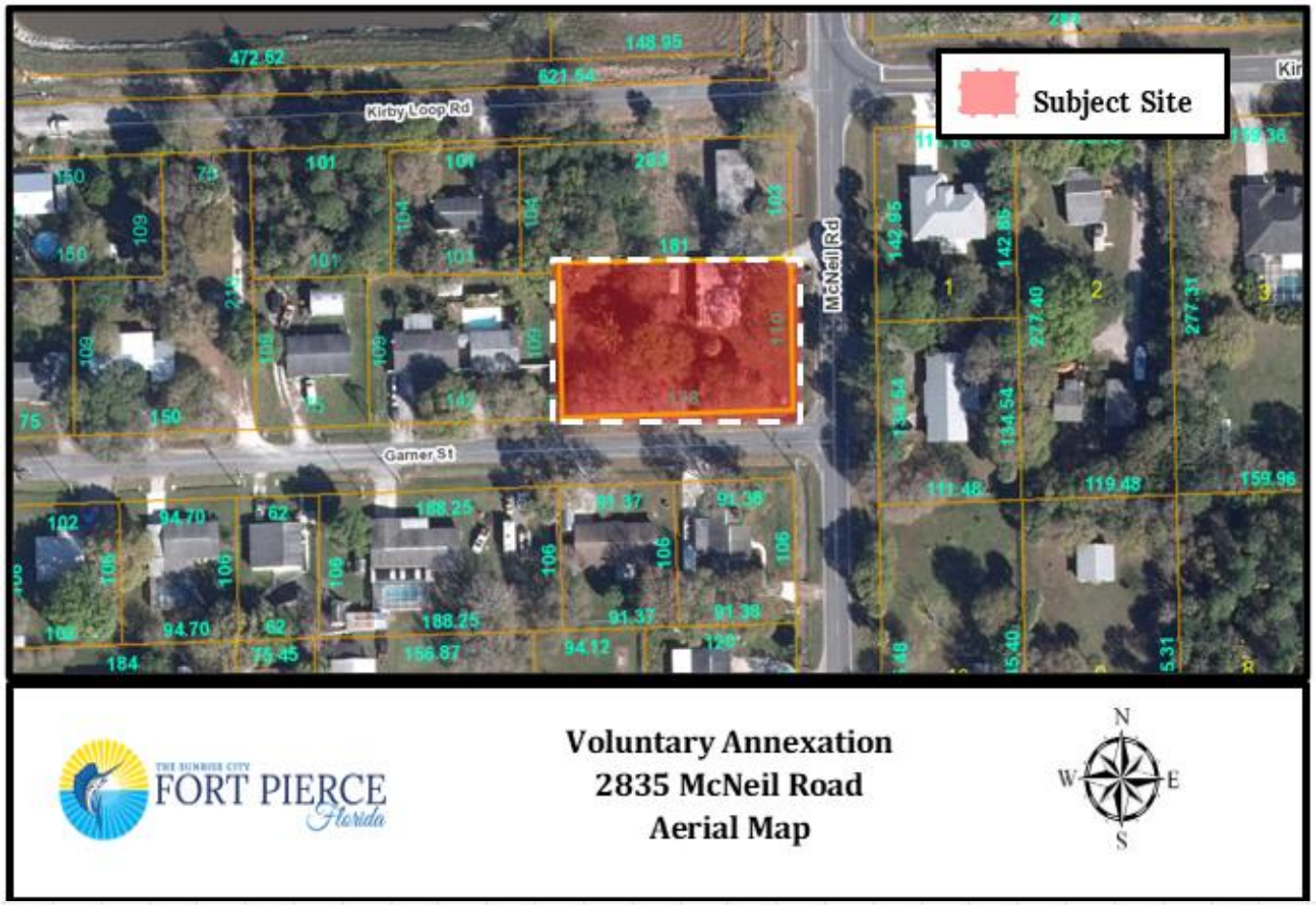
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



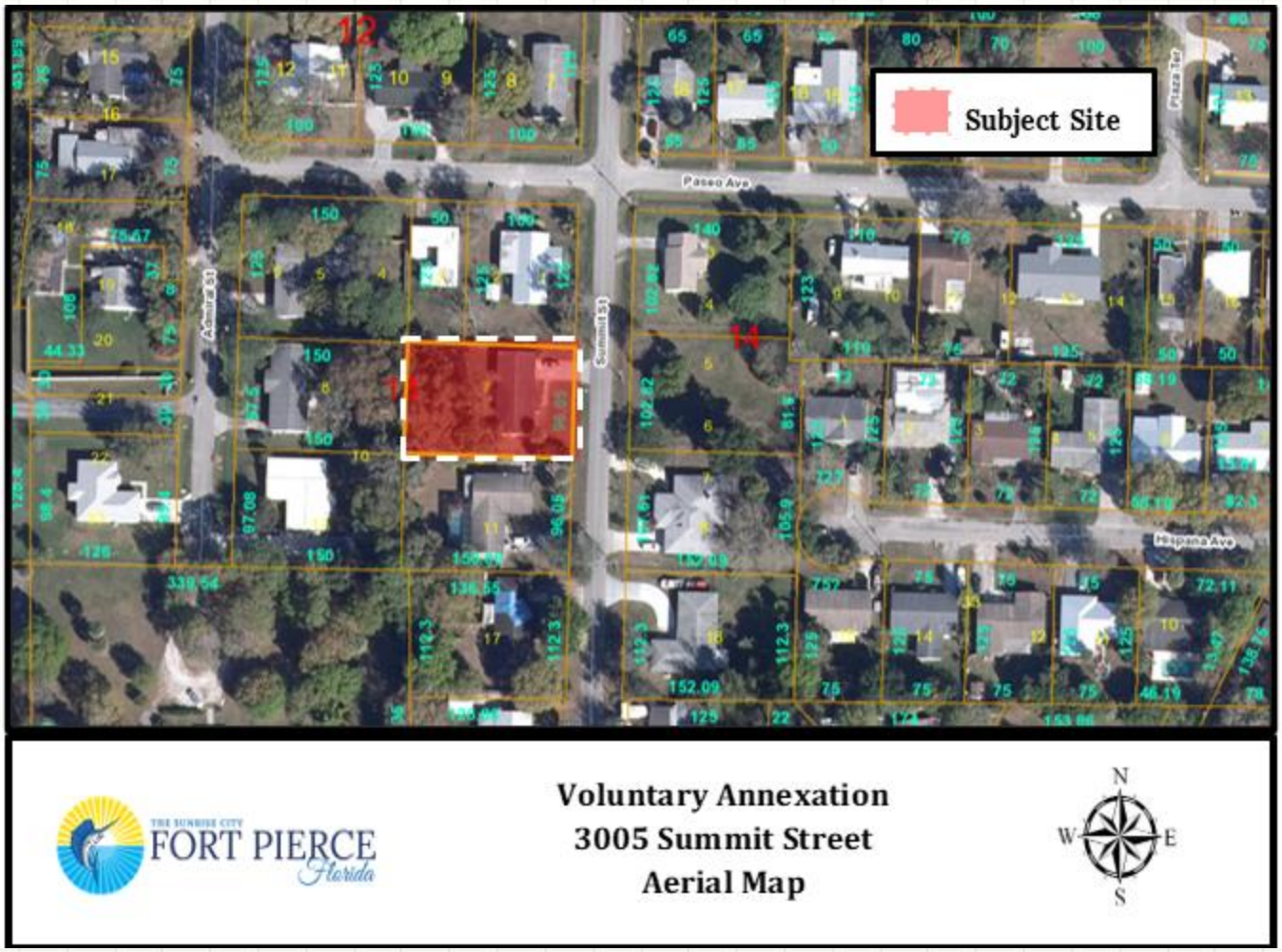
Annexation 25:

Ordinance No. 21-060



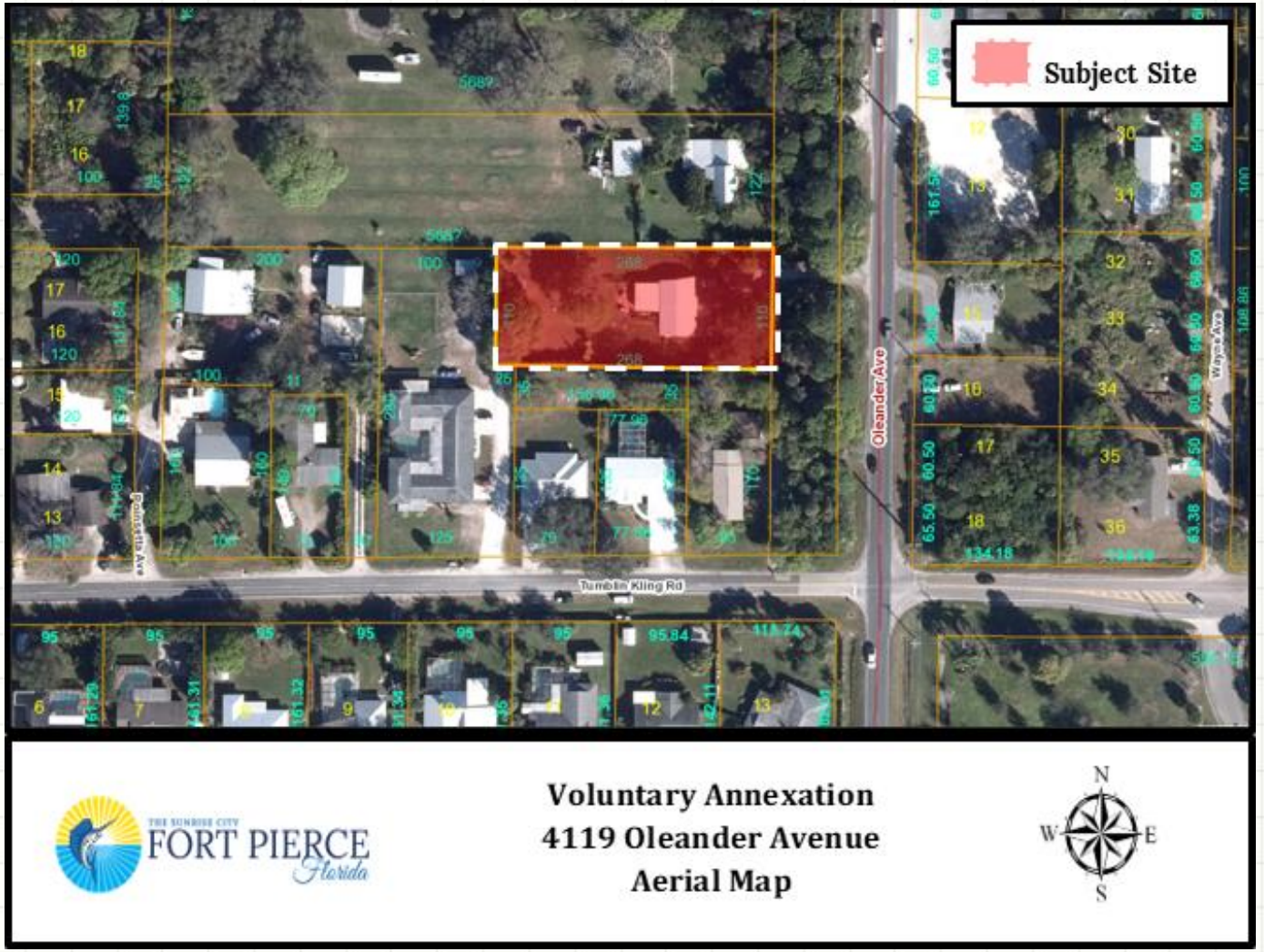
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Application for Voluntary Annexation** **2835 McNeil Road**
MEETING DATE:	November 15, 2021

STAFF REPORT

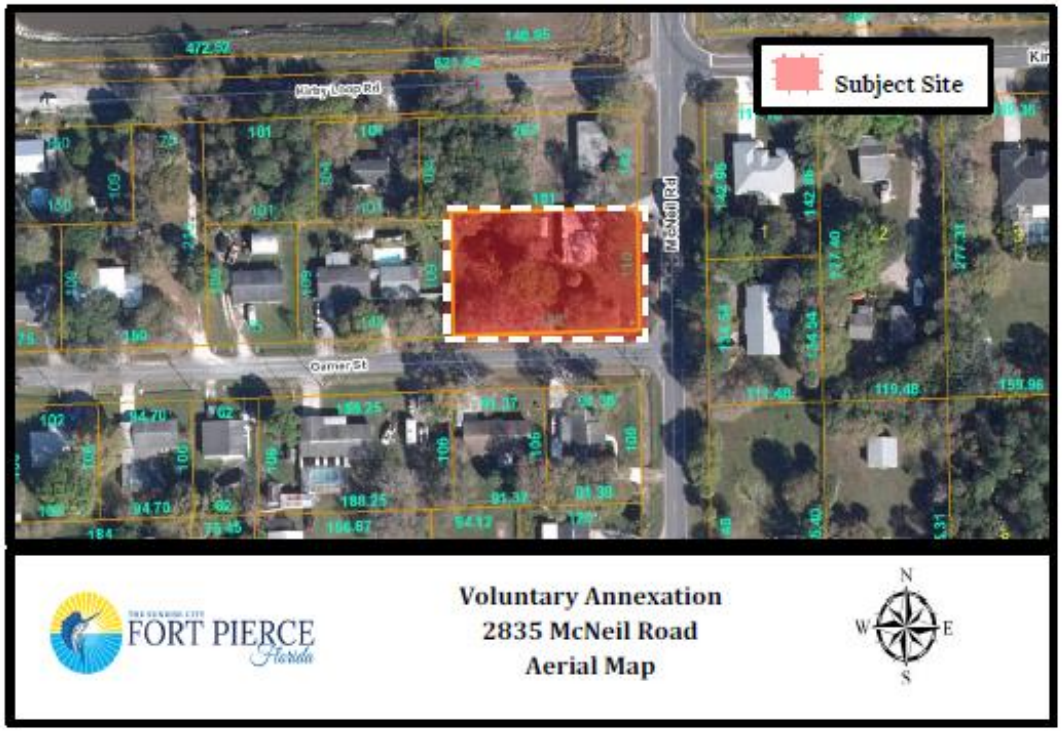
Property Owner/ Applicant	Antonio Chavez Maria I Chavez 2719 Placid Avenue Fort Pierce, FL 34982
Requested Action:	Approval of a Voluntary Application for Annexation
Site Location:	2835 McNeil Road in Fort Pierce, Florida
Parcel ID:	2419-341-0012-000-7
Parcel Size:	0.45 acres
Current Future Land Use:	Residential Urban (5 dwelling units per acre) (RU) (SLC)
Current Zoning:	Residential Single Family (3 dwelling units per acre) (RS-3) (SLC)
Proposed Future Land Use:	Low Density Residential (RL) (FP)
Proposed Zoning:	Residential Single Family - Three Units Per Acre (E-3) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RL (FP)	RL (FP) / RU (SLC)	RL (FP) / RU (SLC)
Surrounding Zoning:	RS-3 (SLC)	R-1 (FP)	R-1 (FP) / RS-3 (SLC)	E-3 (FP) / RS-3 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of a parcel located at 2835 McNeil Road in Fort Pierce, Florida. The parcel ID is 2419-341-0012-000-7.



The subject property has a St. Lucie County Future Land Use designation of Residential Urban (5 dwelling units per acre) (RU) and a zoning designation of Residential Single Family (3 dwelling units per acre) (RS-3). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Low Density Residential (RL), with a zoning classification of Residential Single Family - Three Units Per Acre (E-3).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the property is located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexation is also consistent with Chapter 171.044, F.S., whereas the property is contiguous to a municipality and reasonably compact; and the annexation will not result in the creation of an enclave.

The current taxable value of the property is $51,212. Should the Application for Annexation be approved, it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently the property is developed with a residence.

Comprehensive Plan
Staff has reviewed the Comprehensive Plan and finds the proposed annexation is consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The property is within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject property is in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. This parcel abuts properties that are within the City limits. The annexation of this property would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-3, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designation of RL and E-3, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon

adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittal and have no objections regarding the proposed voluntary annexation application based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed annexation at 2835 McNeil Road, along with the associated Future Land Use designation of RL and a Zoning designation of E-3.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-060

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2835 MCNEIL ROAD IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2419-341-0012-000-7

19 35 40 FROM NE COR OF NE 1/4 OF SE 1/4 OF SW 1/4 RUN W 33 FT, TH S 133 FT TO POB, TH CONT S 110 FT, TH W 178 FT, TH N 110 FT, TH E 178 FT TO POB (55) (0.45AC) (OR 998-663)

Said property containing 0.45 acres, more or less, and being generally located at 2835 McNeil Road in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned E-3, Residential Single Family three units per acre, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

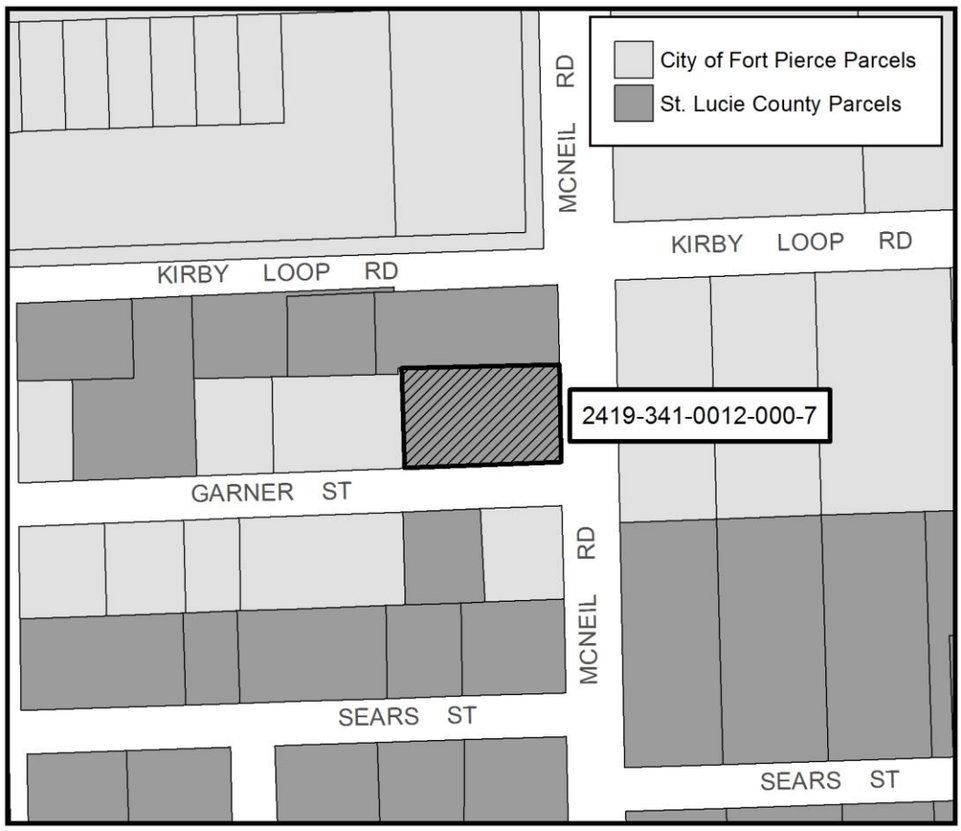
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



19 35 40 FROM NE COR OF NE 1/4 OF SE 1/4 OF SW 1/4 RUN W 33 FT, TH S 133 FT TO POB, TH CONT S 110 FT, TH W 178 FT, TH N 110 FT, TH E 178 FT TO POB (55) (0.45AC) (OR 998-663)

EXHIBIT B
Zoning & Future Land Use Designation Assignment

The property to be annexed is currently zoned RS-3, Residential Single Family (3 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of E-3, Residential Single Family three units per acre and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3480174 OR BOOK 3201 PAGE 1737, Recorded 06/02/2010 at 08:50 AM

RETURN TO: R.N. KOBLEGARD, III, ESQ., CH BOX 145 This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2419-341-0012-000-7	**ANNEXATION AGREEMENT** **INDIVIDUAL**
TO: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	2835 MCNEIL ROAD, FORT PIERCE, FL Location Address 2719 PLACID AVENUE, FORT PIERCE, FL 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

BEGINNING AT THE NORTHEAST CORNER OF THE NORTHEAST ¼ OF THE SOUTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 19, TOWNSHIP 35 SOUTH, RANGE 40 EAST, ST. LUCIE COUNTY, FLORIDA , RUN WEST 33 FEET TO A POINT, THENCE RUN SOUTH 133 FEET TO THE POINT OF BEGINNING, THENCE CONTINUE SOUTH 110 FEET, THENCE TURN AT RIGHT ANGLE AND RUN WEST 178 FEET, THENCE TURN AT RIGHT ANGLE AND RUN WEST 178 FEET, THENCE TURN AT RIGHT ANGLE AND RUN NORTH 110 FEET AND THENCE TURN AT RIGHT ANGLE AND RUN EAST 178 FEET TO THE POINT OF BEGINNING.

THE ABOVE-DESCRIBED PROPERTY IS NOT THE HOMESTEAD OF THE GRANTOR. THE GRANTOR RESIDES AT 2719 PLACID AVENUE, FORT PIERCE, FL 34982-5621.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, we hereunto set our hands and seals this 20th day of May, 2010.

Signed, sealed and delivered in our presence as witnesses:

Susan M. Burban
Witness Signature

Susan M. Burban
Printed Witness Signature

Diane B. Sikkema
Witness Signature

Diane B. Sikkema
Printed Witness Signature

STATE OF FLORIDA
COUNTY OF ST. LUCIE

Antonio Chavez
Signature
Antonio Chavez
Printed Signature
2719 Placid Avenue
Address
Fort Pierce, FL 34982
City, State, Zip

Maria Irma Chavez
Signature
Maria Irma Chavez
Printed Signature
2719 Placid Avenue
Address
Fort Pierce, FL 34982
City, State, Zip

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared ANTONIO CHAVEZ and MARIA IRMA CHAVEZ, his wife, known to me to be the persons described in and who executed the foregoing instrument, who acknowledged before me that they executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL DIANE B. SIKKEMA Commission DD 761938 Expires March 21, 2012 Bonded Thru Troy Fain Insurance 800-385-7019	Witness my hand and official Seal in the County and State last aforesaid this 20th day of May, A.D. 2010. Diane B. Sikkema Notary Signature Diane B. Sikkema Notary Printed Signature

N:\Forms\FPUA\Completed Annexation Agreements\Chavez, Antonio & Maria - 2835 McNeil Road.docx

Revised 7/9/04 per atty.

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2835 McNeil Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. m.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 3005 Summit - Ordinance No. 21-061

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-061 - This is a voluntary annexation of a parcel located at 3005 Summit Street in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject property has a St. Lucie County Future Land Use designation of Residential Urban (5 dwelling units per acre) (RU) and a zoning designation of Residential Single Family (4 dwelling units per acre) (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Low Density Residential (RL), with a zoning classification of Single-Family Low Density (R-1).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a

OTHER INFORMATION:

. Should the Application for Annexation be approved, it could create a new source of ad-valorem tax revenue annually to the City of Fort, depending on the millage rate per year, which currently is 6.9000

Attachments

staff presentation
staff report
Ordinance
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Nick Mimms	11/04/2021 01:51 PM

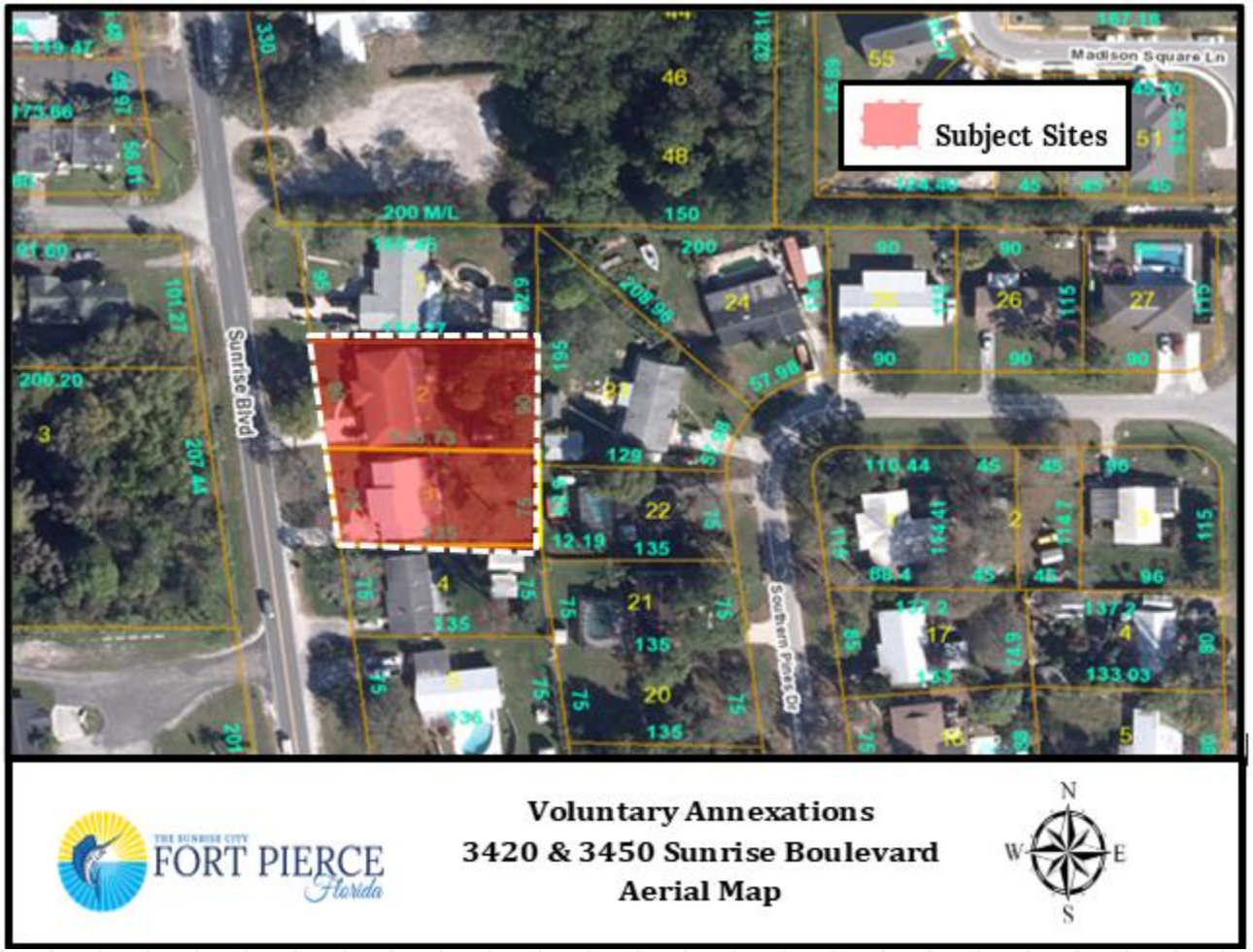
Form Started By: Jennifer Hofmeister
Started On: 11/04/2021 10:44 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

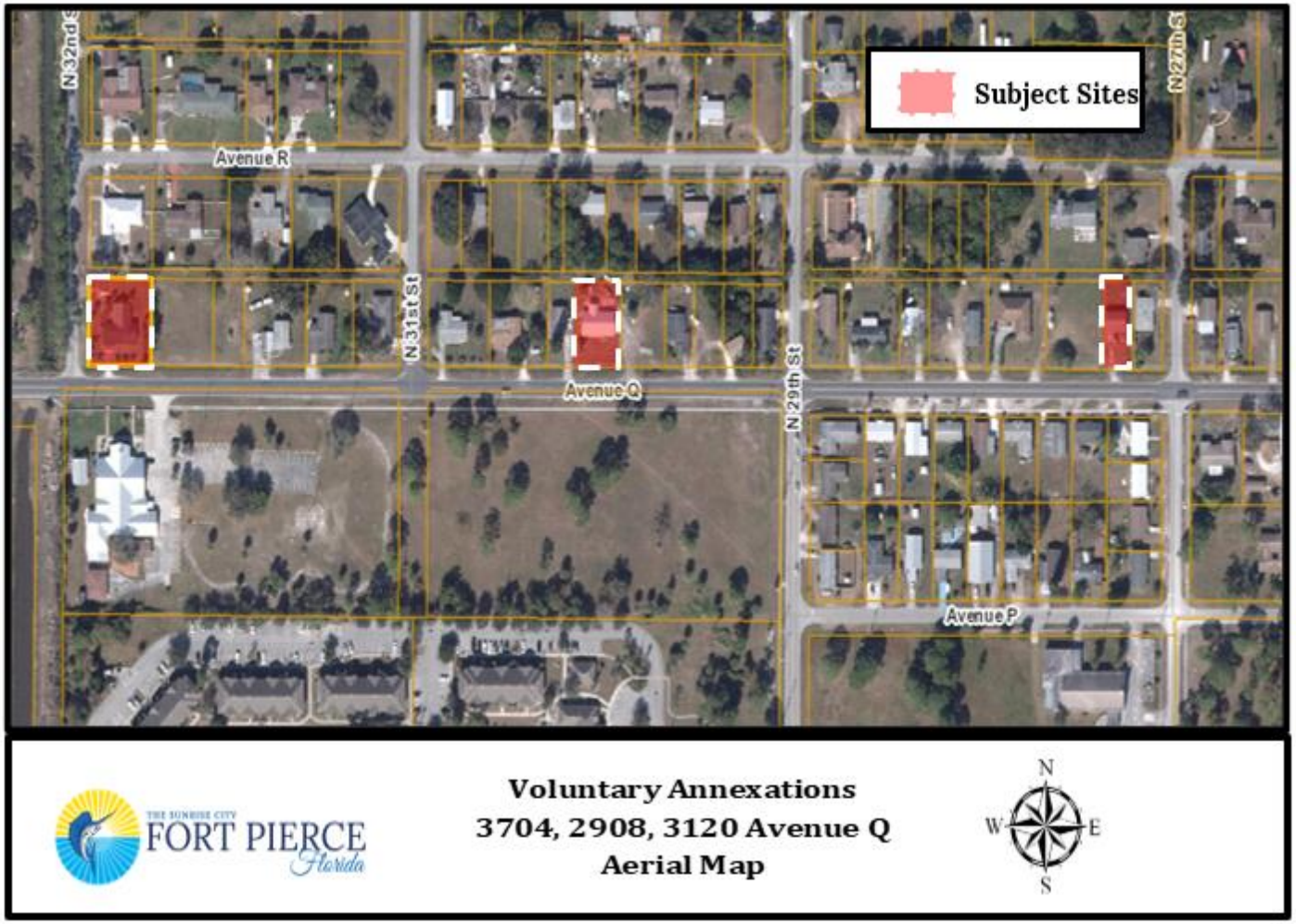
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



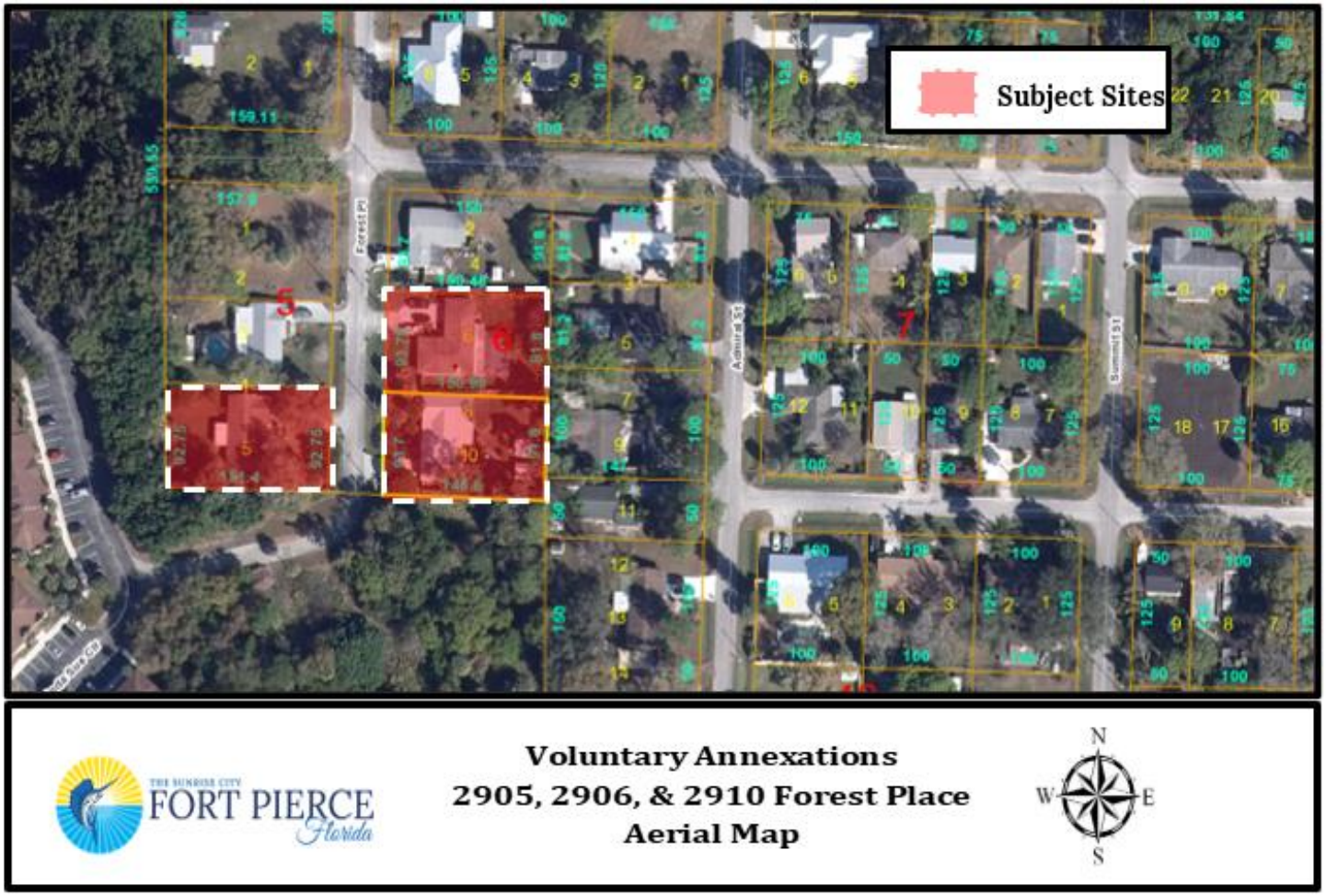
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

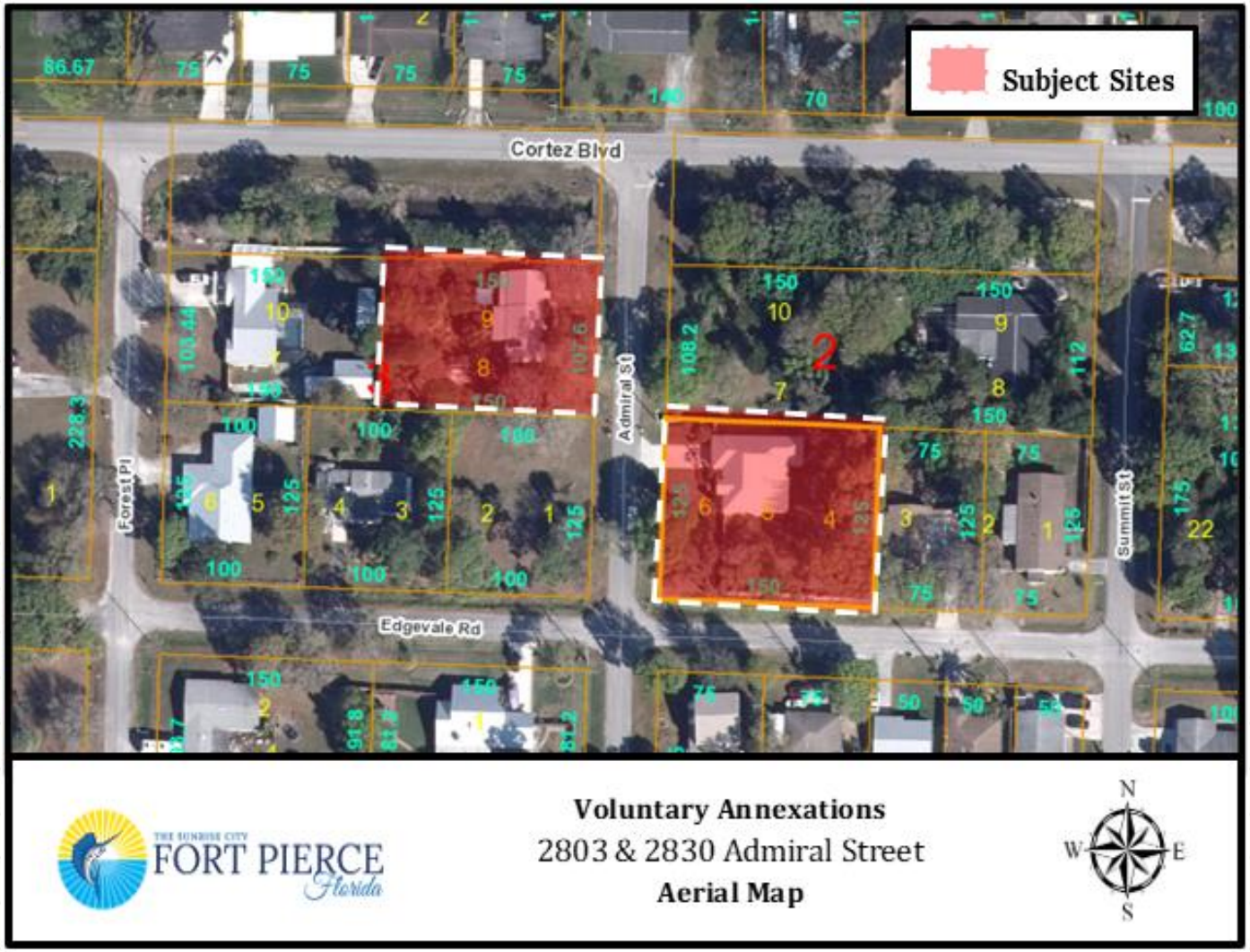


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

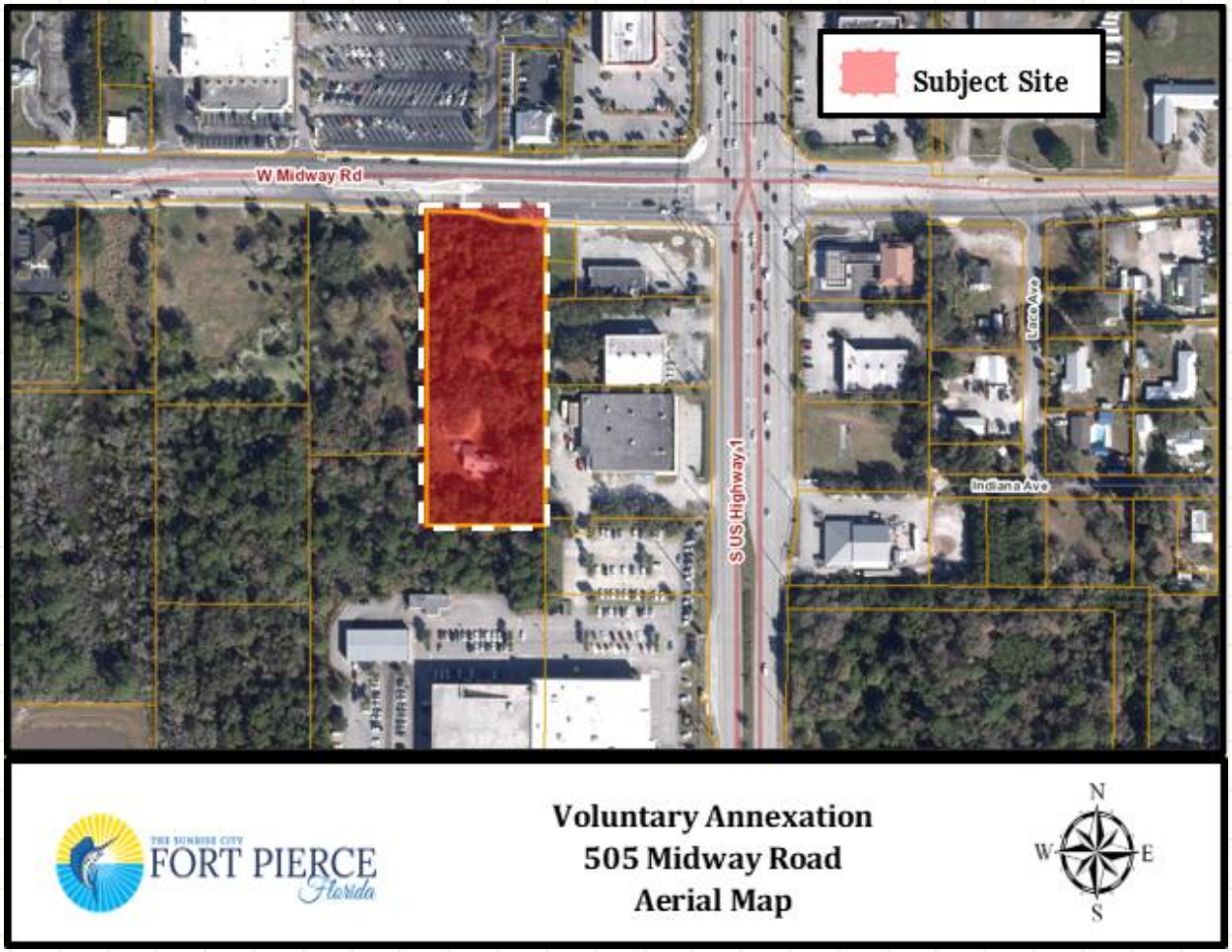
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



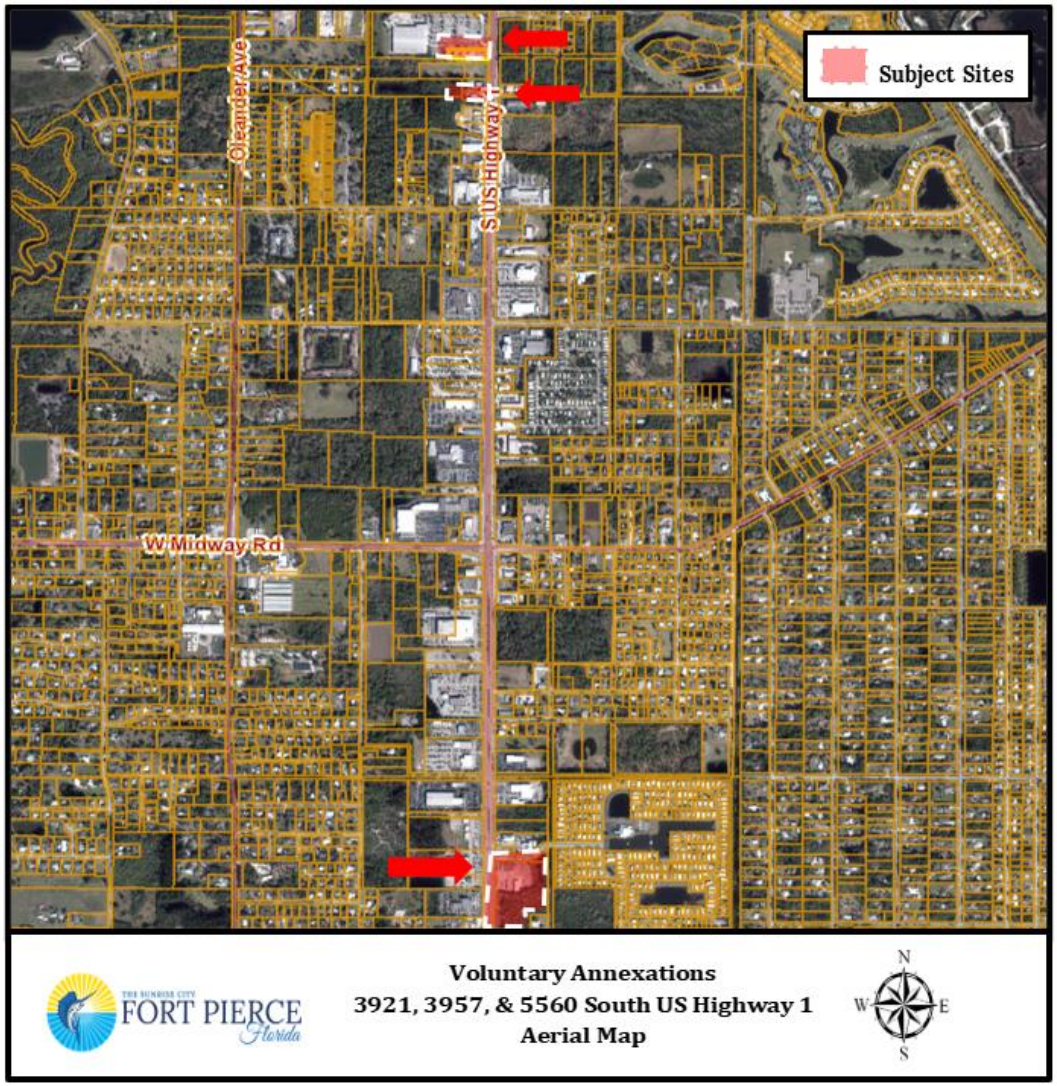
Annexation 13:

Ordinance No. 21-048



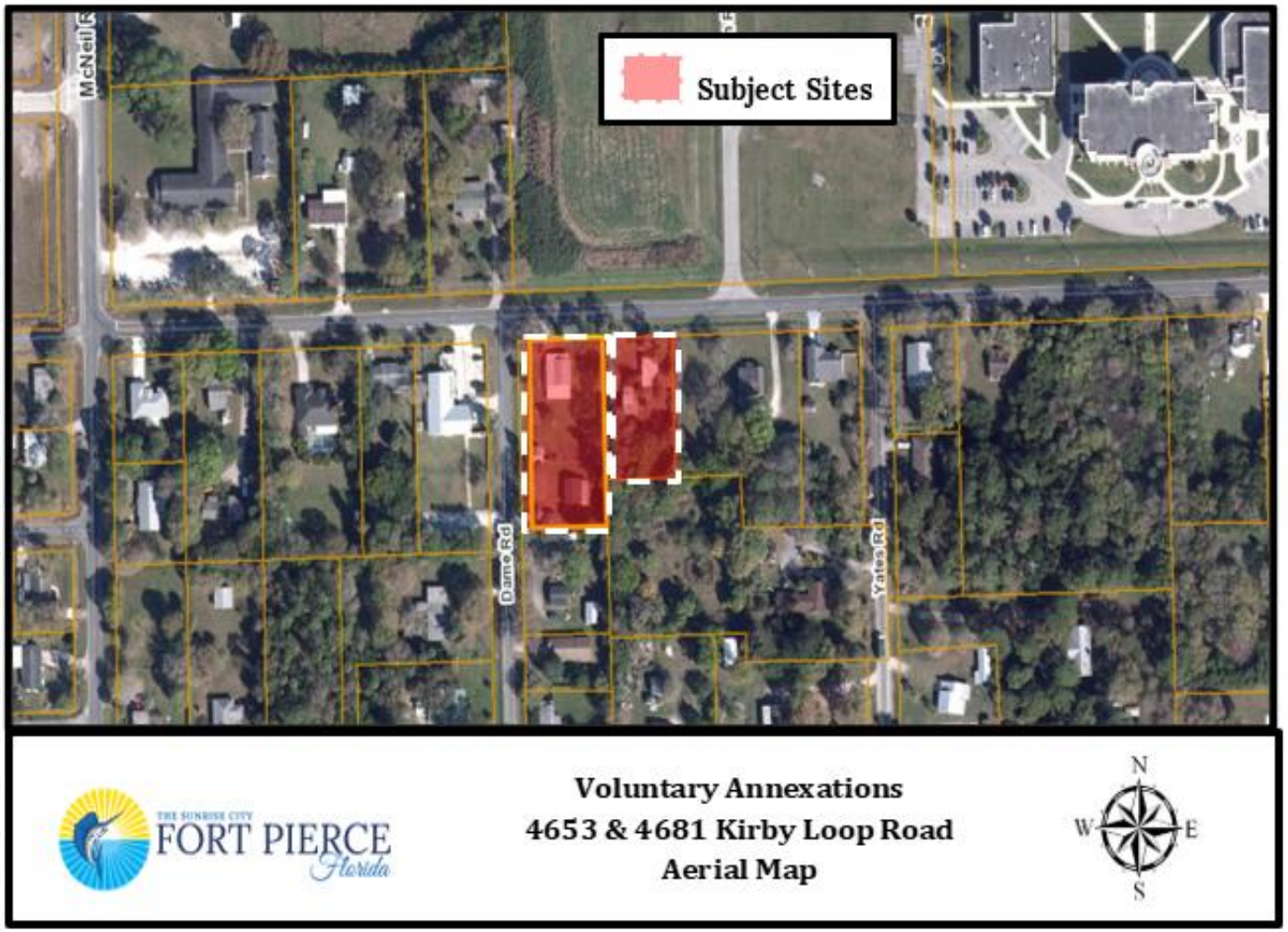
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

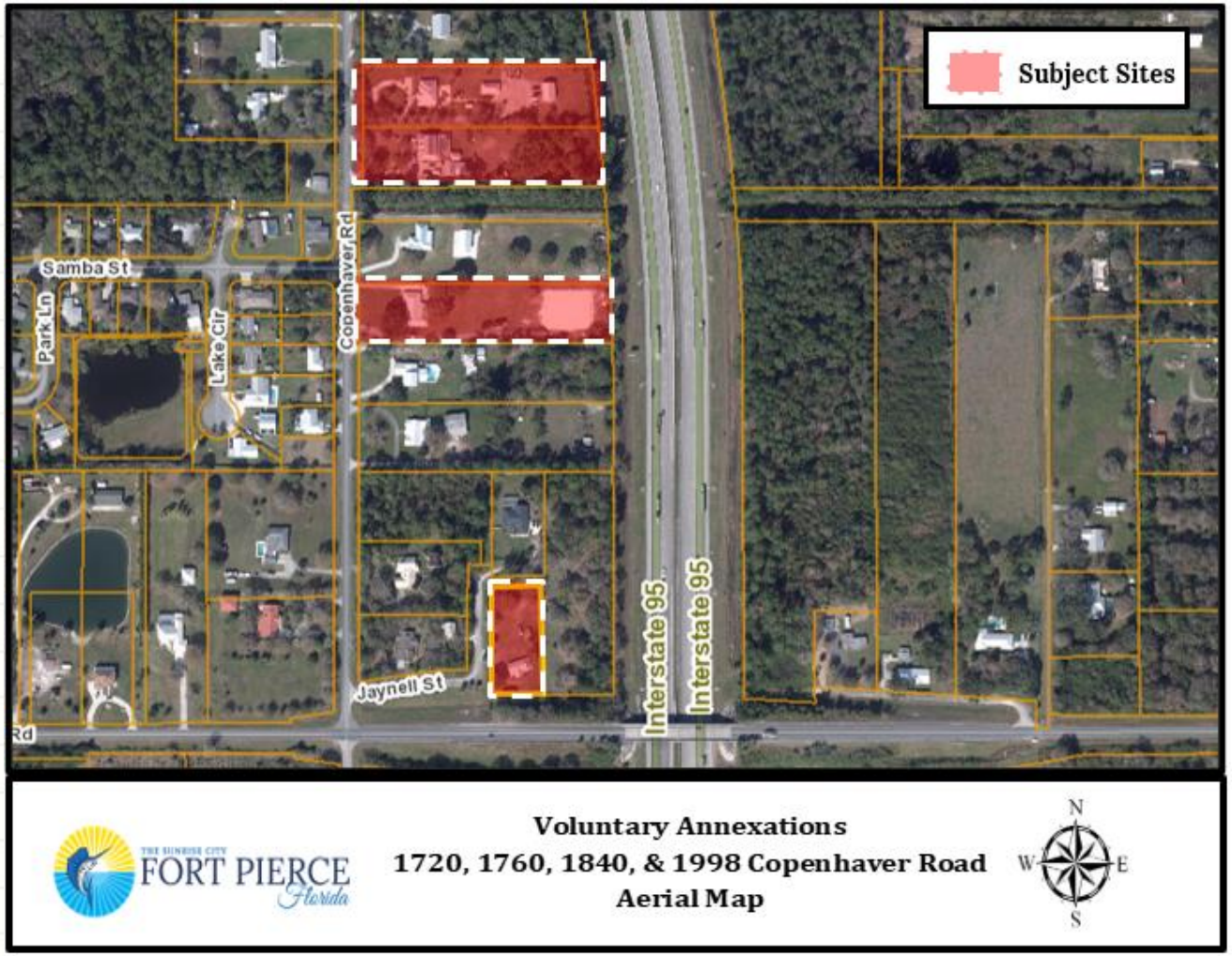


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

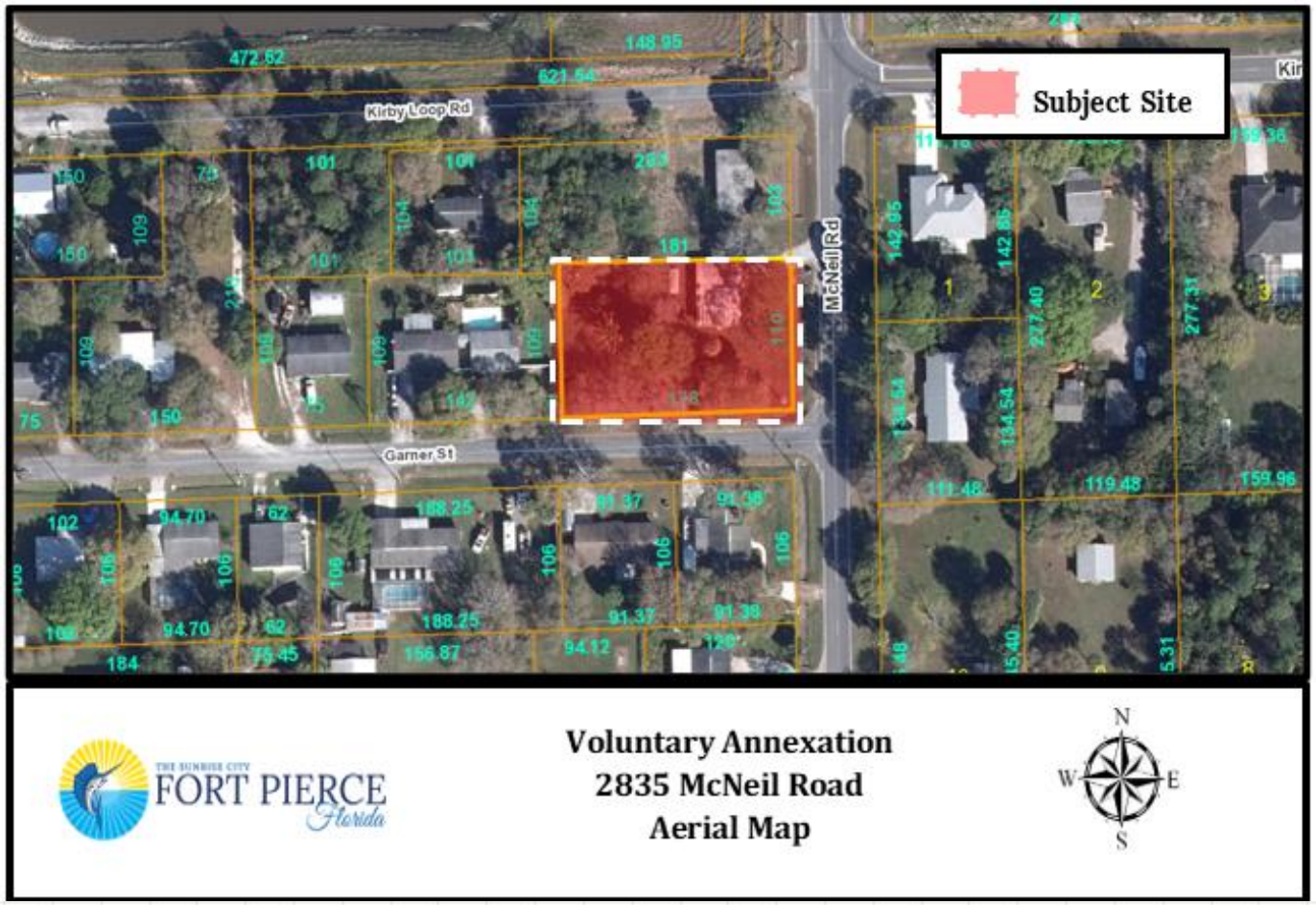
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



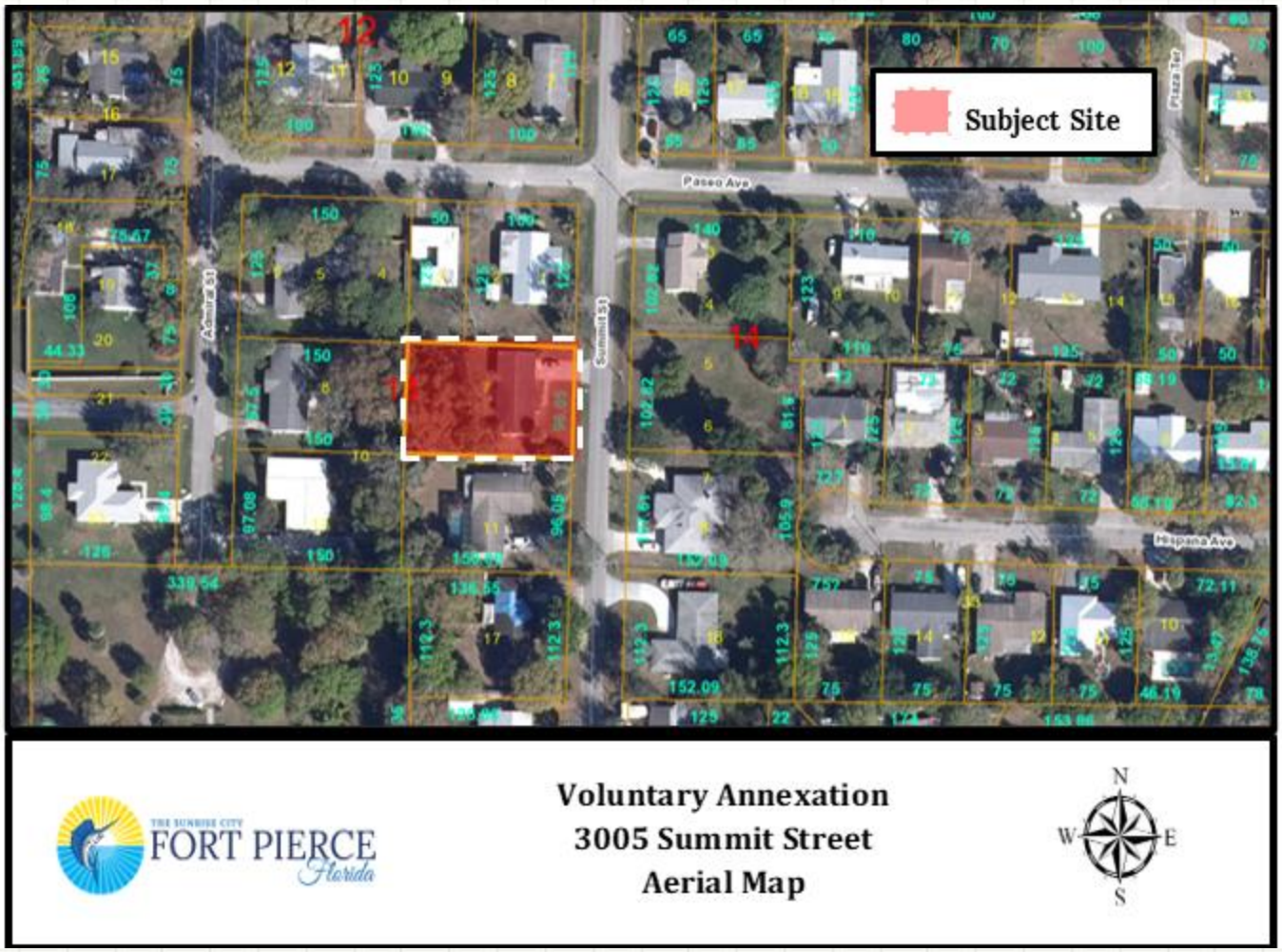
Annexation 25:

Ordinance No. 21-060



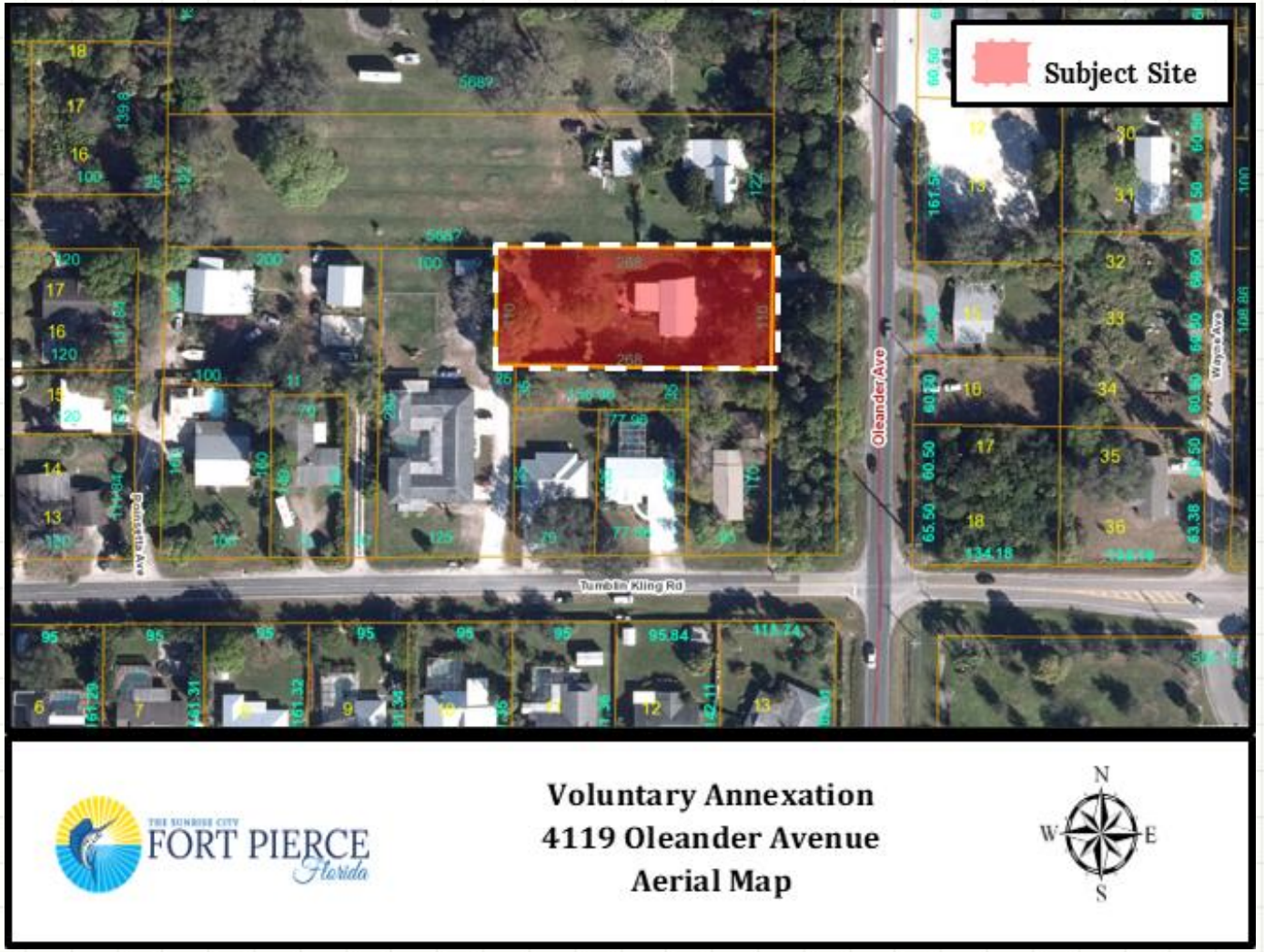
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Application for Voluntary Annexation** **3005 Summit Street**
MEETING DATE:	November 15, 2021

STAFF REPORT

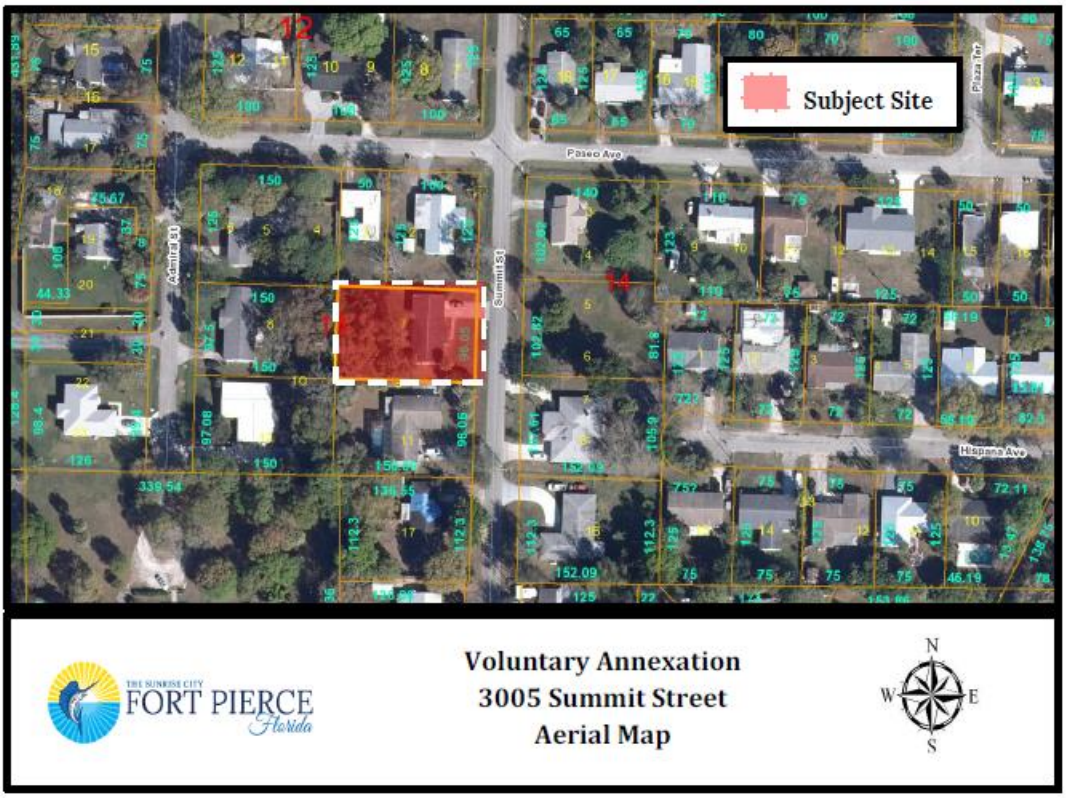
Property Owner/ Applicant	John W Dobson 3005 Summit Street Fort Pierce, FL 34982
Requested Action:	Approval of a Voluntary Application for Annexation
Site Location:	3005 Summit Street in Fort Pierce, Florida
Parcel ID:	2421-802-0168-000-6
Parcel Size:	0.33 acres
Current Future Land Use:	Residential Urban (5 dwelling units per acre) (RU) (SLC)
Current Zoning:	Residential Single Family (4 dwelling units per acre) (RS-4) (SLC)
Proposed Future Land Use:	Low Density Residential (RL) (FP)
Proposed Zoning:	Single Family Low Density (R-1) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	RU (SLC)	RU (SLC)	RL (FP)	RU (SLC)
Surrounding Zoning:	RS-4 (SLC)	RS-4 (SLC)	R-2 (FP)	RS-4 (SLC)

Staff Analysis:

Request

This is a voluntary annexation of a parcel located at 3005 Summit Street in Fort Pierce, Florida. The parcel ID is 2421-802-0168-000-6.



The subject property has a St. Lucie County Future Land Use designation of Residential Urban (5 dwelling units per acre) (RU) and a zoning designation of Residential Single Family (4 dwelling units per acre) (RS-4). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Low Density Residential (RL), with a zoning classification of Single-Family Low Density (R-1).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the property is located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexation is also consistent with Chapter 171.044, F.S., whereas the property is contiguous to a municipality and reasonably compact; and the annexation will not result in the creation of an enclave.

The current taxable value of the property is $25,000. Should the Application for Annexation be approved, it could create a new source of ad-valorem tax revenue annually to the City of Fort, depending on the millage rate per year, which currently is 6.9000. Currently the property is developed with a residence.

Comprehensive Plan

Staff has reviewed the Comprehensive Plan and finds the proposed annexation is consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The property is within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject property is in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. This parcel abuts properties that are within the City limits. The annexation of this property would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RU and RS-4, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designation of RL and R-1, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittal and have no objections regarding the proposed voluntary annexation application based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed annexation at 3005 Summit Street, along with the associated Future Land Use designation of RL and a Zoning designation of R-1.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-061

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **3005 SUMMIT STREET IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2421-802-0168-000-6

MARAVILLA PLAZA BLK 13 LOT 7 AND LOT 9-LESS S 26.35 FT- (0.33 AC) (OR 959-879 AND 880)

Said property containing 0.33 acres, more or less, and being generally located at 3005 Summit Street in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-2, Single Family Intermediate Density, and assigned a Future Land Use Designation of RL, Low Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

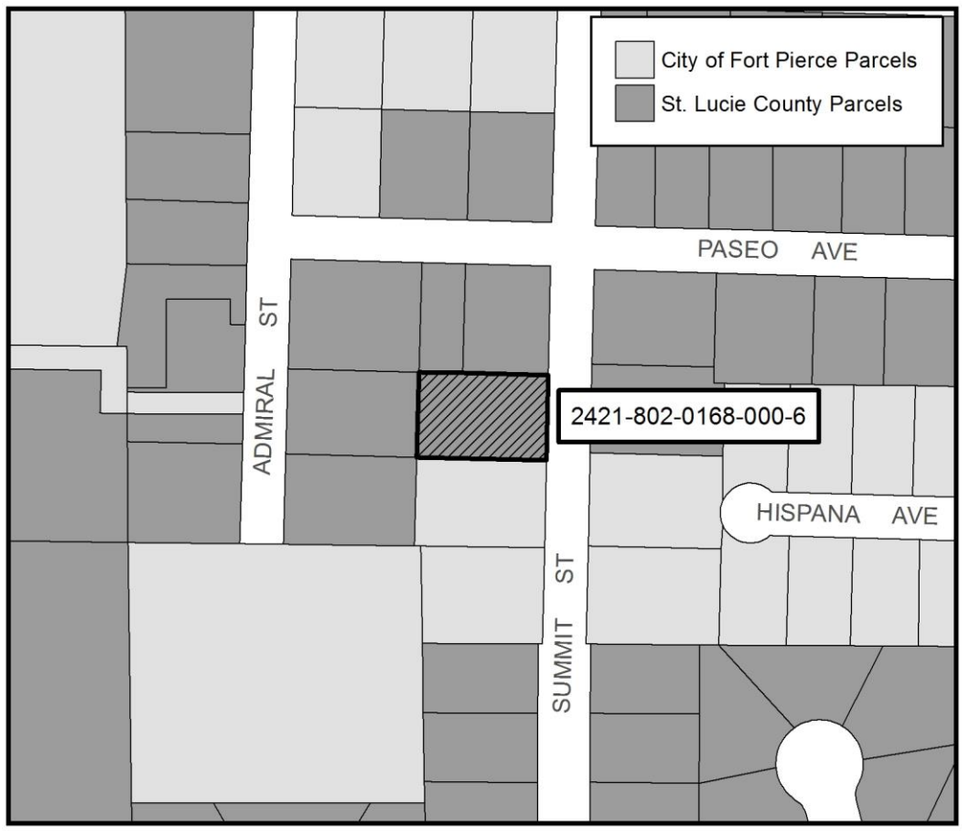
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

(CITY SEAL)

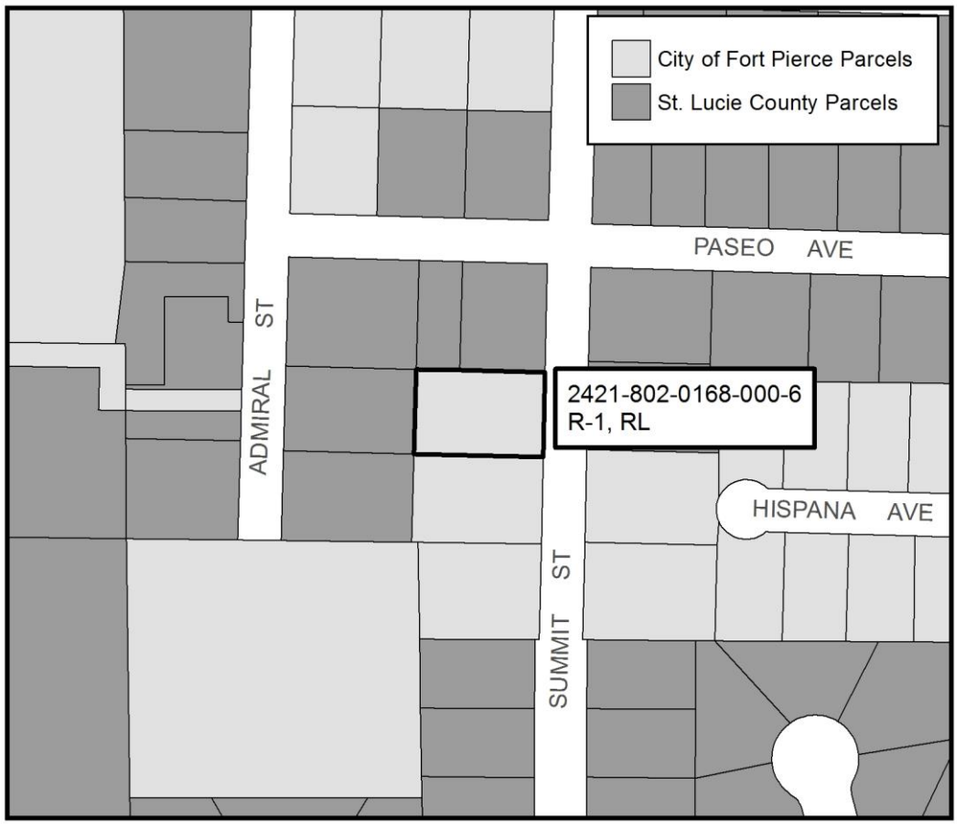
EXHIBIT A
Annexed Area & Legal Description



MARAVILLA PLAZA BLK 13 LOT 7 AND LOT 9-LESS S 26.35 FT- (0.33 AC) (OR 959-879 AND 880)

EXHIBIT B

Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RS-4, Residential Single Family (4 dwelling units per acre) with a Future Land Use of RU, Residential Urban (5 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-1, Single Family Low Density and have a Future Land Use Designation of RL, Low Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 3761652 OR BOOK 3446 PAGE 515, Recorded 10/24/2012 at 04:35 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraiser's Identification (Folio) Number(s): 2421-802-0168-000-6	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	3005 SUMMIT STREET, FORT PIERCE, FLORIDA 34982 Location Address 3005 SUMMIT STREET, FORT PIERCE, FLORIDA 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

Lots 7 and 9, less the South 26.35 feet of Lot 9, Block 13, MARAVILLA PLAZA, according to the Plat thereof, recorded in Plat Book 5, Page 44 of the Public Records of St. Lucie County, Florida.

THE ABOVE DESCRIBED PROPERTY IS THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 16 day of October, 2012.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature
Chris Ringenberg
Printed Witness Signature

Monica Brown
Witness Signature
Monica Brown
Printed Witness Signature

John W. Dobson
Signature
John W. Dobson, a single adult
Printed Signature
3005 Summit Street John W. Dobson
Address
Fort Pierce, Florida 34982
City, State, Zip

STATE OF FLORIDA
COUNTY OF Alachua

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared **John W. Dobson, a single adult,** known to me to be the person described in and who executed the foregoing instrument, who acknowledged before me that he executed the same, that I relied upon the following form of identification of the above-named person: Driver's License; and that an oath was not taken.

RUBBER STAMP NOTARY SEAL MONICA BROWN MY COMMISSION EXPIRES July 29, 2013 #DD 912080 Bonded thru Notary Public Underwriters NOTARY PUBLIC, STATE OF FLORIDA	Witness my hand and official Seal in the County and State last aforesaid this 16 day of October, A.D. 2012. Monica Brown Notary Signature Monica Brown Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 3005 Summit Street

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. n.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 4119 Oleander Road- Ordinance No. 21-062

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-062 - This is a voluntary annexation of a parcel located at 4119 Oleander Avenue in Fort Pierce, Florida. SECOND READING

SUMMARY:

The subject property has a St. Lucie County Future Land Use designation of Residential Medium (9 dwelling units per acre) (RM) and a zoning designation of Residential Multi-Family (9 dwelling units per acre) (RM-9). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Medium Density Residential (RM), with a zoning classification of Medium Density Residential (R-4).

RECOMMENDATION:

Approval

ALTERNATIVES:

Disapproval

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

TRC
City Attorney
City Clerk

Fiscal Impact

Budgeted Y/N: n/a
Fiscal Year: n/a
Account: n/a
Amount: n/a

OTHER INFORMATION:

Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

staff presentation
staff report
Ordinance
Public Notification Certification

Form Review

Inbox	Reviewed By	Date
City Manager	Jennifer Hofmeister	11/04/2021 01:44 PM
City Manager	Nick Mimms	11/05/2021 05:19 PM

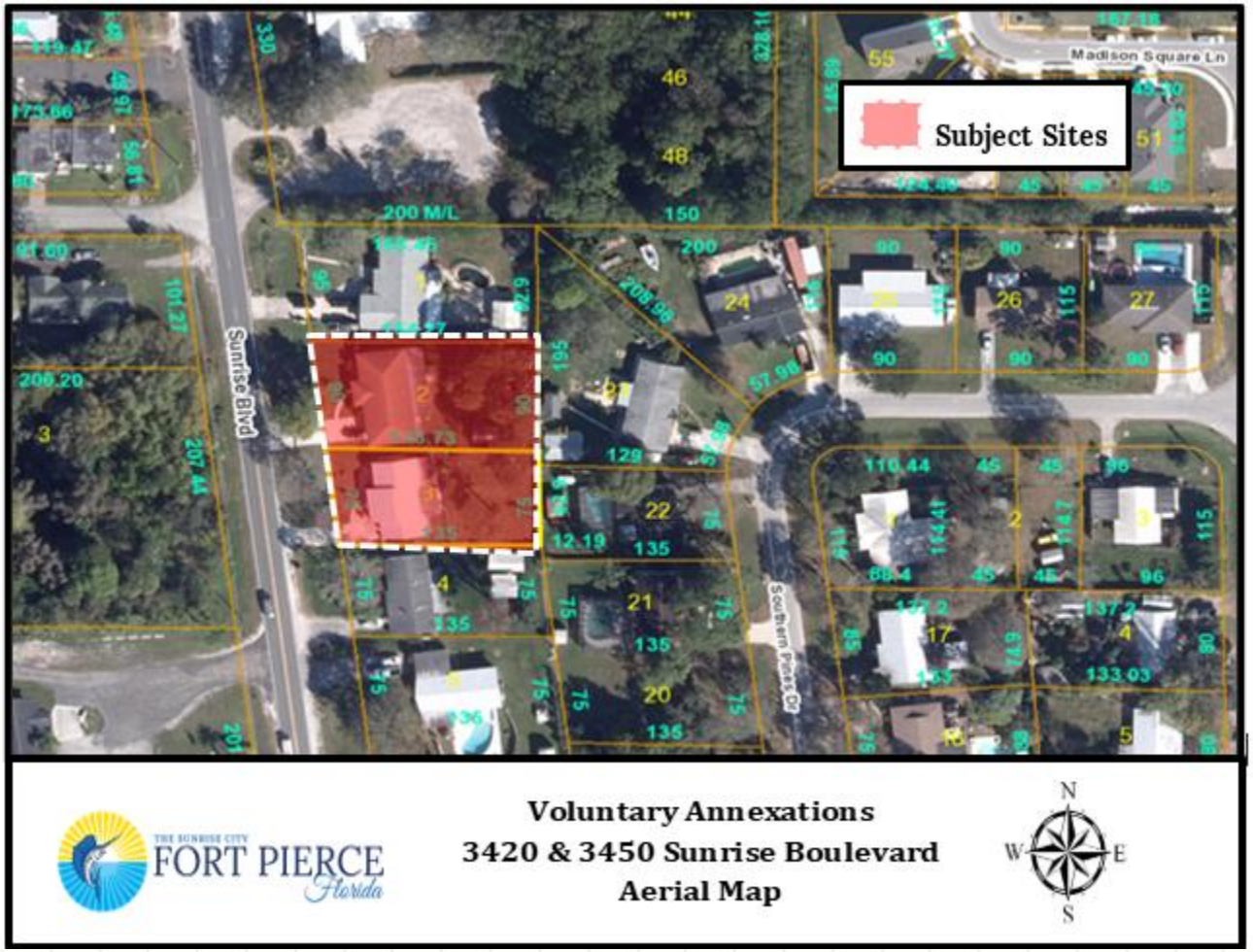
Form Started By: Jennifer Hofmeister Started On: 11/04/2021 11:04 AM
Final Approval Date: 11/18/2021

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

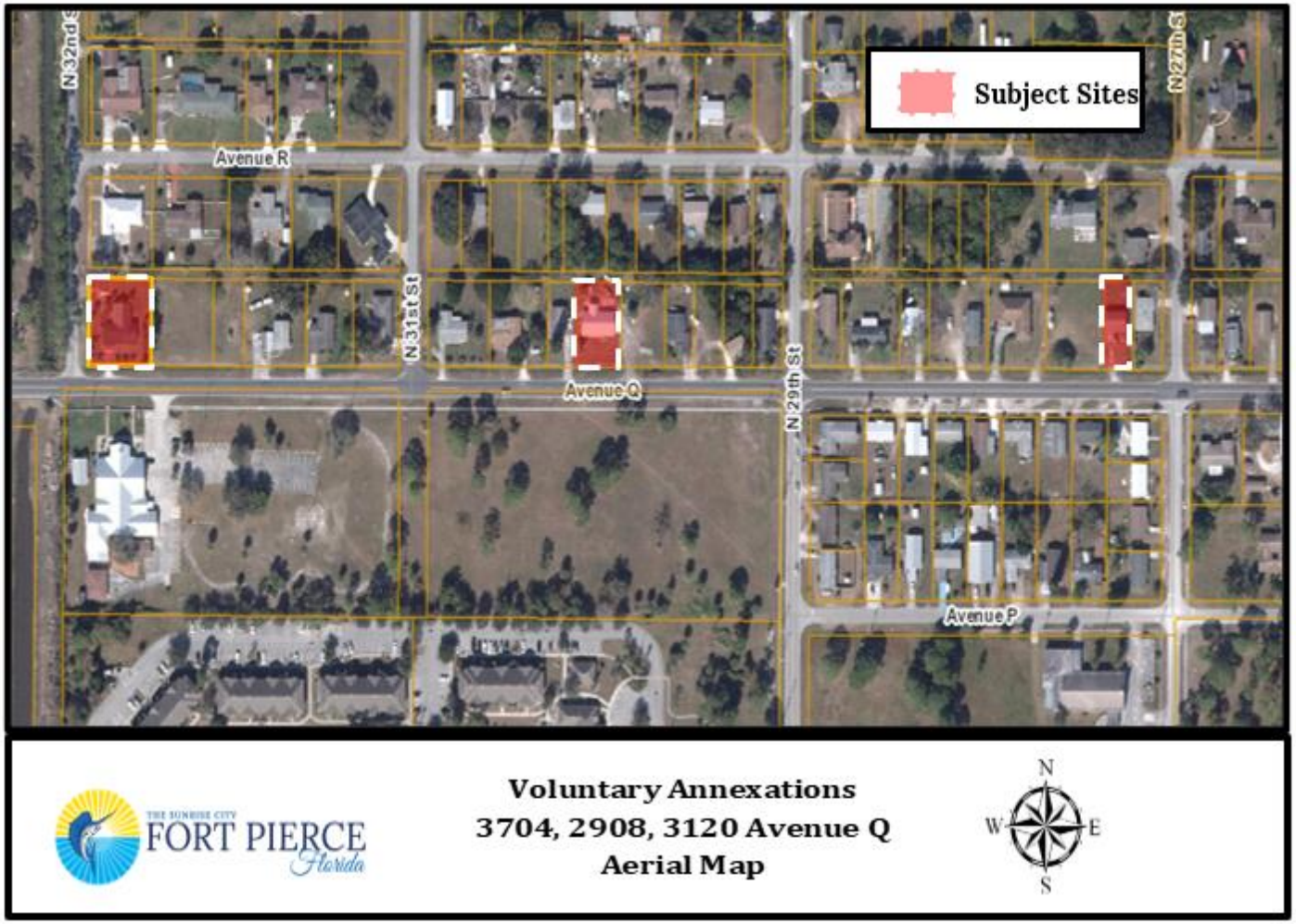
Annexations 1 and 2:

Ordinance No. 21-036 and 21-037



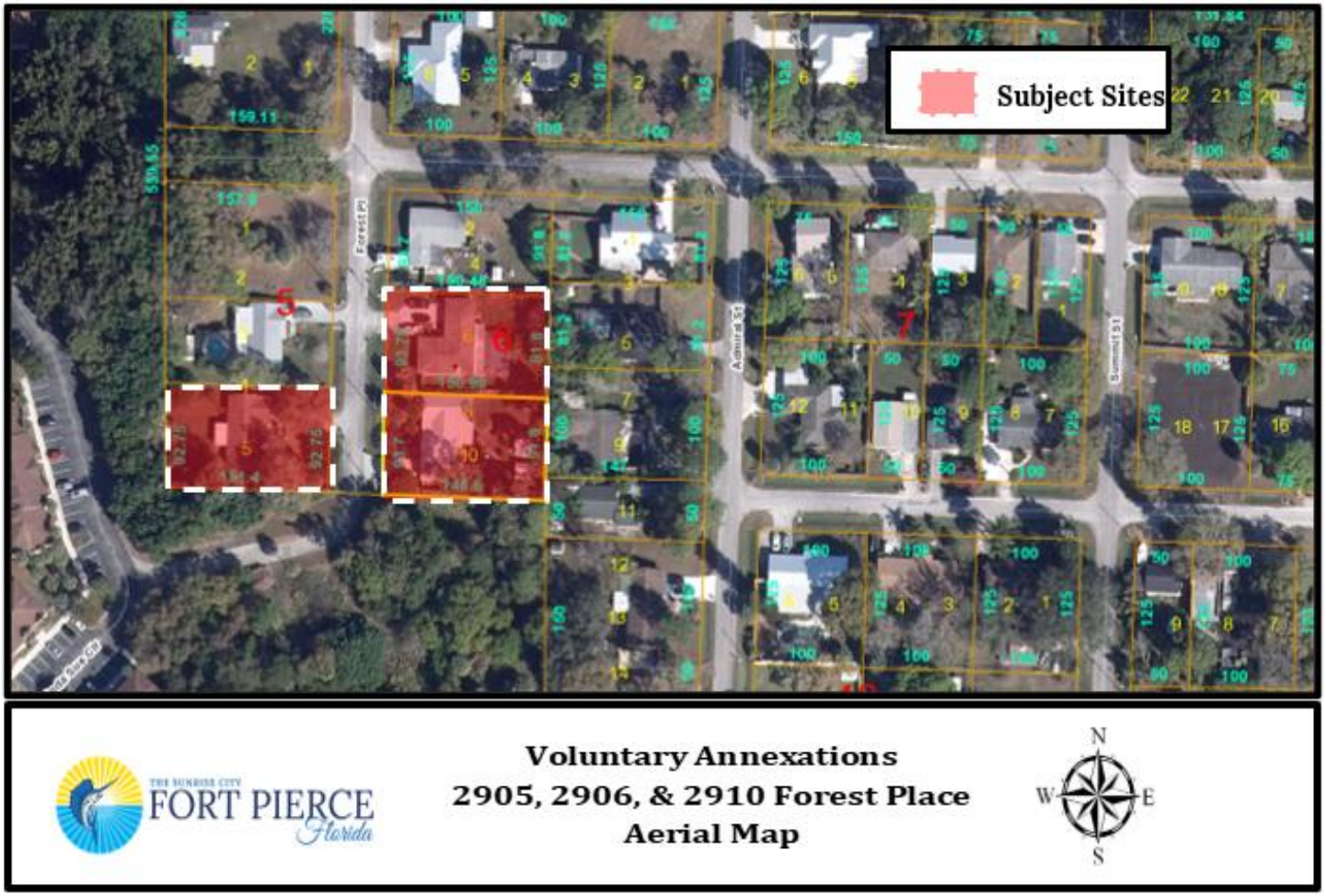
Annexations 3, 4 and 5:

Ordinance No. 21-038, 21-039 and 21-040



Annexations 6, 7, and 8:

Ordinance No. 21-041, 21-042 and 21-043

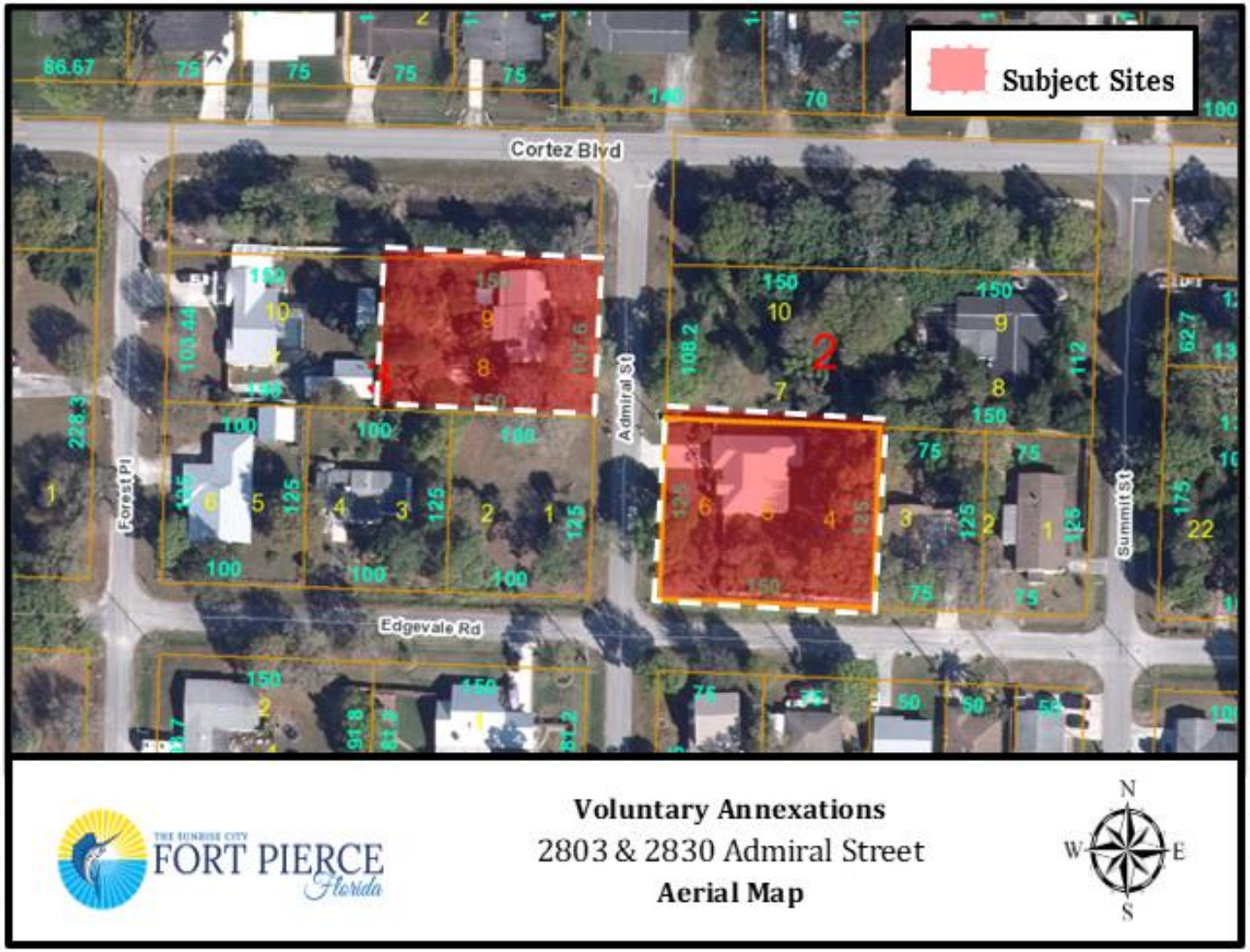


Annexations 9 and 10:

Ordinance No. 21-044 and 21-045

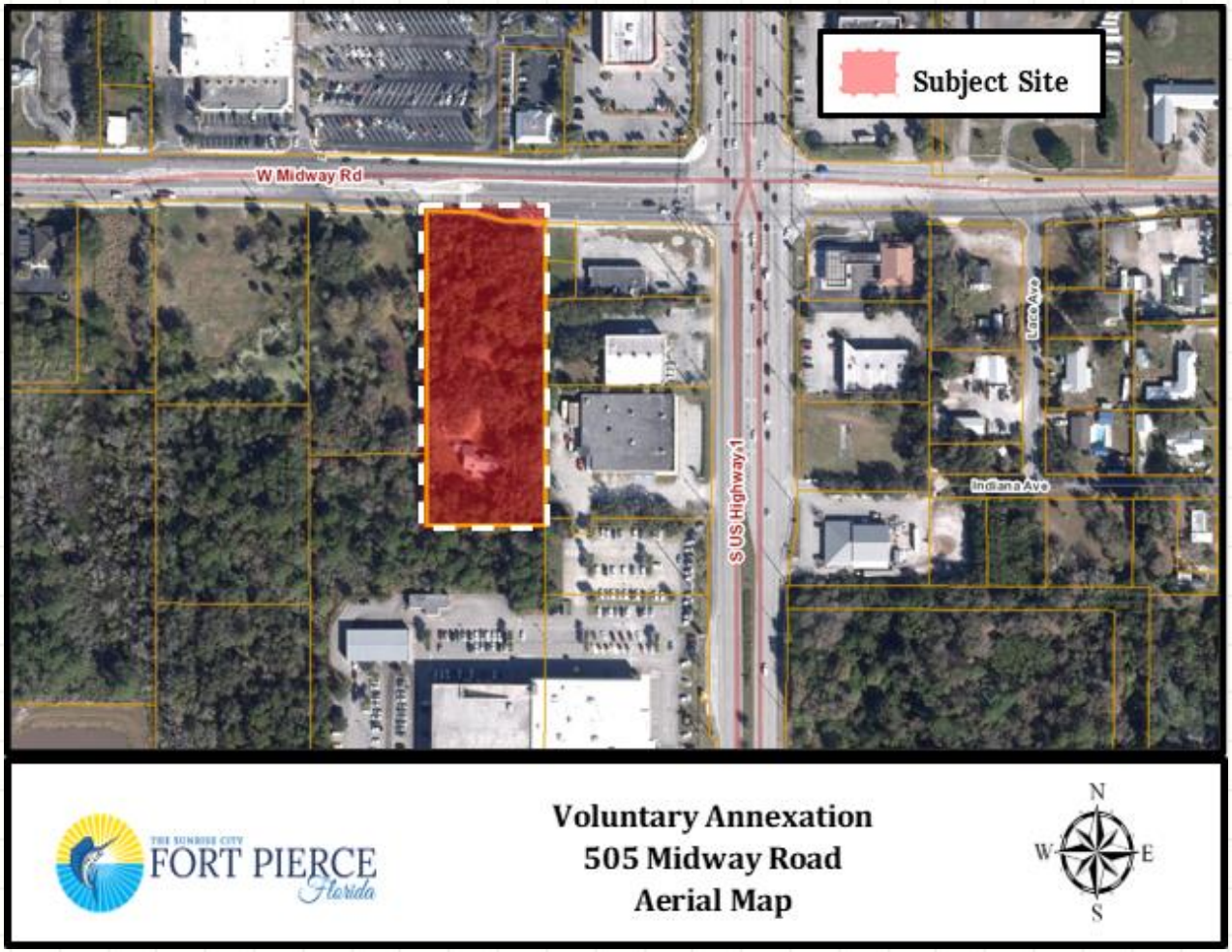
Annexations 11 and 12:

Ordinance No. 21-046 and 21-047



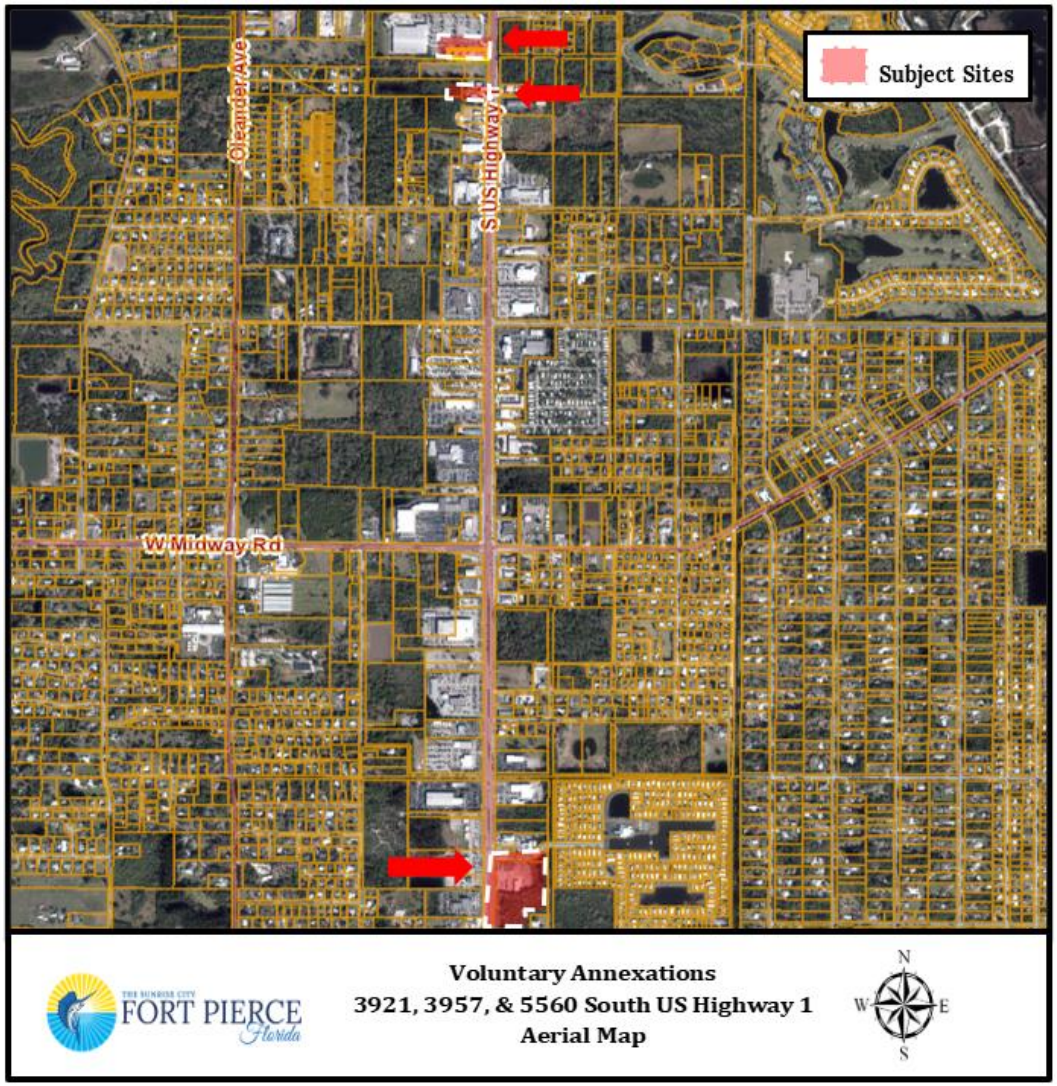
Annexation 13:

Ordinance No. 21-048



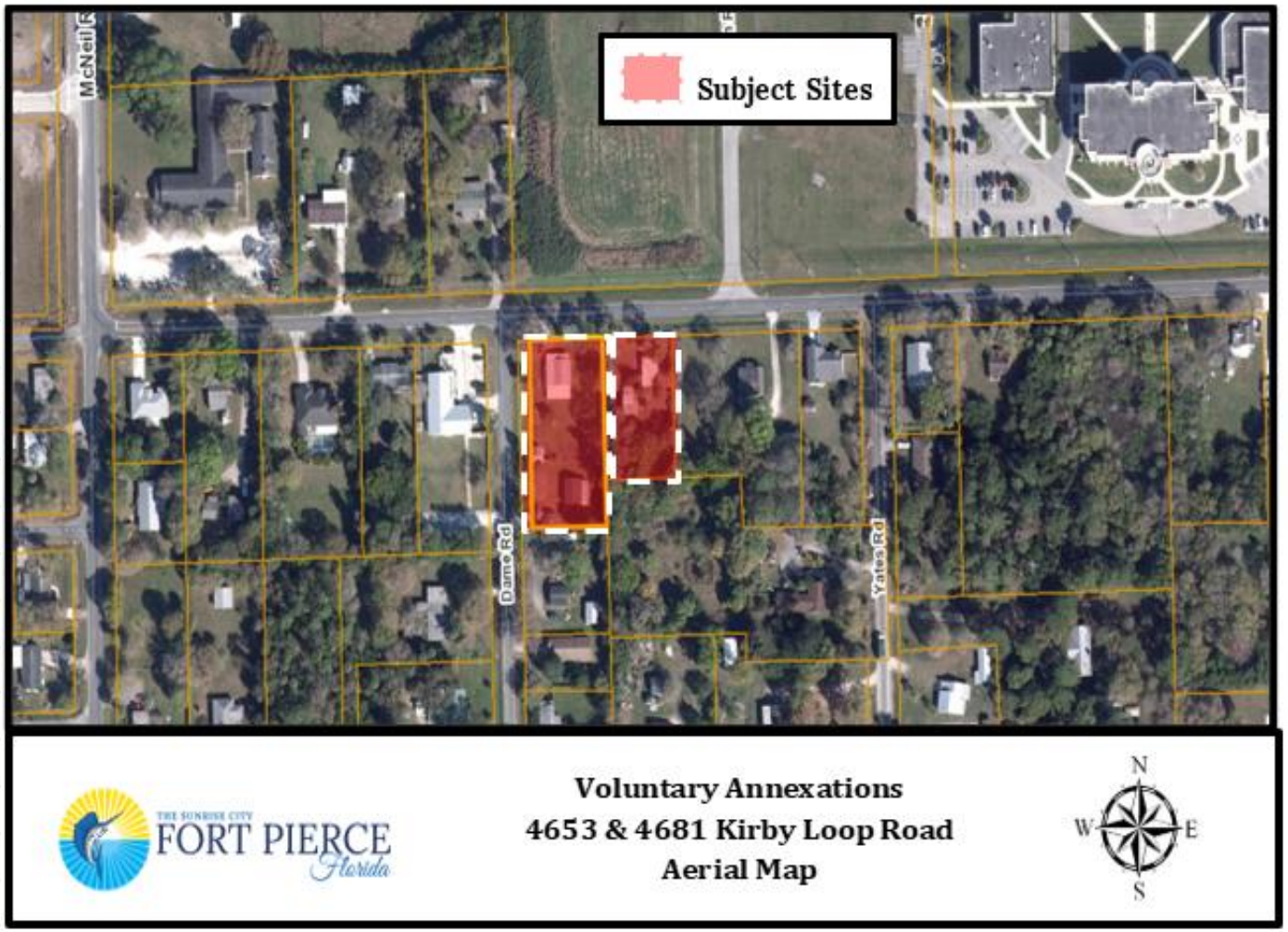
Annexation 14, 15 and 16:

Ordinance No. 21-049, 21-050 and 21-051



Annexation 17 and 18:

Ordinance No. 21-052 and 21-053

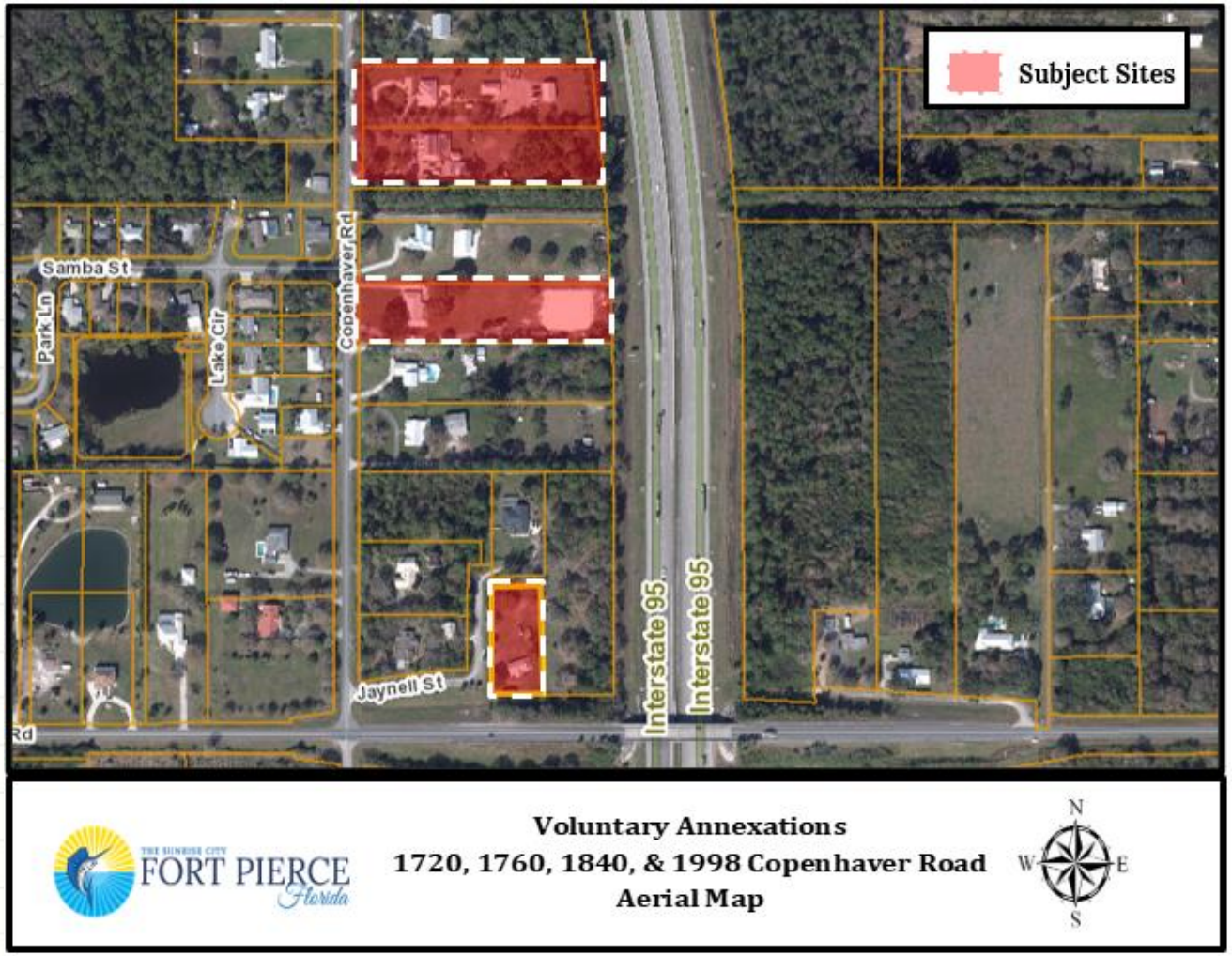


Annexation 19 and 20:

Ordinance No. 21-054 and 21-055

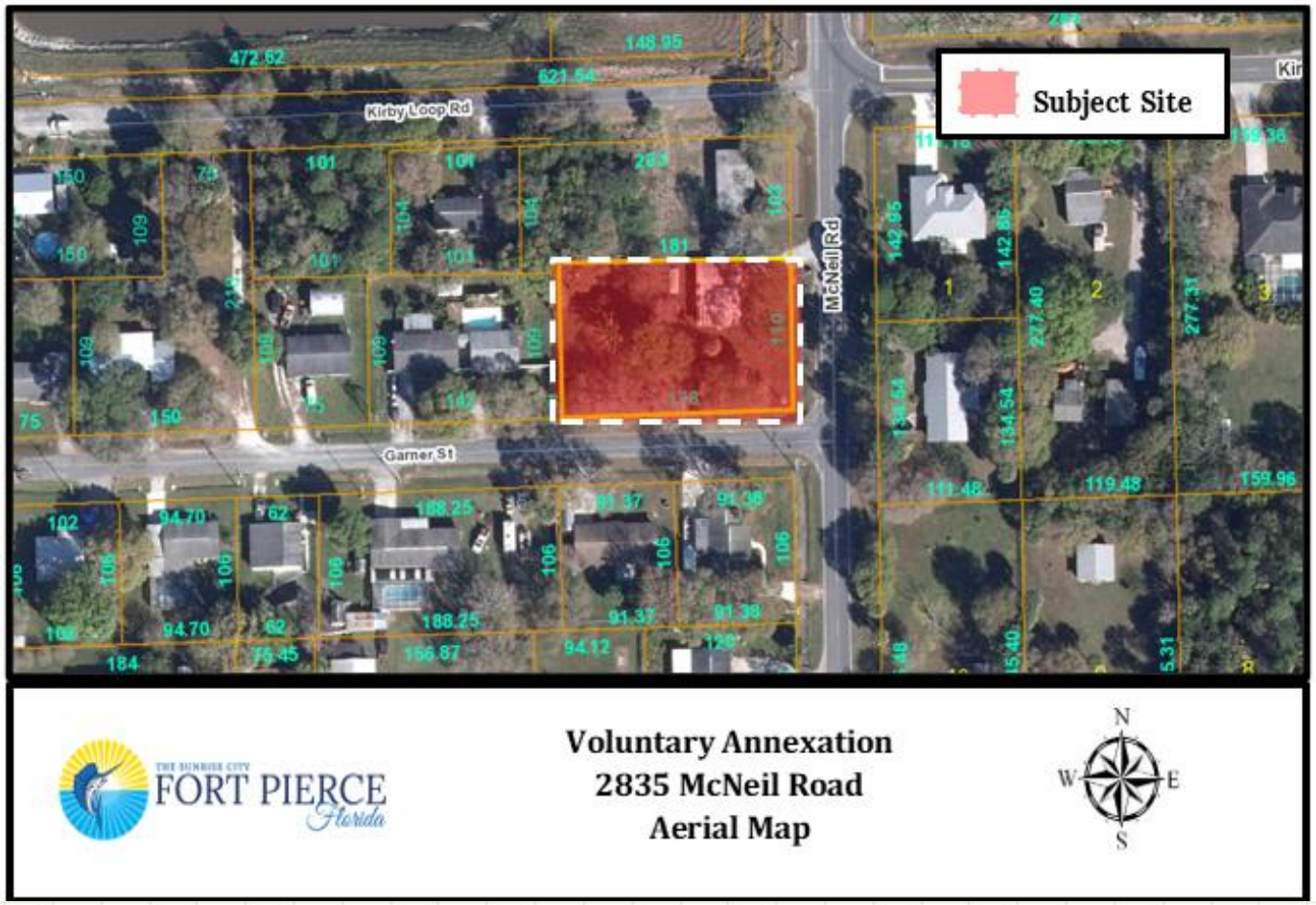
Annexation 21, 22, 23 and 24:

Ordinance No. 21-056, 21-057, 21-058 and 21-059



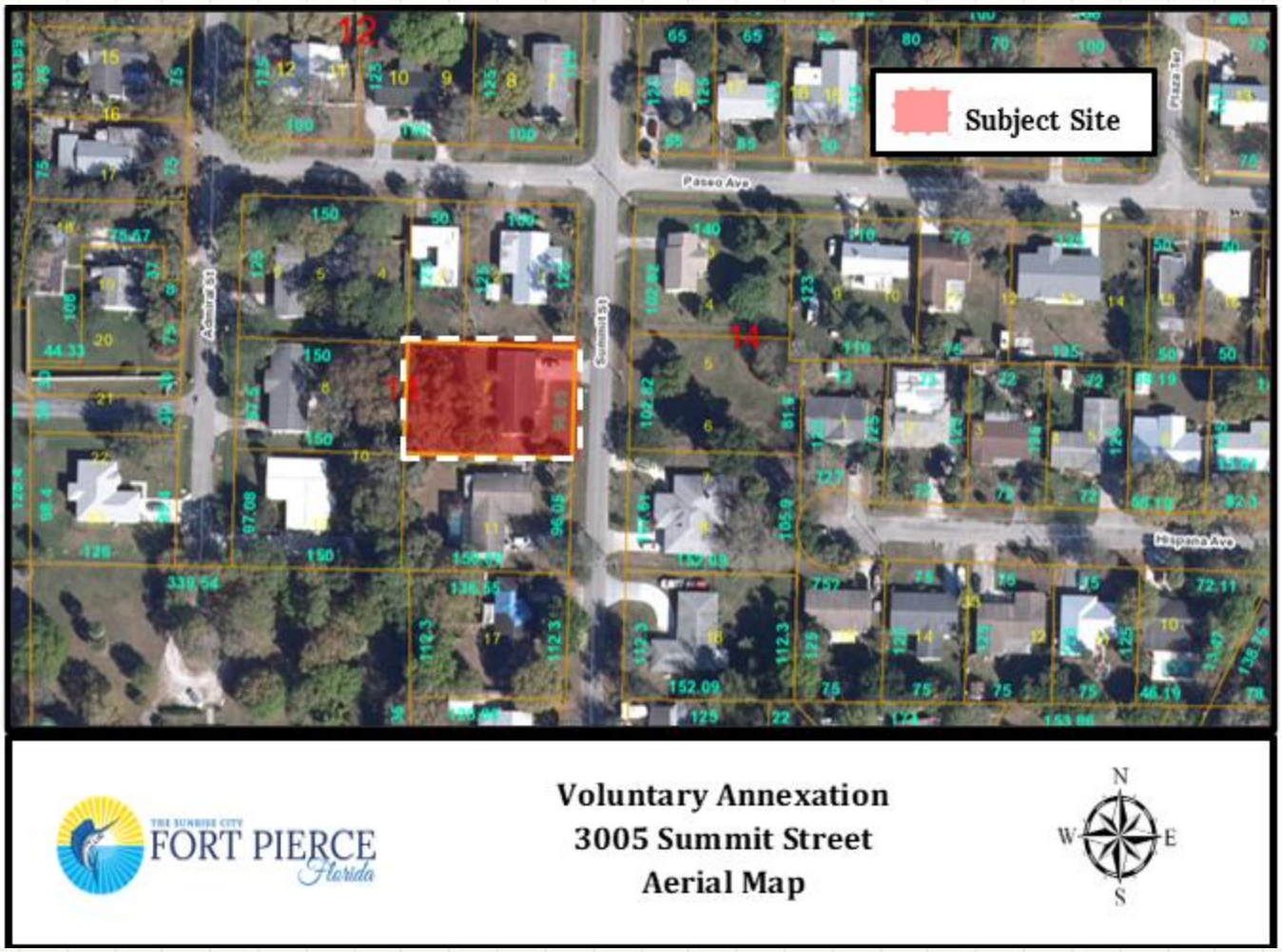
Annexation 25:

Ordinance No. 21-060



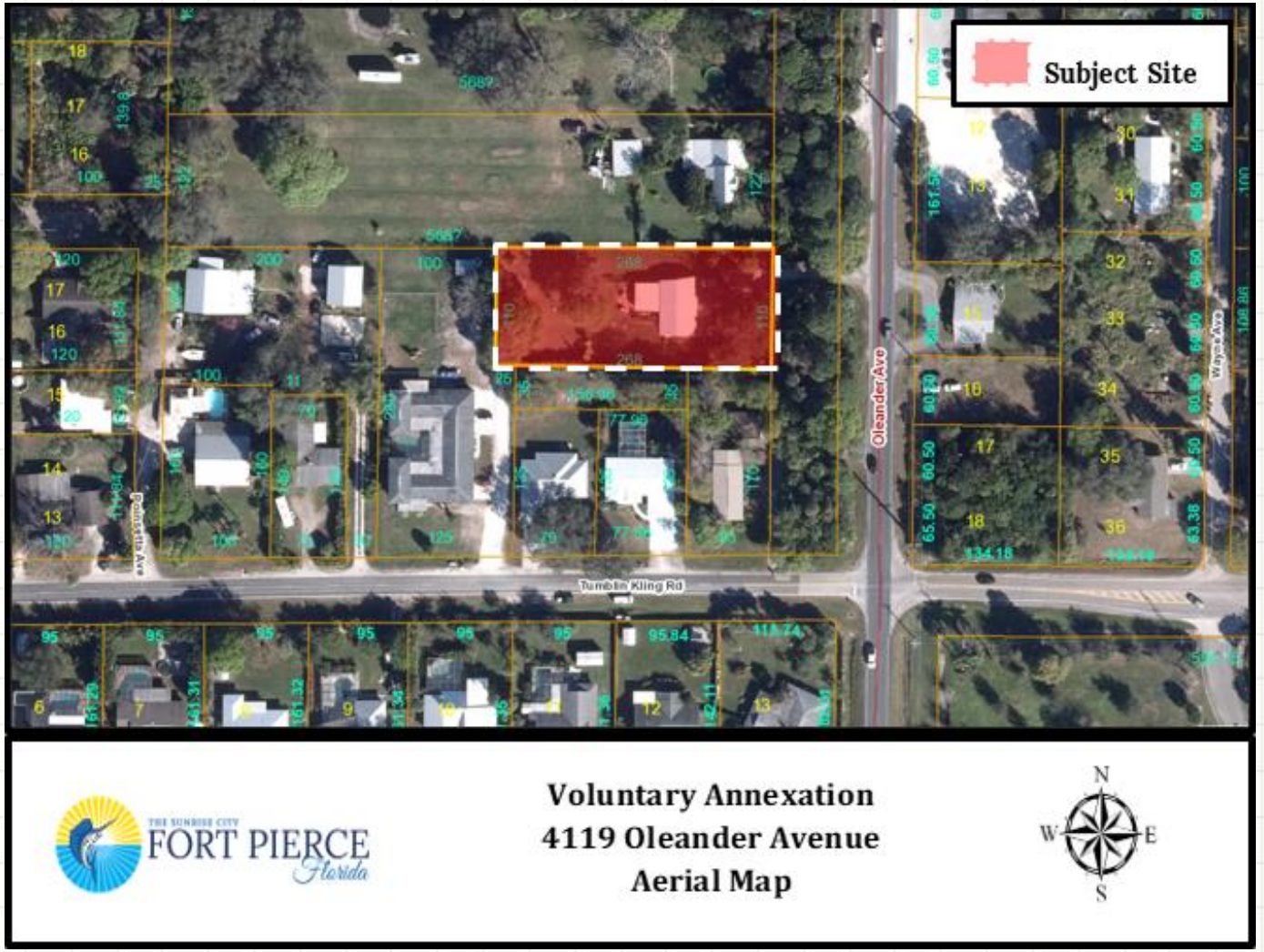
Annexation 26:

Ordinance No. 21-061



Annexation 27:

Ordinance No. 21-062



Twenty-Seven (27) Voluntary Annexations

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns

Petition bears the signatures of all owners of property in the area proposed to be annexed

- Fort Piece Utility Authority (FPUA) signed agreement states that owner, heirs, successors, and assigns approve annexation and waive any objection to the annexation once property becomes contiguous to City limits

Ordinance adopted under this section follows due process and notice

Twenty-Seven (27) Voluntary Annexations

Certified notices to St. Lucie County (10/7/21)

- Interlocal Agreement requires notification to St. Lucie County at least 30 days prior to 1st Reading of Annexation Ordinance
- No required notification to property owner prior to Annexation Ordinance reading

Planning Board review

- Recommended Approval

Two (2) publications of Annexation Ordinance with map (11/5/2021 and 11/26/2021)

Two (2) readings of Annexation Ordinance with 72-hour notice (11/15/2021 and 12/6/2021)

Annexation Ordinance filed with the Clerk of the Circuit Court & chief administrative officer of the County & with Department of State within 7 days

Certified Courtesy notices to all current property owners (12/6/2021)

- No required notification per State Statute or Code of Ordinances

City Commission Requested Action

Approval of 27 Voluntary Annexations

27 Voluntary Annexations to the City of Fort Pierce

City Commission Regular Meeting
11-15-2021

FPUA Agreement

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my property (above-described) into the City of Fort Pierce, Florida. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, the GRANTOR has caused these presents to be executed in its name, by its proper member thereunto duly authorized this 29th day of August, 2007.

ORANGE AVENUE STORAGE, LLC, a Florida Limited Liability Company

GRANTOR

SIGNED, SEALED AND DELIVERED IN OUR PRESENCE AS WITNESSES:

Witness Signature

Kelly Boyd

Printed Witness Signature

Witness Signature

Jan Emerson

Printed Witness Signature

MANAGING MEMBER (Signature)

Robert K. Wood

Printed Signature

116 Gulfstream Road

Address

Palm Beach, FL 33480-4708

City, State, Zip

STATE OF ~~FLORIDA~~ KENTUCKY

COUNTY OF FAYETTE

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT
Florida

TO:	Nicholas Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM, Planning Director
RE:	**Application for Voluntary Annexation** **4119 Oleander Avenue**
MEETING DATE:	November 15, 2021

STAFF REPORT

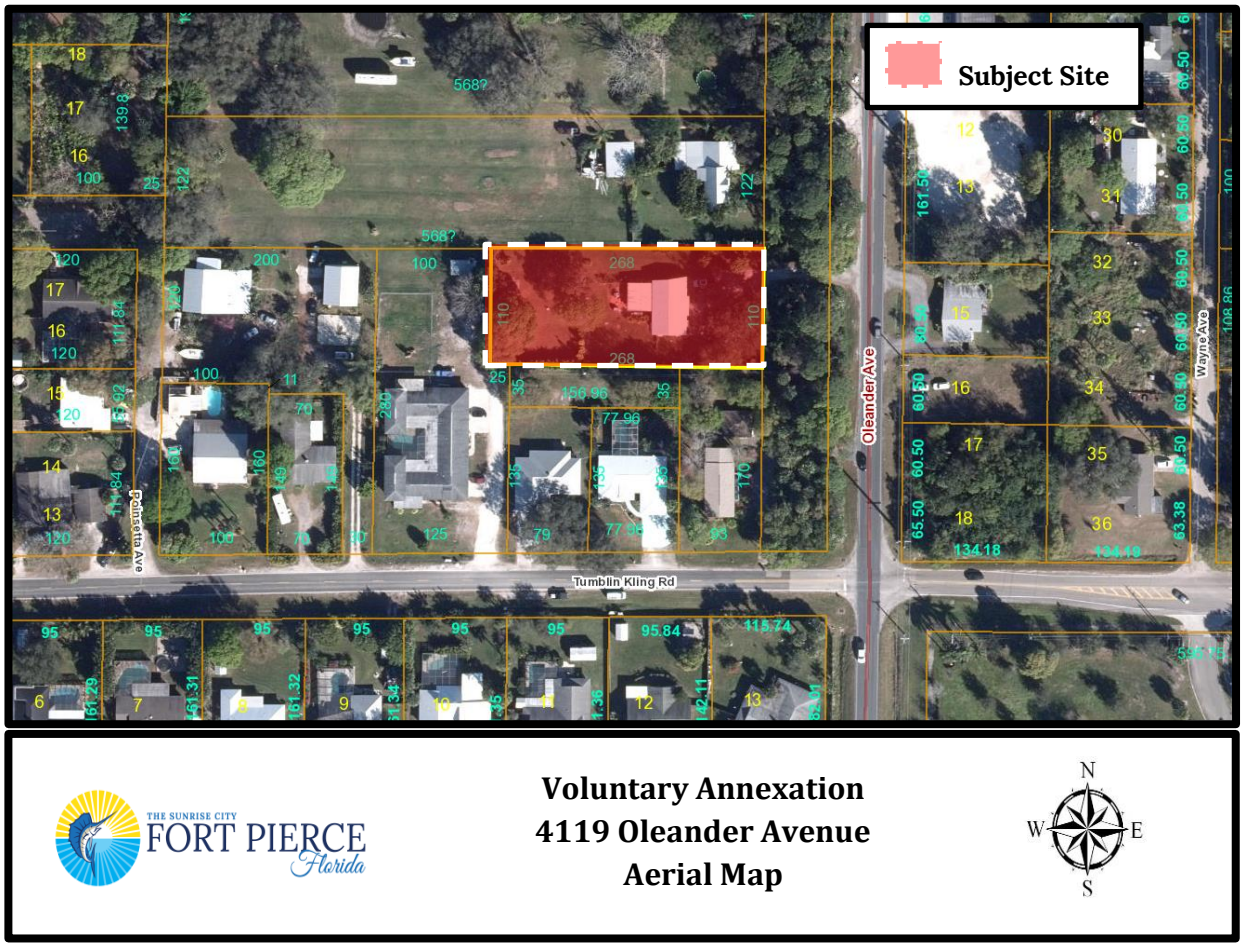
Property Owner/ Applicant	Margaret Broadhead 4119 Oleander Avenue Fort Pierce, FL 34982
Requested Action:	Approval of a Voluntary Application for Annexation
Site Location:	4119 Oleander Avenue in Fort Pierce, Florida
Parcel ID:	2433-414-0007-000-6
Parcel Size:	0.68 acres
Current Future Land Use:	Residential Medium (9 dwelling units per acre) (RM) (SLC)
Current Zoning:	Residential Multi-Family (9 dwelling units per acre) (RM-9) (SLC)
Proposed Future Land Use:	Medium Density Residential (RM) (FP)
Proposed Zoning:	Medium Density Residential (R-4) (FP)
Utilities:	FPUA

	North	East	South	West
Surrounding FLU:	RM (FP)	RM (FP) / RH (SLC)	RM (FP) / RM (SLC)	RM (FP)
Surrounding Zoning:	R-4 (FP)	C-2 (FP) / CN (SLC)	R-4 & C-2 (FP) / RM-5 (SLC)	R-4 (FP)

Staff Analysis:

Request

This is a voluntary annexation of a parcel located at 4119 Oleander Avenue in Fort Pierce, Florida. The parcel ID is 2433-414-0007-000-6.



The subject property has a St. Lucie County Future Land Use designation of Residential Medium (9 dwelling units per acre) (RM) and a zoning designation of Residential Multi-Family (9 dwelling units per acre) (RM-9). To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation for the parcel is Medium Density Residential (RM), with a zoning classification of Medium Density Residential (R-4).

Pursuant to Comprehensive Plan policy 1.11.5 "properties annexed shall receive a land use designation compatible with the County land use designation, unless otherwise approved by the City Commission." Staff has confirmed that the property is located within unincorporated St. Lucie County and are contiguous to the Fort Pierce City municipal boundary and within the FPUA service area. The proposed voluntary annexation is also consistent with Chapter 171.044, F.S., whereas the property is contiguous to a municipality and reasonably compact; and the annexation will not result in the creation of an enclave.

The current taxable value of the property is $0. Should the Application for Annexation be approved, in the future it could create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000. Currently the property is developed with a residence.

Comprehensive Plan

Staff has reviewed the Comprehensive Plan and finds the proposed annexation is consistent with the following Objectives and Policies:

Objective 1.11 of the Comprehensive Plan: "Annex properties within the Fort Pierce Utilities Authority Boundary in an orderly manner that promotes efficiency of public service provision and economic vitality of the City."

The property is within the FPUA service boundary. Policy, 1.11.1 of the City Comprehensive Plan: "The City shall evaluate proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;
2. The ability of the City to provide public services at the City's adopted levels of service;
3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and
4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery."

The subject property is in an area that consists of properties that are within both the St. Lucie County and the City of Fort Pierce jurisdictions. This parcel abuts properties that are within the City limits. The annexation of this property would assist in the City's effort to eliminate jurisdictional irregularities along the City's boundary and provide more efficient public services.

Staff is requesting that the City of Fort Pierce Future Land Use and Zoning remain consistent with the current County designations of RM and RM-9, respectively, and the City's Comprehensive Plan. Thereby, the requested Future Land Use and Zoning Designation of RM and R-4, respectively, would be consistent with Policy 1.11.5 and the City's Comprehensive Plan. Pursuant to the Future Land Use Element of the Comprehensive Plan, annexations are reviewed for fiscal impacts, the effect upon adopted level of service standards for public facilities, and the elimination of the municipal boundary irregularities to improve service delivery.

Public Notification

In accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department will provide notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of these annexations by the City Commission.

Technical Review Committee

All affected Departments have reviewed the submittal and have no objections regarding the proposed voluntary annexation application based on compliance with the requirements of the City Code and Comprehensive Plan.

Staff Recommendation

As proposed, the annexation meets the standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations. Therefore, Planning Staff recommends approval of the proposed annexation at 4119 Oleander Avenue, along with the associated Future Land Use designation of RM and a Zoning designation of R-4.

Planning Board

The City of Fort Pierce Planning Board, at their September 13, 2021 meeting, voted 6 to 0 to recommend Approval of the annexation.

ORDINANCE NO. 21-062

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **4119 OLEANDER AVENUE IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce though a Fort Pierce Utilities Authority Annexation Agreement, as depicted on Exhibit “C;” and

WHEREAS, the application bears the signature(s) of current and/or former owner(s) of property in the area proposed to be annexed; and

WHEREAS, the Grantor identified in each Fort Pierce Utilities Authority Annexation Agreement represents themselves, their heirs, successors, and assigns in regards to the subject property and also waives any and all objection to annexation of the property; and

WHEREAS, the City of Fort Pierce Planning Board, at their September 13, 2021, meeting, voted 6 to 0 to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator’s Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 2433-414-0007-000-6

33 35 40 N 110 FT OF S 310 FT OF E 360 FT OF E 1/2 OF NE 1/4 OF SE 1/4-LESS RD AND CANAL- (0.68 AC - 29,621 SF) (OR 3600-385; 3601-189; 3626-941)

Said property containing 0.68 acres, more or less, and being generally located at 4119 Oleander Avenue in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned R-4, Medium Density Residential, and assigned a Future Land Use Designation of RM, Medium Density Residential, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-49 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

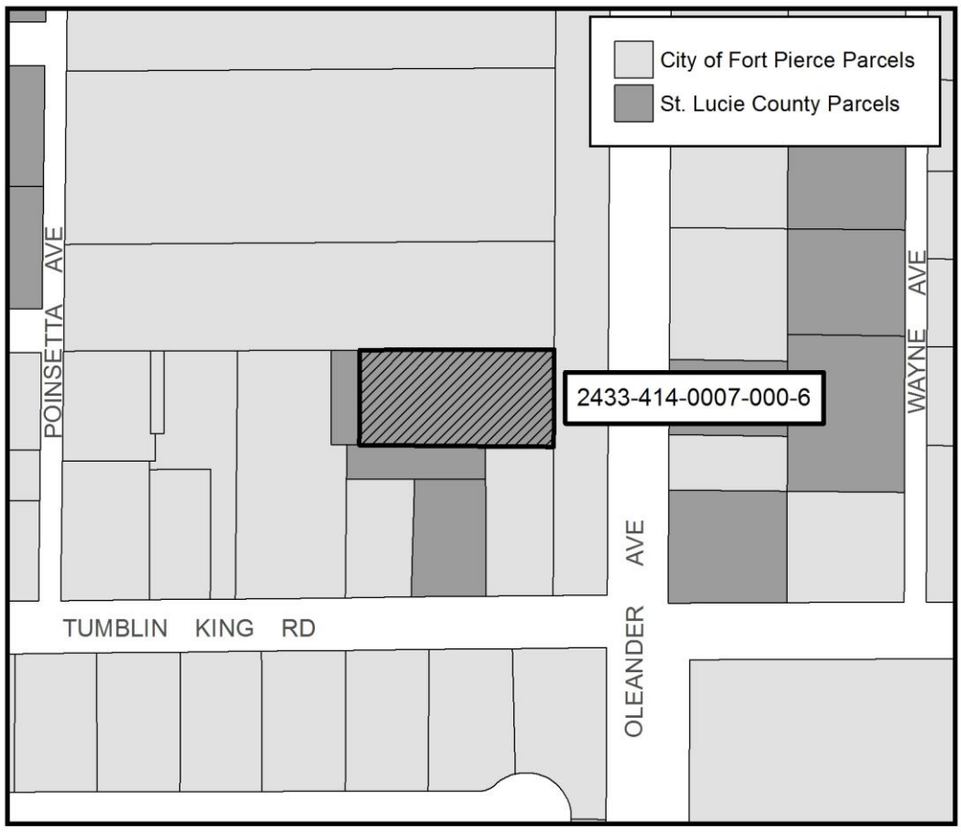
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

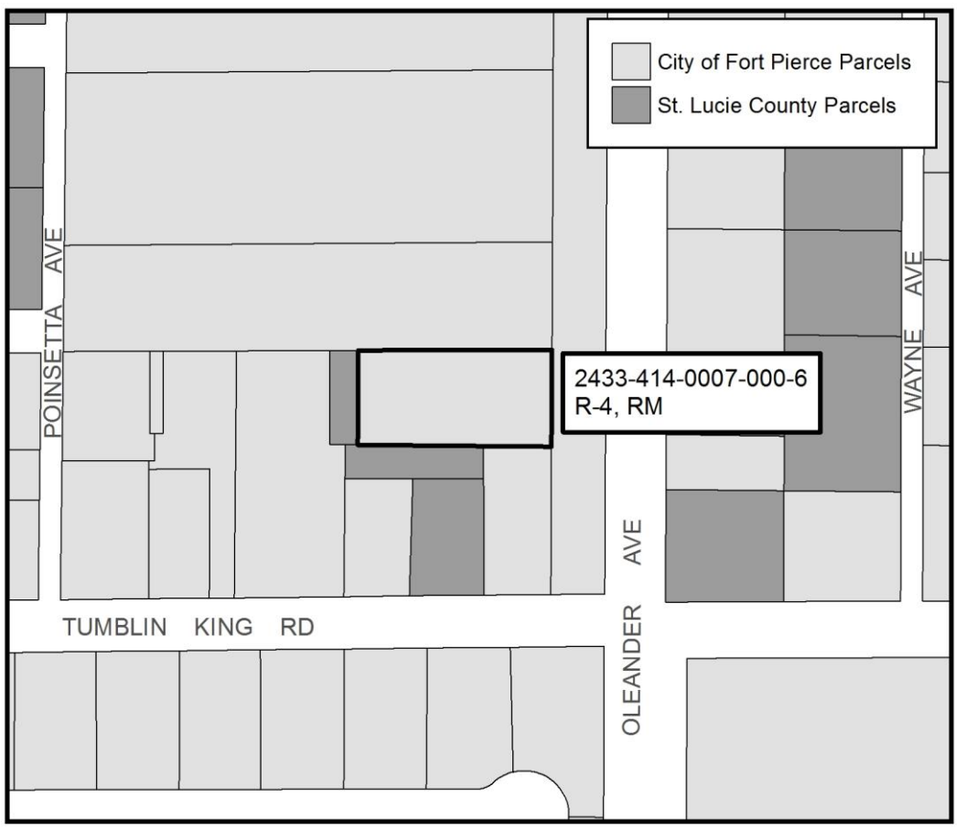
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



33 35 40 N 110 FT OF S 310 FT OF E 360 FT OF E 1/2 OF NE 1/4 OF SE 1/4-LESS RD AND CANAL- (0.68 AC - 29,621 SF) (OR 3600-385; 3601-189; 3626-941)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned RM-9, Residential Multi-Family (9 dwelling units per acre) with a Future Land Use of RM, Residential Medium (9 dwelling units per acre). Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of R-4, Medium Density Residential and have a Future Land Use Designation of RM, Medium Density Residential.

EXHIBIT C
Fort Pierce Utilities Authority Annexation Agreement

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4194678 OR BOOK 3873 PAGE 1644, Recorded 05/27/2016 at 04:22 PM

RETURN TO: R.N. KOBLEGARD, III, ESQ., COURTHOUSE BOX This instrument prepared by: **R. N. Koblegard, III, Esquire** **200 S. Indian River Drive, Suite 201** **Fort Pierce, FL 34950** Property Appraisers Parcel Identification (Folio) Number(s): 2433-414-0007-000-6	**ANNEXATION AGREEMENT** **INDIVIDUAL**
To: WATER/WASTEWATER ENGINEERING FORT PIERCE UTILITIES AUTHORITY POST OFFICE BOX 3191 FORT PIERCE, FLORIDA 34948-3191	4119 OLEANDER AVENUE, FORT PIERCE, FL 34982 Location Address 4119 OLEANDER AVENUE, FORT PIERCE, FL 34982 Mailing Address (if different from location address)

Dear Sir:

The undersigned does hereby apply to Fort Pierce Utilities Authority for water service and/or sewer service outside the City limits of the City of Fort Pierce, Florida to the following-described property which I own, to wit:

Parcel 1: That part of the North 110 feet, lying between the West 300 feet and the East 330 feet of the South 310 feet of the East one-half of the Northeast one-quarter of the Southeast one-quarter of Section 33, Township 35 South, Range 40 East, St. Lucie County, Florida. LESS AND EXCEPT Canal and Road rights of way.

Parcel 2: The North 110 feet of the South 310 feet of the East 330 feet of the East one-half of the Northeast one-quarter of the Southeast one-quarter of Section 33, Township 35 South, Range 40 East, St. Lucie County, Florida. LESS AND EXCEPT Canal and Road rights of way.

THE ABOVE-DESCRIBED PROPERTY IS/IS NOT THE HOMESTEAD OF THE GRANTOR.

I hereby agree that in consideration of my request for water service and/or sewer service to my property, that if my property either becomes contiguous to the City limits of the City of Fort Pierce, Florida, as such term is defined in the Laws of Florida, is subject to a Chapter 171 interlocal service boundary agreement where contiguity has been waived by the County, or may otherwise be lawfully annexed, that this application shall be considered as an application for the annexation of my above-described property into the City of Fort Pierce, Florida, together with any real property contiguous to the above described property owned by the undersigned at the time of signing or acquired in the future. I do also hereby for myself, my heirs, successors and assigns approve the annexation of my property into the City of Fort Pierce, Florida and consent thereto in the event that it, or any area including it, is proposed for annexation by election or otherwise. I waive any and all objections to annexation of the property and agree that this Agreement shall be construed to satisfy any requirements of law for consent to, or approval of, such annexation now or hereafter required.

I further confirm that this Agreement shall be binding upon my heirs, successors or assigns and that this document may be recorded in the Public Records of St. Lucie County, Florida for the purpose of serving as notice to all persons or entities.

In Witness Whereof, I hereunto set my hand and seal this 25th day of May, 2016.

Signed, sealed and delivered in our presence as witnesses:

Witness Signature

Printed Witness Signature

Witness Signature

Printed Witness Signature

Signature
Margaret Broadhead , a single adult
Printed Signature
4119 OLEANDER AVENUE
Address
FORT PIERCE, FL 34982
City, State, Zip

STATE OF FLORIDA
COUNTY OF ST. LUCIE

I hereby certify that on this day before me, an officer duly authorized to administer oaths and take acknowledgments, personally appeared Margaret Braodhead, a single adult, in whose name the foregoing instrument was executed, and that who severally acknowledged executing the same freely and voluntarily, and that I relied upon the following form of identification of the above-named person: Driver's License, and that an oath was not taken.

RUBBER STAMP NOTARY SEAL Nikol Martin NOTARY PUBLIC STATE OF FLORIDA Comm# FF210427 Expires 3/16/2019	Witness my hand and official Seal in the County and State last aforesaid this 25th day of May A.D. 2016. Notary Signature Notary Printed Signature

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 4119 Oleander Road

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: Jennifer Hofmeister-Drew **DATE**: 11-3-2021

City Commission Regular Meeting - 6:00 pm **12. o.**

Meeting Date: 12/06/2021

Re: Voluntary Annexation - 2120 North Old Dixie Highway - Ordinance No. 21-063

Submitted For: Jennifer Hofmeister, Planning Director, Planning & Zoning

SUBJECT:

Legislative Hearing - Ordinance No. 21-063 annexing property located at 2120 North Old Dixie Highway. SECOND READING

SUMMARY:

The property owner, East Coast Packers, LLC, is requesting a voluntary annexation of property located 2120 North old Dixie Highway with a corresponding Future Land Use and Zoning amendments from St. Lucie County Industrial (IND) and Industrial Light (IL), respectively to City of Fort Pierce Future Land Use designation of Industrial (I) with a compatible zoning classification of Light Industrial (I-1).

- The current St. Lucie County Future Land Use for 2120 North Old Dixie Highway is Industrial (IND) with a compatible St. Lucie County Zoning as Industrial Light (IL).
- Staff has confirmed that the property is located within unincorporated St. Lucie County and is contiguous to the Fort Pierce City municipal boundary.
- To ensure consistency with Policy 1.11.5 of the City's Comprehensive Plan, the proposed Future Land Use designation will be Industrial (I) and Zoning classification of Light Industrial (I-1).

RECOMMENDATION:

Staff recommends approval of the annexation request and associated changes to the Future Land Use and Zoning maps as the application meets the above standards of the City's Comprehensive Plan, specifically Policy Section 1.11 regarding annexations.

ALTERNATIVES:

Dissapprove.

RESPONSIBLE STAFF:

Jennifer Hofmeister-Drew, AICP, LCAM
Planning Director

COORDINATED WITH:

Technical Review Committee (TRC)

Fiscal Impact

Budgeted Y/N: N

Fiscal Year: N/A

Account: N/A

Amount: N/A

OTHER INFORMATION:

The current taxable value of each of the property is approximately $165,600. If the Application for Annexation is approved, it would create a new source of ad-valorem tax revenue annually to the City of Fort Pierce, depending on the millage rate per year, which currently is 6.9000.

Attachments

Presentation
staff report and supporting documentation
application and supporting documentation
Public Notification Certification
Ordinance No. 21-063

Form Review

Inbox	Reviewed By	Date
City Manager	Jennifer Hofmeister	11/03/2021 03:18 PM
City Manager	Jennifer Hofmeister	11/03/2021 04:16 PM
City Manager	Nick Mimms	11/04/2021 08:53 AM

Form Started By: Jennifer Hofmeister Started On: 11/01/2021 06:28 PM

Final Approval Date: 11/18/2021

Application for voluntary annexation 2120 North Old Dixie Highway

City Commission Regular Meeting
October 11, 2021

Location Map

2120 North Old Dixie Highway

Zoning:

Current – Industrial Light (IL) – St. Lucie County
Proposed – Light Industrial (I-1)

Future Land Use:

Current – Industrial (IND) – St. Lucie County
Proposed – Industrial

Staff Analysis and Recommendation

Voluntary annexations require, per Section 171.044, F.S.

Contiguous to a municipality

- Continuous means coterminous with a part of the boundary of the municipality.
- Can be separated by publicly owned county park; a right-of-way for a highway, road, railroad, canal, or utility; or a body of water, watercourse, or other minor geographical division of a similar nature, running parallel with and between the territory to be annexed.

Reasonably compact

- Compactness means concentration of a piece of property in a single area and precludes any action which would create enclaves, pockets, or finger areas in serpentine patterns.

Petition bears the signatures of all owners of property in the area proposed to be annexed

- This is a voluntary annexation made by the property owner.

Ordinance adopted under this section follows due process and notice

Staff Analysis and Recommendation

Staff has reviewed the Comprehensive Plan and finds the proposed annexation is consistent with Policy 1.11.1 of the City Comprehensive Plan: The City evaluates proposed annexations within the urban service boundary based upon the following criteria:

1. The ability of the City to provide public services at a level equal to or better than that available from the current service providers;

2. The ability of the City to provide public services at the City's adopted levels of service;

3. Whether the annexation would eliminate an unincorporated island or could be expanded to eliminate an unincorporated island; and

4. Whether the annexation would eliminate an irregularity or irregularities in the City's boundaries, thereby improving service delivery.

Planning Staff recommends that the Planning Board recommend **Approval** of the proposed annexation along with the Future Land Use and Zoning designations of I and I-1, respectively, for the parcel.

Planning Board Recommendation

October 11, 2021

Unanimously Recommended Approval

Possible Actions of the City Commission

Approve the Annexation of the parcel located at 2120 North Old Dixie Highway, or

Disapprove the Annexation of the parcel located at 2120 North Old Dixie Highway

Application for voluntary annexation 2120 North Old Dixie Highway

City Commission Regular Meeting
October 11, 2021

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

TO:	Nick C. Mimms, P.E., ICMA-CM, City Manager
FROM:	Jennifer Hofmeister-Drew, AICP, LCAM
RE:	Comprehensive Plan Amendment (Text Amendment) – Property Rights Element
MEETING DATE:	November 15, 2021

STAFF REPORT

Comprehensive Plan Amendment (Text Amendment)
Property Rights Element

At the September 7, 2021, City Commission meeting, the Commission voted to approve the transmittal to the Florida Department of Economic Opportunity (DEO) for review of the Comprehensive Plan Text Amendment to create a new Property Rights Element within the City of Fort Pierce Comprehensive Plan. The proposed Comprehensive Plan Amendment was drafted in accordance with the provisions of SB 59 (Fla. Stat. § 163.3177(6)(i)), which passed during the 2021 Florida Legislative Session, signed into law by Governor DeSantis, and incorporated into Florida's Community Planning Act. The new legislation mandated each local government to adopt a Property Rights Element into their comprehensive plan. The list of these provisions that must be addressed and have been included in the City's new Property Rights Element include the following four (4) rights:

1. The right of a property owner to physically possess and control their interests in the property, including easements, leases, or mineral rights.
2. The right of a property owner to use, maintain, develop, and improve their property for personal use or for the use of any other person, subject to state law and local ordinances.
3. The right of the property owner to privacy and to exclude others from the property to protect the owner's possessions and property.
4. The right of a property owner to dispose of their property through sale or gift.

The Technical Review Committee had no objections to the proposed Comprehensive Plan Amendment. At a special meeting held on August 23, 2021, the Planning Board, acting as the Local Planning Agency, recommended approval of the proposed Amendment. Lastly, on October 15, 2021, the Florida DEO completed an expedited review of the proposed Text Amendment and no comments on the proposed amendment (see Attachment 1). Therefore, staff is recommending APPROVAL of the proposed Comprehensive Amendment.

Attachment 1

Ron DeSantis
GOVERNOR

FLORIDA DEPARTMENT of ECONOMIC OPPORTUNITY

Dane Eagle
SECRETARY

October 15, 2021

The Honorable Linda Hudson
Mayor, City of Fort Pierce
100 N U.S. Highway 1
Fort Pierce, Florida 34950

Dear Mayor Hudson:

The Department of Economic Opportunity ("Department") has reviewed the proposed comprehensive plan amendment for the City of Fort Pierce (Amendment No. 21-03ESR) received on September 16, 2021. The review was completed under the expedited state review process. We have no comment on the proposed amendment.

The City should act by choosing to adopt, adopt with changes, or not adopt the proposed amendment. For your assistance, we have enclosed the procedures for adoption and transmittal of the comprehensive plan amendment. In addition, the City is reminded that:

- Section 163.3184(3)(b), F.S., authorizes other reviewing agencies to provide comments directly to the City. **If the City receives reviewing agency comments and they are not resolved, these comments could form the basis for a challenge to the amendment after adoption.**

- **The second public hearing,** which shall be a hearing on whether to adopt one or more comprehensive plan amendments, **must be held within 180 days** of your receipt of agency comments or the amendment shall be **deemed withdrawn** unless extended by agreement with notice to the Department and any affected party that provided comment on the amendment pursuant to Section 163.3184(3)(c)1., F.S.

- **The adopted amendment must be rendered to the Department.** Under Section 163.3184(3)(c)2. and 4., F.S., the **amendment effective date** is 31 days after the Department notifies the City that the amendment package is complete or, if challenged, until it is found to be in compliance by the Department or the Administration Commission.

An equal opportunity employer/program. Auxiliary aids and service are available upon request to individuals with disabilities. All voice telephone numbers on this document may be reached by persons using TTY/TTD equipment via the Florida Relay Service at 711.

If you have any questions concerning this review, please contact Paul Lim, Planning Analyst, by telephone at (850) 717-8511 or by email at Paul.Lim@deo.myflorida.com.

Sincerely,

Kelly D. Corvin, Regional Planning Administrator
Bureau of Community Planning and Growth

KDC/pl

Enclosure(s): Procedures for Adoption

cc: Rebecca Guerra, Assistant Planning Director, City of Fort Pierce
Thomas Lanahan, Executive Director, Treasure Coast Regional Planning Council

SUBMITTAL OF ADOPTED COMPREHENSIVE PLAN AMENDMENTS

FOR EXPEDITED STATE REVIEW

Section 163.3184(3), Florida Statutes

NUMBER OF COPIES TO BE SUBMITTED: Please submit electronically using the Department's electronic amendment submittal portal "**Comprehensive Plan and Amendment Upload**" (***https://floridajobs.secure.force.com/cp/***) **or** submit three complete copies of all comprehensive plan materials, of which one complete paper copy and two complete electronic copies on CD ROM in Portable Document Format (PDF) to the State Land Planning Agency and one copy to each entity below that provided timely comments to the local government: the appropriate Regional Planning Council; Water Management District; Department of Transportation; Department of Environmental Protection; Department of State; the appropriate county (municipal amendments only); the Florida Fish and Wildlife Conservation Commission and the Department of Agriculture and Consumer Services (county plan amendments only); and the Department of Education (amendments relating to public schools); and for certain local governments, the appropriate military installation and any other local government or governmental agency that has filed a written request.

SUBMITTAL LETTER: Please include the following information in the cover letter transmitting the adopted amendment:

_____ State Land Planning Agency identification number for adopted amendment package;

_____ Summary description of the adoption package, including any amendments proposed but not adopted;

_____ Identify if concurrency has been rescinded and indicate for which public facilities. (Transportation, schools, recreation and open space).

_____ Ordinance number and adoption date;

_____ Certification that the adopted amendment(s) has been submitted to all parties that provided timely comments to the local government;

_____ Name, title, address, telephone, FAX number and e-mail address of local government contact;

_____ Letter signed by the chief elected official or the person designated by the local government.

ADOPTION AMENDMENT PACKAGE: Please include the following information in the amendment package:

_____ In the case of text amendments, changes should be shown in strike-through/underline format.

_____ In the case of future land use map amendments, an adopted future land use map, **in color format,** clearly depicting the parcel, its future land use designation, and its adopted designation.

_____ A copy of any data and analyses the local government deems appropriate.

Note: If the local government is relying on previously submitted data and analysis, no additional data and analysis is required;

_____ Copy of the executed ordinance adopting the comprehensive plan amendment(s);

Suggested effective date language for the adoption ordinance for expedited review:

> "The effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after the state land planning agency notifies the local government that the plan amendment package is complete. If the amendment is timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance."

_____ List of additional changes made in the adopted amendment that the State Land Planning Agency did not previously review;

_____ List of findings of the local governing body, if any, that were not included in the ordinance and which provided the basis of the adoption or determination not to adopt the proposed amendment;

_____ Statement indicating the relationship of the additional changes not previously reviewed by the State Land Planning Agency in response to the comment letter from the State Land Planning Agency.

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

APPLICATION FOR ANNEXATION

Annexation applications will require the adoption of an ordinance which will require a public meeting before the Planning Board and two public hearings before the City Commission.

Application submission shall include the following:

- **TRC** (*Initial Submission): One (1) original and (8) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below.
- **Planning Board**: One (1) original and (16) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below.
- **City Commission**: One (1) original and (11) paper copies of the application and support documents and provide one (1) electronic copy of the application packet as described below.

In addition to a complete application, packets shall include:

- Warranty Deed
- Current Survey (completed within the last 12 months)

1. Address: **Mailing:** 1900 Old Dixie Hwy Ft. Pierce, Fl 34946 **Site:** 2120 N. Old Dixie Hwy Ft Pierce, Fl 34946

2. Legal description of real property for which annexation is being requested:

34 34 40 FROM SW COR OF SEC RUN N 668.5 FT, TH S 89 DEG 42 MIN E 347 FT TO E R/W OLD DIXIE HWY FOR POB, TH N 22 DEG 51 MIN W ON R/W 321 FT, TH AT RT ANG TO OLD DIXIE HWY 71.58 FT TO W R/W FEC RR, TH SELY ON R/W 344.29 FT, TH NWLY 57.7 FT TO E R/W OLD DIXIE AND POB- LESS AS IN UNRECORDED R/W MAP AND COUNTY DEED NO. 217 DATED 3/3/1941- (0.40 AC - 17,424 SF)

Property Tax ID: 1434-330-0001-000-7

3. **Size of described property: .4 acres**
4. **Project description: Existing Warehouse**
5. **Current St. Lucie County Future Land Use Designation: Industrial**
6. **Current St. Lucie County Zoning: Light Industrial**
7. **Is this a Historic property? No**
8. **Appraised value: $165,600**
9. **Name of Owner(s): East Coast Packers LLC**

Signature of Owner(s): Angela M. Sinnott, for East Coast Packers, LLC
Mailing Address: 1900 Old Dixie Hwy
City Fort Pierce State FL Zip 34946
Phone 772-465-7555 Fax772-460-5012

10. Name of Representative: Angela Sinnott

Signature of representative: Angela Sinnott

Mailing Address: 1900 Old Dixie Hwy

City: Fort Pierce State FL Zip 34946

Phone 772-465-7555 Fax 772-460-5012

E-mail: psinnott0@gmail.com CC: JFolds@eganfarms.com

INTAKE MEETINGS ARE REQUIRED FOR ALL SUBMITTALS. CALL (772) 467-3729

OFFICE USE:

DATE RECEIVED: _____ Signed: _____

File Number: _____ Check No: _____ Receipt No: __

TRC Review: _____ Planning Board Review: _____ City Commission:

Ordinance No: _____ Date Approved: _____

JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4467984 OR BOOK 4167 PAGE 288, Recorded 08/08/2018 11:33:12 AM Doc Ta
$0.70

PREPARED BY AND RETURN TO:
Richard M. Carnell, Jr., Esq.
1900 Old Dixie Highway
Fort Pierce, Florida 34946

Parcel ID #'s
1434-330-0001-000-7
1433-440-0001-020-8
1433-410-0002-000-6

Space Above this Line for Recording Data

This conveyance is a transfer of unencumbered real property and is a transfer for no reasonable determinable pecuniary value and is exempt from payment of documentary stamps tax in accordance with Crescent Miami Center, LLC v. Florida Department of Revenue, 903 So. 2d 913 (Fla. 2005), F.S. §201.0201, and Fla. Admin. Code Rule 12B-4.014.

QUIT CLAIM DEED

THIS QUIT CLAIM DEED is made this 31th day of July, 2018, between **EAST COAST PACKERS, INC.,** a Florida corporation, whose address is 1900 Old Dixie Highway, Fort Pierce, Florida 34946 of the County of Indian River, State of Florida (hereinafter "Grantor"), to **EAST COAST PACKERS, LLC,** a Florida limited liability company whose address 1900 Old Dixie Highway, Fort Pierce, Florida 34946 of the County of St. Lucie, State of Florida (hereinafter "Grantee")

WITNESSETH:

That Grantor, for and in consideration of the sum of $10.00 and other good and valuable consideration, has remised, released and quitclaimed and by these presents does remise, release and quitclaim unto Grantee, her/his/their successors and assigns:

ALL THAT CERTAIN real property located in St. Lucie County, Florida and more particularly described as follows:

See Exhibit "A" attached hereto

SUBJECT to restrictions, reservations and easements of record, if any, which are not reimposed hereby:

TOGETHER with all and singular tenements, hereditaments and appurtenances whatsoever thereunto belonging or in any wise appertaining, and the reversions, remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, claim and demand whatsoever in and to the same and every part thereof.

TO HAVE AND TO HOLD the same in fee simple forever.

THIS Quit Claim Deed was prepared without the benefit of a title search.

IN WITNESS WHEREOF, Grantor has caused this Deed to be executed the day and year first above written.

Signed, sealed and delivered
In the presence of:

Angela M. Sindt
Print Name: Angela M. Sindt

Jessica Folds
Print Name: Jessica Folds

GRANTOR:
EAST COAST PACKERS, INC.
a Florida corporation

Bernadette M. Emerick
Bernadette M. Emerick, President

STATE OF FLORIDA
COUNTY OF ST. LUCIE

The foregoing Quit Claim Deed was acknowledged before me this 31st day of July, 2018, by Bernadette M. Emerick, who is the President, of East Coast Packers, Inc., a Florida corporation [X] who is personally known to me or [ ] who produced driver's licenses as identification.

TERI M. WEYANDT
MY COMMISSION # GG 227765
EXPIRES: July 17, 2022
Bonded Thru Notary Public Underwriters

Teri M. Weyandt
Print Name: Teri M. Weyandt
My Commission Expires: 7-17-2022

EXHIBIT "A"

Parcel 1

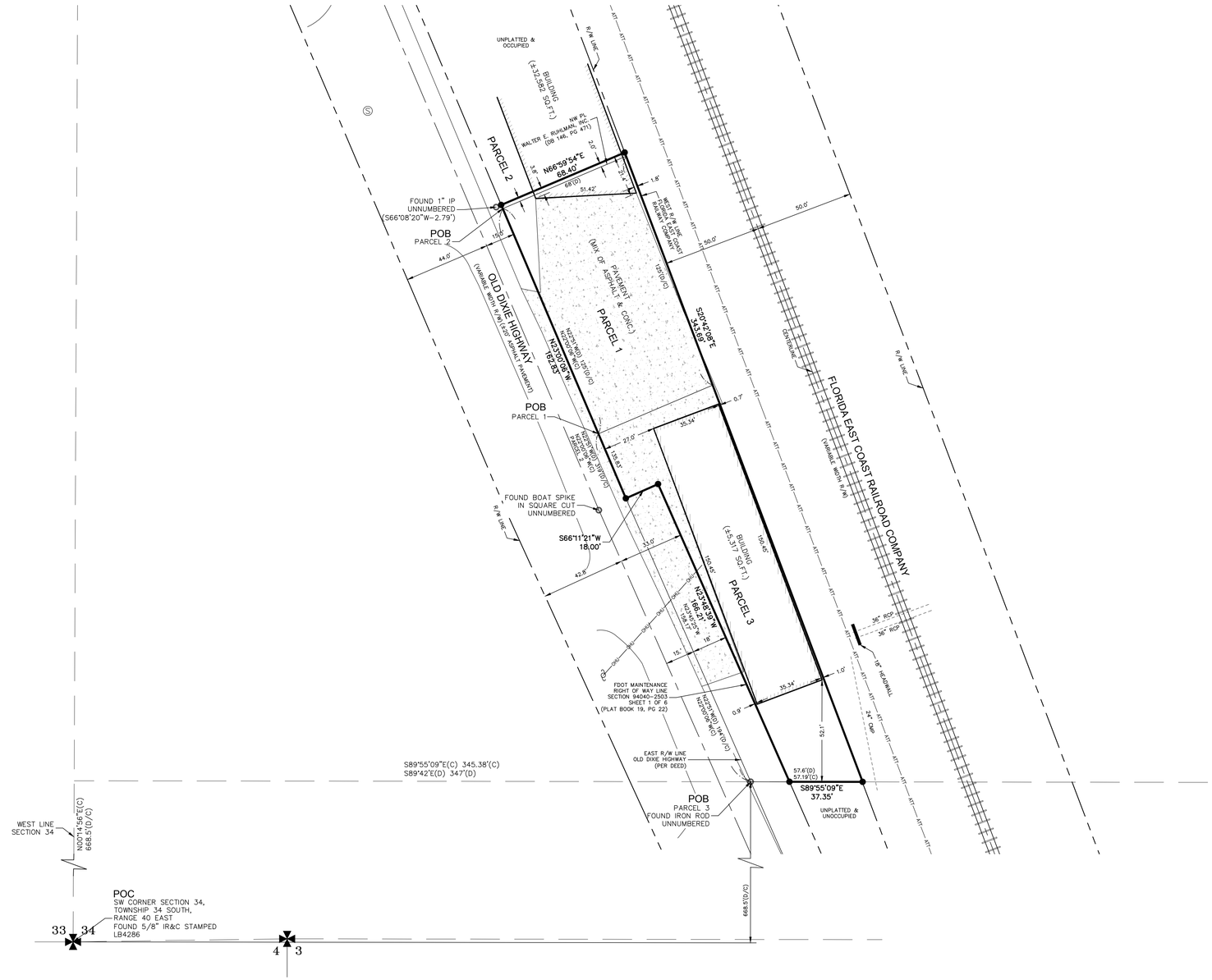
From the Southwest corner of Section 34, Township 34, South Range, 40 East, run northerly along the section line 668.5 feet; thence South 89° 42' East, a distance of 347 feet to the East right-of-way line of Old Dixie Highway; thence North 22° 51' West, along said East right-of-way line of Old Dixie Highway, a distance of 194 feet to the point beginning; thence continue North 22° 51' West along said East right-of-way line of Old Dixie Highway, a distance of 125 feet; thence at right angles to said East right-of-way of Old Dixie Highway, run a distance of 68 feet to the West right-of-way line of the Florida East Coast Railway Company; thence run southeasterly along the West right-of-way line of said Railway Company, a distance of 125 feet; thence run in a southwesterly direction at right angles to the said West right-of-way line of the Florida East Coast Railway Company to the East right-of-way line of Old Dixie Highway and the point of beginning.

Parcel 2

From the Southwest corner of Section 34, Township 34 South, Range 40 East, run northerly along the section line, 668.5 feet; thence run South 89° 42' East, a distance of 347 feet to the East right-of-way line of Old Dixie Highway; thence run North 22° 51' West along said East right-of way line of Old Dixie Highway a distance of 319 feet to the point of beginning; thence at right angles to said East right-of-way line of Old Dixie Highway a distance of 68 feet along the northwesterly boundary of that certain tract of land conveyed to Walter E. Ruhlman, Inc., as appears in Deed Book 146, page 471, of the public records of St. Lucie County, Florida, to the West right-of-way line of the Florida East Coast Railway Company; thence run northwesterly along the West right-of-way line of the Railway Company aforesaid, a distance of 2 feet; thence run southwesterly at right angles to the West right-of-way line of the Railway Company aforesaid, to the East right-of-way line of Old Dixie Highway; thence southeasterly along the East right-of-way line of Old Dixie Highway a distance of 2 feet to the point of beginning.

Parcel 3

From the Southwest corner of Section 34, Township 34 South, Range 40 East, run northerly along the section line 668.5 feet; thence run South 89° 42' East to the East right-of-way line of Old Dixie Highway for point of beginning; said point being 668.5 feet North of the section line; thence run North 22° 51' West along the East right-of-way line of Old Dixie Highway a distance of 194 feet; thence at right angles to said East right-of-way line of Old Dixie Highway run to the West right-of-way line of the Florida East Coast Railway Company; thence run southeasterly along the West right-of-way line of said Railway Company to a point which is 668.5 feet north of the section line; thence run West 57.6 feet to the point of beginning.



30 22.5 15 7.5 0 15 30 60

SCALE IN FEET: 1" = 30'

LEGEND

(P)	PLAT DATA	℄	CENTERLINE
(C)	CALCULATED FROM FIELD MEASUREMENTS	PL	PROPERTY LINE
(D)	DEED	No.	NUMBER
P.O.C.	POINT OF COMMENCEMENT	TYP	TYPICAL
P.O.B.	POINT OF BEGINNING	EL	ELEVATION
P.L.S.	PROFESSIONAL LAND SURVEYOR	INV	INVERT
L.B.	LICENSED BUSINESS	CONC	CONCRETE
PRM	PERMANENT REFERENCE MONUMENT	CATV	CABLE TELEVISION
IR&C	5/8" IRON ROD & CAP	SQ.	SQUARE
C.M.	CONCRETE MONUMENT	FT.	FEET
IR	IRON ROD	INFO.	INFORMATION
FND	FOUND	TOB	TOP OF BANK
O.R.B.	OFFICIAL RECORDS BOOK	OHU	OVERHEAD UTILITIES
DB	DEED BOOK	ATT	AMERICAN TELEPHONE & TELEGRAPH
PB	PLAT BOOK		FIRE HYDRANT
PG	PAGE		VALVE
Δ	CENTRAL ANGLE		DRAINAGE MANHOLE
R	RADIUS		SANITARY MANHOLE
L	ARC LENGTH		HAND HOLE
CB	CHORD BEARING		WOOD POWER POLE
CD	CHORD DISTANCE		CONCRETE POWER POLE
UGE	UNDERGROUND ELECTRIC		WELL
UG AT&T	UNDERGROUND AT&T		CABLE TV JUNCTION BOX
R/W	RIGHT OF WAY		SIGN
A/C	AIR CONDITIONING		SANITARY CLEAN OUT
CBS	CONCRETE BLOCK STRUCTURE		WATER METER
WM	WATER MAIN		LIGHT POLE
U.E.	UTILITY EASEMENT		
D.E.	DRAINAGE EASEMENT		
FDOT	FLORIDA DEPARTMENT OF TRANSPORTATION		
●	SET 5/8" IR&C STAMPED LB6844		

DESCRIPTION

PARCEL 1

FROM THE SOUTHWEST CORNER OF SECTION 34, TOWNSHIP 34, SOUTH RANGE, 40 EAST, RUN NORTHERLY ALONG THE SECTION LINE 668.5 FEET; THENCE SOUTH 89° 42' EAST, A DISTANCE OF 347 FEET TO THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY; THENCE NORTH 22° 51' WEST, ALONG SAID EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY, A DISTANCE OF 194 FEET TO THE POINT BEGINNING; THENCE CONTINUE NORTH 22° 51' WEST ALONG SAID EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY, A DISTANCE OF 125 FEET; THENCE AT RIGHT ANGLES TO SAID EAST RIGHT–OF–WAY OF OLD DIXIE HIGHWAY, RUN A DISTANCE OF 68 FEET TO THE WEST RIGHT–OF–WAY LINE OF THE FLORIDA EAST COAST RAILWAY COMPANY; THENCE RUN SOUTHEASTERLY ALONG THE WEST RIGHT–OF–WAY LINE OF SAID RAILWAY COMPANY, A DISTANCE OF 125 FEET; THENCE RUN IN A SOUTHWESTERLY DIRECTION AT RIGHT ANGLES TO THE SAID WEST RIGHT–OF–WAY LINE OF THE FLORIDA EAST COAST RAILWAY COMPANY TO THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY AND THE POINT OF BEGINNING.

PARCEL 2

FROM THE SOUTHWEST CORNER OF SECTION 34, TOWNSHIP 34 SOUTH, RANGE 40 EAST, RUN NORTHERLY ALONG THE SECTION LINE, 668.5 FEET; THENCE RUN SOUTH 89° 42' EAST, A DISTANCE OF 347 FEET TO THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY; THENCE RUN NORTH 22° 51' WEST ALONG SAID EAST RIGHT–OF WAY LINE OF OLD DIXIE HIGHWAY A DISTANCE OF 319 FEET TO THE POINT OF BEGINNING; THENCE AT RIGHT ANGLES TO SAID EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY A DISTANCE OF 68 FEET ALONG THE NORTHWESTERLY BOUNDARY OF THAT CERTAIN TRACT OF LAND CONVEYED TO WALTER E. RUHLMAN, INC., AS APPEARS IN DEED BOOK 146, PAGE 471, OF THE PUBLIC RECORDS OF ST. LUCIE COUNTY, FLORIDA, TO THE WEST RIGHT–OF–WAY LINE OF THE FLORIDA EAST COAST RAILWAY COMPANY; THENCE RUN NORTHWESTERLY ALONG THE WEST RIGHT–OF–WAY LINE OF THE RAILWAY COMPANY AFORESAID, A DISTANCE OF 2 FEET; THENCE RUN SOUTHWESTERLY AT RIGHT ANGLES TO THE WEST RIGHT–OF–WAY LINE OF THE RAILWAY COMPANY AFORESAID, TO THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY; THENCE SOUTHEASTERLY ALONG THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY A DISTANCE OF 2 FEET TO THE POINT OF BEGINNING.

PARCEL 3

FROM THE SOUTHWEST CORNER OF SECTION 34, TOWNSHIP 34 SOUTH, RANGE 40 EAST, RUN NORTHERLY ALONG THE SECTION LINE 668.5 FEET; THENCE RUN SOUTH 89° 42' EAST TO THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY FOR POINT OF BEGINNING; SAID POINT BEING 668.5 FEET NORTH OF THE SECTION LINE; THENCE RUN NORTH 22° 51' WEST ALONG THE EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY A DISTANCE OF 194 FEET; THENCE AT RIGHT ANGLES TO SAID EAST RIGHT–OF–WAY LINE OF OLD DIXIE HIGHWAY RUN TO THE WEST RIGHT–OF–WAY LINE OF THE FLORIDA EAST COAST RAILWAY COMPANY; THENCE RUN SOUTHEASTERLY ALONG THE WEST RIGHT–OF–WAY LINE OF SAID RAILWAY COMPANY TO A POINT WHICH IS 668.5 FEET NORTH OF THE SECTION LINE; THENCE RUN WEST 57.6 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING ALL RIGHTS–OF–WAYS.

PARCELS 1, 2 AND 3 CONTAIN 0.4 ACRES, MORE OR LESS.

NOTES

1) REPRODUCTIONS OF THIS MAP ARE NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. THIS SURVEY CANNOT BE TRANSFERRED OR ASSIGNED WITHOUT THE SPECIFIC WRITTEN PERMISSION OF BRYAN C SMITH & ASSOCIATES, LLC. IT IS A VIOLATION OF CHAPTER 5J–17, FLORIDA ADMINISTRATIVE CODE, TO ALTER THIS SURVEY WITHOUT THE EXPRESS PRIOR WRITTEN CONSENT OF THE SURVEYOR. ADDITIONS AND/OR DELETIONS MADE TO THE FACE OF THIS SURVEY WILL MAKE THIS SURVEY INVALID.
2) DESCRIPTION SHOWN HEREON PROVIDED BY THE CLIENT AND/OR THEIR AGENT. THE DESCRIPTION SHOWN HEREON IS BASED ON OFFICIAL RECORDS BOOK 4167, PAGE 288, AND IS FROM ST. LUCIE COUNTY CLERK OF THE COURTS WEB SITE, BASED ON THE ST. LUCIE COUNTY PROPERTY APPRAISER'S WEB SITE, ACCORDING TO THE ADDRESS OF THE PROPERTY AS SUPPLIED BY THE CLIENT.
3) UNDERGROUND UTILITIES, UTILITY SERVICES, FOUNDATIONS AND IMPROVEMENTS WERE NOT LOCATED AS PART OF THIS SURVEY.
4) OVERALL PARCEL CONTAINS 0.4 ACRES, MORE OR LESS.
5) THE LAST DATE OF FIELD WORK WAS 8/3/2021.
6) REVISIONS SHOWN HEREON DO NOT REPRESENT A "FIELD SURVEY UPDATE" UNLESS OTHERWISE NOTED.
7) THE WEST LINE OF SECTION 34, TOWNSHIP 34 SOUTH, RANGE 40 EAST IS ASSUMED TO BEAR NORTH 00°14'56" EAST AND ALL OTHER BEARINGS SHOWN HEREON ARE RELATIVE THERETO.
8) IN SOME INSTANCES, GRAPHIC REPRESENTATIONS AND SYMBOLS SHOWN HAVE BEEN EXAGGERATED TO MORE CLEARLY ILLUSTRATE THE RELATIONSHIP BETWEEN PHYSICAL IMPROVEMENTS AND/OR LOT LINES. THE DIMENSIONS SHOWN SHALL CONTROL THE LOCATION, OF THE IMPROVEMENTS, OVER THE SCALED POSITIONS.
9) LANDS SHOWN HEREON WERE NOT ABSTRACTED BY THIS OFFICE FOR RIGHTS–OF–WAY, EASEMENTS OF RECORD, OWNERSHIP, ABANDONMENT'S, DEED RESTRICTIONS, OR MURPHY ACT DEEDS. THIS INFORMATION SHOULD BE OBTAINED THROUGH APPROPRIATE TITLE VERIFICATION.
10) SECTION LINES AND MONUMENTATION SHOWN HEREON AND USED TO DETERMINE PROPERTY BOUNDARIES ARE BASED ON PREVIOUS SURVEYS AND HISTORICAL SECTIONAL INFORMATION. SOME MONUMENTATION MAY HAVE BEEN DESTROYED, SINCE THE ORIGINAL DELINEATION OR RESOLUTION, OF THE SECTIONAL SURVEY.
11) THE SURVEY MAP SHOWN HEREON DOES NOT NECESSARILY CONTAIN ALL OF THE INFORMATION OBTAINED OR DEVELOPED BY THE UNDERSIGNED SURVEYOR IN HIS FIELD WORK, OFFICE WORK OR RESEARCH.

BRYAN C. SMITH SIGNATURE DATE:
PROFESSIONAL SURVEYOR AND MAPPER FLORIDA REGISTRATION NUMBER LS 6844

BRYAN C. SMITH & ASSOCIATES, LLC
6000 BAMBOO DRIVE
FT PIERCE, FL 34982
772–349–6394
CERTIFICATE OF AUTHORIZATION LB# 8315

EAST COAST PACKERS, LLC
FORT PIERCE, FLORIDA

BOUNDARY SURVEY

REVISIONS	NO.	DESCRIPTION	DATE

ISSUE DATE: 7/27/2021
DRAWN BY: BCS
CHECKED BY: CP
SCALE: 1" = 30'

JOB NO. 1287
SHEET NO. 1

D:\Drawings\Drawings\1287 Egret East Coast Packers\CAD\East Coast Packers 4 Ac Boundary Survey.dwg, P1, 8/4/2021 1:31:36 PM, DWG To PDF.pc3

THE SUNRISE CITY
FORT PIERCE
PLANNING DEPARTMENT Florida

PUBLIC NOTIFICATION CERTIFICATION

PROJECT NAME: 2120 North Old Dixie Highway

NOTICES PROVIDED PURSUANT TO: 125-7

NOTICE BY NEWSPAPER: 11-5-2021 and 11-26-2021-

NOTICE BY MAIL: 10-7-2021 (to St. Lucie County Administrator and Attorney per Joint Planning Agreement)

NOTICE BY SIGNS: n/a

VERIFIED BY: Jennifer Hofmeister-Drew, AICP, LCAM **TITLE**: Planning Director

SIGNATURE: **DATE**: 11-3-2021

ORDINANCE NO. 21-063

AN ORDINANCE EXTENDING THE TERRITORIAL LIMITS OF THE CITY OF FORT PIERCE, FLORIDA, TO INCLUDE **2120 NORTH OLD DIXIE HIGHWAY IN FORT PIERCE, FLORIDA** AND SHOWN ON EXHIBIT A; DIRECTING THE ST. LUCIE COUNTY PROPERTY APPRAISER TO ASSESS SAID PROPERTY AND PLACE IT ON THE CITY TAX ROLLS AS OF JANUARY 1, 2022; DIRECTING THE ST. LUCIE COUNTY TAX COLLECTOR TO COLLECT TAXES ON THE HEREIN DESCRIBED PROPERTY; ESTABLISHING THE ZONING DESIGNATION; ESTABLISHING THE LAND USE DESIGNATION; DIRECTING FILING OF THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT AND CHIEF ADMINISTRATIVE OFFICER OF ST. LUCIE COUNTY; DIRECTING REVISION OF THE CHARTER BOUNDARY ARTICLE TO BE FILED WITH THE DEPARTMENT OF STATE AND SUBMITTED TO THE OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH; PROVIDING FOR A SEVERABILITY CLAUSE; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT HEREWITH; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Part I, Chapter 171, Florida Statutes, sets forth a procedure for Municipal Annexation; and;

WHEREAS, in accordance with Chapter 171.044 F.S., the owner or owners of real property in an unincorporated area of a county which is contiguous to a municipality and reasonably compact may apply to the governing body of said municipality to have said property be annexed to the municipality; and

WHEREAS, the owners have submitted an application petitioning the property to be annexed to the municipality of the City of Fort Pierce, and

WHEREAS, the City of Fort Pierce Planning Board, at their November 8, 2021, meeting, voted X to X to recommend approval of the request; and

WHEREAS, in accordance with Policy Section 4.1.1 of the Joint Planning Agreement between the City of Fort Pierce and St. Lucie County, the City Planning Department has provided notice of this annexation by mail to the St. Lucie County Administrator's Office by October 15, 2021, no fewer than thirty (30) days prior to the first reading of this annexation by the City Commission of the City of Fort Pierce, Florida; and

WHEREAS, in accordance with Chapter 171.044(6) of the Florida Statutes, the City Planning Department has provided notice of this annexation, via certified mail, to the St. Lucie County Board of County Commissioners by November 5, 2021, no fewer than ten (10) days prior to publishing or posting the ordinance notice; and

NOW, THEREFORE BE IT ORDAINED by the City Commission of the City of Fort Pierce, Florida as follows:

SECTION 1. The territorial limits of the City of Fort Pierce, Florida, are hereby extended, as depicted on Exhibit "A," attached hereto and incorporated herein; and annexed into the City:

Parcel ID: 1434-330-0001-000-7

34 34 40 FROM SW COR OF SEC RUN N 668.5 FT, TH S 89 DEG 42 MIN E 347 FT TO E R/W OLD DIXIE HWY FOR POB, TH N 22 DEG 51 MIN W ON R/W 321 FT, TH AT RT ANG TO OLD DIXIE HWY 71.58 FT TO W R/W FEC RR, TH SELY ON R/W 344.29 FT, TH NWLY 57.7 FT TO E R/W OLD DIXIE AND POB- LESS AS IN UNRECORDED R/W MAP AND COUNTY DEED NO. 217 DATED 3/3/1941- (0.40 AC - 17,424 SF)

Said property containing 0.40 acres, more or less, and being generally located at 2120 North Old Dixie Highway in Fort Pierce, Florida.

SECTION 2. That the St. Lucie County Property Appraiser and the St. Lucie County Tax Collector are directed to place upon and add to the assessment roll, and to collect taxes on the land described in Exhibit "A" hereof as of January 1, 2022, and subsequent years, and to enter the same at such valuation that it will bear an equal and just proportion of taxes as of that date and subsequent years.

SECTION 3. That upon this ordinance becoming effective, the land herein described in Exhibit "A" and annexed into the territorial limits of the City of Fort Pierce shall be zoned I-1, Light Industrial, and assigned a Future Land Use Designation of I, Industrial, as depicted on Exhibit "B" attached hereto and incorporated herein.

SECTION 4. That in accordance with Chapter 171.044(3), this ordinance shall be filed with clerk of the circuit court, the chief administrative officer of St. Lucie County, and the Department of State within seven (7) days after adoption.

SECTION 5. That in accordance with Chapter 171.091, any change in the City boundaries through annexation shall revise the charter boundary article and shall be filed as a revision of the charter with the Department of State within thirty (30) days; and a copy of such revision shall be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area.

SECTION 6. The provisions of this Ordinance are declared to be severable and if any section, sentence, clause, or phrase of this Ordinance shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses, and phrases of this Ordinance but shall remain in effect, it being the legislative intent that this Ordinance shall stand notwithstanding the invalidity of any part.

SECTION 7. All ordinances or parts thereof that may be determined to be in conflict herewith are hereby repealed.

SECTION 8. This Ordinance shall be and become effective immediately upon final passage.

APPROVED AS TO FORM & CORRECTNESS:

_____
Tanya M. Earley
City Attorney

STATE OF FLORIDA
COUNTY OF ST. LUCIE

WE, THE UNDERSIGNED, Mayor Commissioner and the City Clerk of the City of Fort Pierce, Florida, do hereby certify that the foregoing and above Ordinance No. 21-063 was duly advertised in accordance with Section 171.044(2) of the Florida Statutes in the St. Lucie News Tribune on Friday, November 5, 2021, and Friday, November 26, 2021; copy of said Ordinance was made available at the office of the City Clerk to the public upon request; said Ordinance was duly introduced, read by title only, and passed on first reading by the City Commission of the City of Fort Pierce, Florida, on November 15, 2021; and was duly introduced, read by title only, and passed on second and final reading December 6, 2021, by the City Commission of the City of Fort Pierce, Florida.

IN WITNESS HEREWITH, we hereunto set our hands and affix the Official Seal of the City of Fort Pierce, Florida, this 6th day of December, 2021.

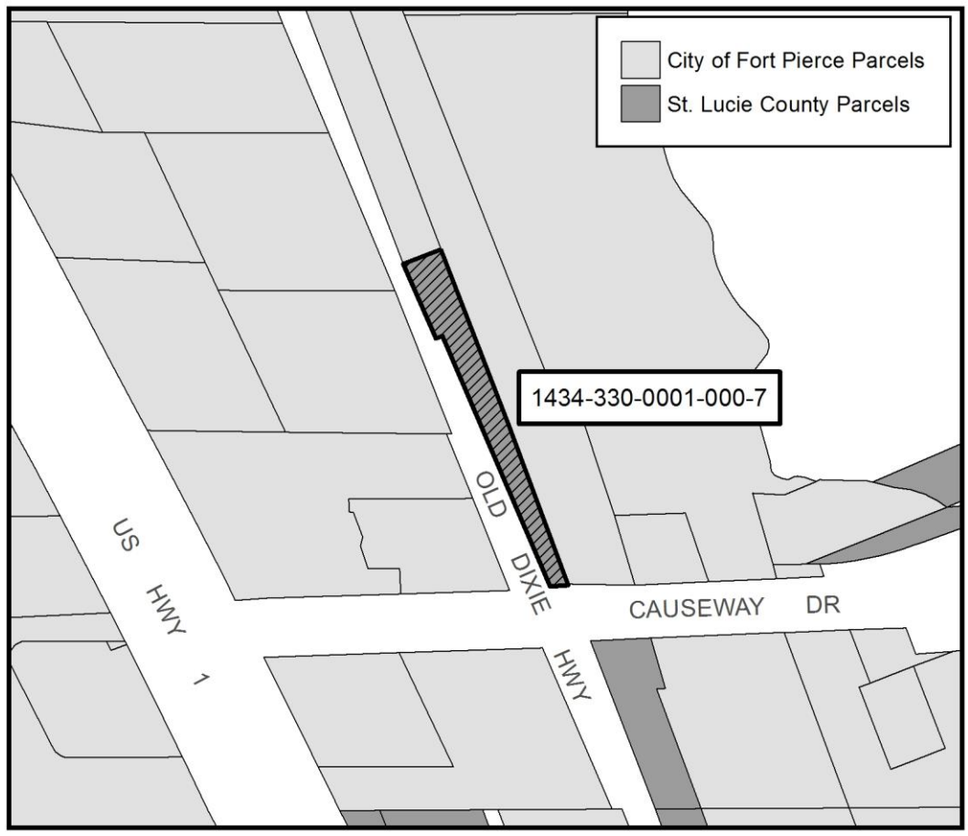
_____
Linda Hudson
MAYOR COMMISSIONER

ATTEST

_____
Linda W. Cox
CITY CLERK

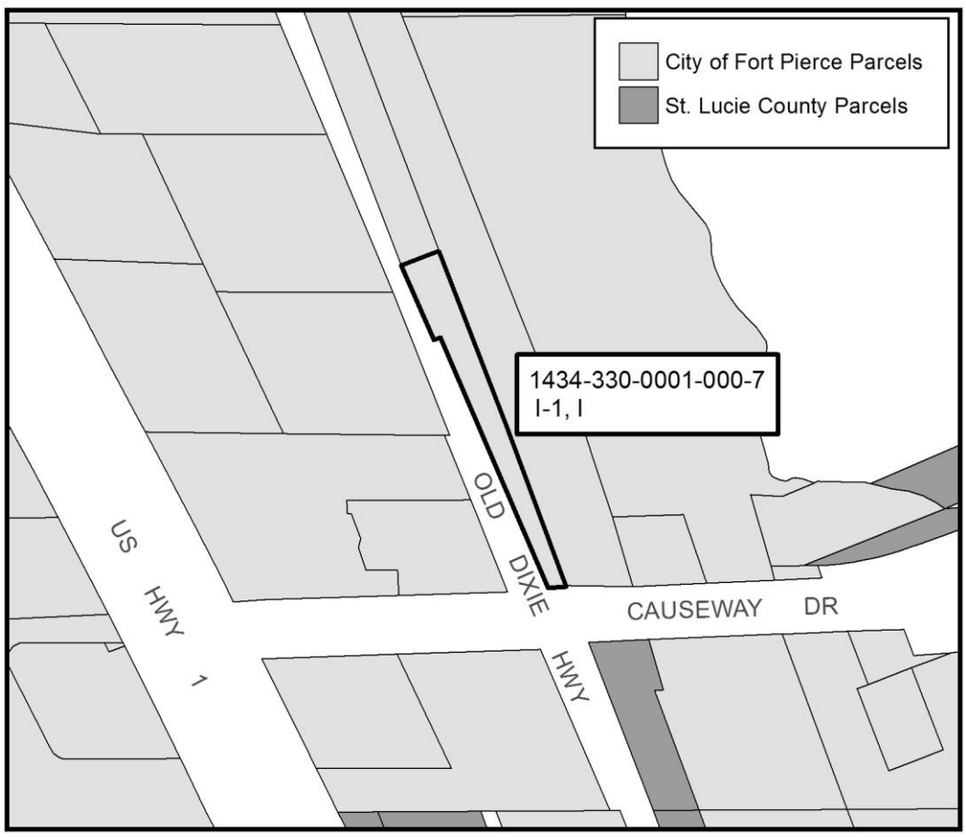
(CITY SEAL)

EXHIBIT A
Annexed Area & Legal Description



34 34 40 FROM SW COR OF SEC RUN N 668.5 FT, TH S 89 DEG 42 MIN E 347 FT TO E R/W OLD DIXIE HWY FOR POB, TH N 22 DEG 51 MIN W ON R/W 321 FT, TH AT RT ANG TO OLD DIXIE HWY 71.58 FT TO W R/W FEC RR, TH SELY ON R/W 344.29 FT, TH NWLY 57.7 FT TO E R/W OLD DIXIE AND POB- LESS AS IN UNRECORDED R/W MAP AND COUNTY DEED NO. 217 DATED 3/3/1941- (0.40 AC - 17,424 SF)

EXHIBIT B
Zoning & Future Land Use Designation Assignment



The property to be annexed is currently zoned IL, Industrial Light with a Future Land Use of IND, Industrial. Once annexed, this parcel will have a City of Fort Pierce Zoning Designation of I-1, Light Industrial and have a Future Land Use Designation of I, Industrial.

City Commission Regular Meeting - 6:00 pm **15. a.**

Meeting Date: 12/06/2021

Re:

SUBJECT:

Reports

Attachments

Strategic Plan Update
City Manager's Report
Purchase Order Report

Form Review

Form Started By: Jennifer Robinson Started On: 11/17/2021 03:38 PM

Final Approval Date: 11/17/2021

FORT PIERCE

2021

STRATEGIC PLAN

FORT PIERCE
Strategic Plan 2021 Goals

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FORT PIERCE
Strategic Plan 2021 Goals

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FORT PIERCE
Strategic Plan 2021 Goals

SERVING OUR COMMUNITY

GOAL 1: New Alternative Revenue Sources: Report and Direction

Key Issues

- Parking Fee
- Entertainment Fee
- Fees for Non-Residents
- Mobility Fee
- Dwelling Rental Fee
- Other Fees

Milestones		November 1, 2021 Update
1. ~~Identify and evaluate potential revenue options~~	~~4/21~~	Complete
2. ~~Prepare initial report~~	~~5/21~~	Complete
3. ~~Finalize report~~	~~6/21~~	Complete
4. ~~BUDGET WORKSHOP: Presentation and Direction~~	~~7/21~~	Complete
5. ~~DECISION: Budget FY 2022 Direction~~	~~9/21~~	Complete
Responsibility: Finance Director		

GOAL 2: Regional Homeless Strategy: Goals/Outcomes, Community Problem Analysis and Development

Key Issues

- Treasure Coast Homeless Service Coalition
- GraceWay Village
- St. Lucie County
- United Against Poverty
- In the Image of Christ
- Salvation Army
- St. Lucie School District
- Children's Services Council
- Veterans Services

- Roles
- Services
- Needs
- Current Resources
- Additional Resources
- Best Practices
- Ordinance – Panhandling
- Ordinance – Sleeping in Public

Milestones		
A.	**Conceptual Strategy**	
	~~1. Initiate a meeting with County Manager and City Managers to discuss homelessness – needs and responsibilities~~	~~3/21~~
	~~2. Initiate meeting with Sheriff and Police Chiefs to discuss homelessness~~	~~3/21~~
	~~3. Initiate discussions among the Governing Bodies~~	~~5/21~~
	Responsibility: City Manager (Police)	
B.	**City Short-Term Actions**	
	~~1. Gather information on ordinances and best practices~~	~~2/21~~
	~~2. Prepare report~~	~~3/21~~
	3. CONFERENCE AGENDA: Report and Direction	12/21
	4. Prepare ordinance(s)	1/22
	5. DECISION: Ordinance Adoption	1/22
	Responsibility: City Attorney	

November 1, 2021 Update

St. Lucie County staff will present "Addressing Homelessness and Housing in St. Lucie County during the December City Commission Conference Agenda. The presentation will include the status of several county-wide initiatives, their impact on the community and how the City fits into the strategy to sustain these efforts.

GOAL 3: Police Retention and Compensation

Key Issues

- Police Service Level and Staff Needs
- Health Insurance
- Labor Contract
- Incentive for Police
- Funding
- Population Growth
- Service Area Growth

Milestones		November 1, 2021 Update
1. Prepare an updated Police Staffing Report	6/21	The Fort Pierce Police Department is continuing an internal staffing study to determine staffing allocation.
2. ~~Present Report to the City Manager~~	~~6/21~~	Complete
3. ~~Develop City budget proposal~~	~~6/21~~	Complete
4. ~~BUDGET WORKSHOP: Presentation and Direction~~	~~7/21~~	Complete
5. ~~DECISION: Budget FY 2022 Funding~~	~~9/21~~	Complete
Responsibility: Police Chief		

GOAL 4: City Commission Districts/Re-Districting and Compensation: Direction

Key Issues

- Districts
- Election Reform
- Court Decision (1992)/Agreement
- Code of Ordinance
- Cost of Living Increase
- Process Clean-up
- Compensation Level
- Market Analysis
- Charter Revision
- Candidate Eligibility
- Length of Residency

Milestones	
1. ~~Identify issues and overall direction~~	~~7/21~~
2. ~~Prepare a report with options~~	~~7/21~~
3. ~~DECISION: Direction~~	~~9/21~~
Responsibility: City Attorney	

November 1, 2021 Update
In the process of procuring a consultant to provide professional redistricting services.

GOAL 5: Emergency Services Building/Emergency Operations Center: Direction and City Actions

Key Issues

- Location(s)
- Purposes
- Potential Uses
- Design
- Grant Opportunities
- Cost Estimates

Milestones		November 1, 2021 Update
1. ~~Define scope of project – purposes, design, and costs~~	~~6/21~~	Complete
2. Identify potential funding mechanisms and sources	Ongoing	Continuing to search for potential funding mechanisms
Responsibility: Police Chief (IHGC Manager)		

GOAL 6: Comprehensive City Compensation Policy: Salary Study and Funding

Key Issues

- Market Analysis
- Goal: Place in Marketplace
- Plan including Potential Phasing
- Funding
- Comparison by Positions

Milestones		November 1, 2021 Update
1. ~~Contact comparable cities and gather information/research reports~~	~~2/21~~	Complete
2. ~~Prepare Report with findings and recommendation~~	~~6/21~~	Complete
3. ~~Present Report to the City Manager~~	~~6/21~~	Complete
4. ~~BUDGET WORKSHOP: Direction~~	~~7/21~~	Complete
5. ~~DECISION: Budget FY 2022 Funding~~	~~9/21~~	Complete
Responsibility: Human Resources Director		

GOAL 7: City Hall Maintenance: Direction and Project Completion

Milestones		November 1, 2021 Update
1. ~~DECISION: Emergency Repairs – Phase 2 Direction~~	~~3/21~~	Complete
2. ~~Construction~~	~~12/21~~	Complete
Responsibility: Public Works Director		

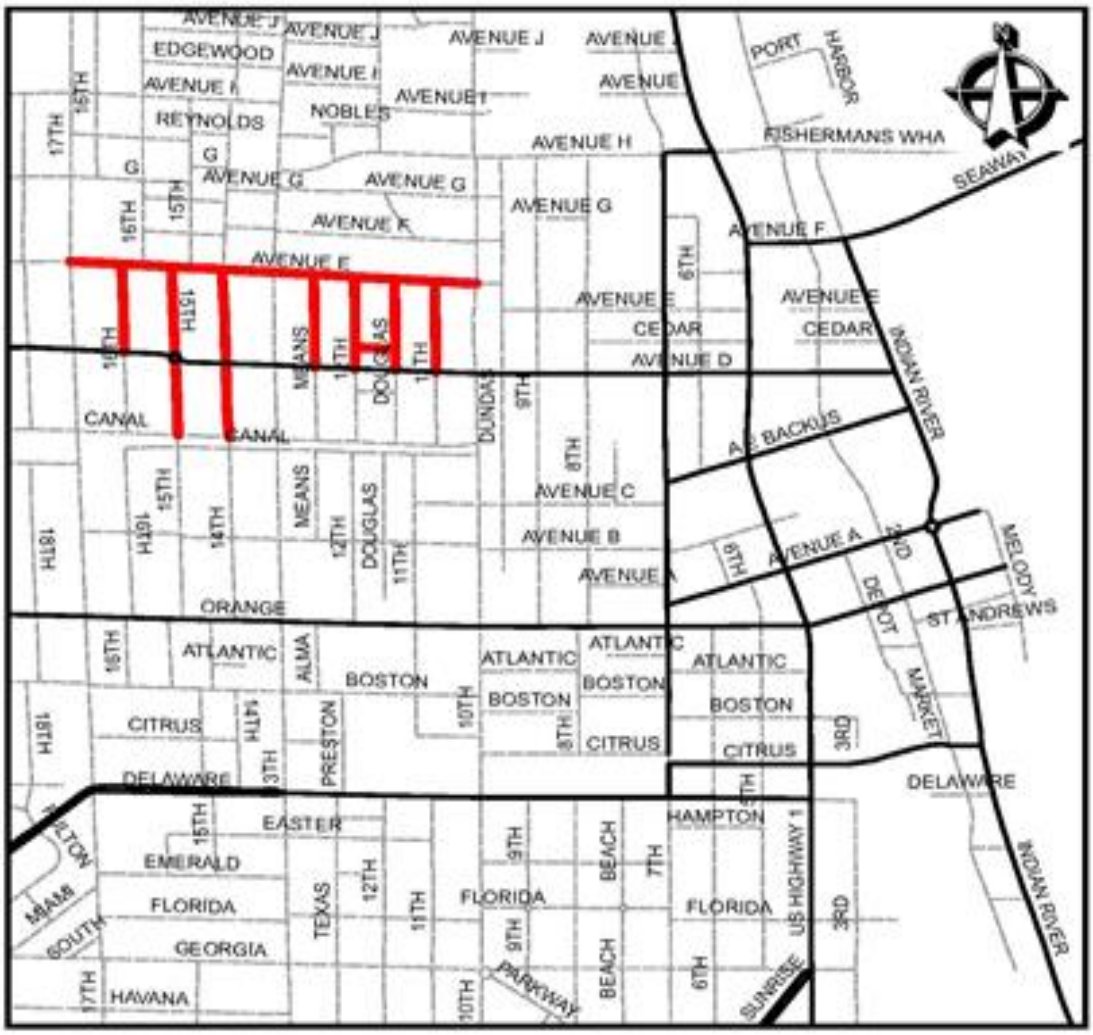
GOAL 8: Annual Road Conditions and Resurfacing Program: Direction

Key Issues

- Annual Funding: $500,000 from Surtax Revenues

Milestones		November 1, 2021 Update
1. Coordinate projects with FPUA Utilities projects	Ongoing	Proposed list submitted to FPUA
2. ~~Prepare update to Street Conditions Report~~	~~4/21~~	Complete
3. ~~Present Report to the City Manager~~	~~5/21~~	Complete
4. ~~DECISION: Award Contract for Construction~~	~~11/21~~	Complete. Contractor scheduling crews for the first week of December to begin resurfacing activities.
Responsibility: City Engineer		

2021 STREET RESURFACING PROGRAM



LOCATION MAP

GOAL 9: COVID-19 Pandemic Action Plan

Key Issues

- COVID-19 Uncertainty
- Impacts on City Revenues
- Service Impacts
- Teleworking Framework for the Future
- Future Space Needs
- Virtual Service

Milestones		November 1, 2021 Update
1. ~~Prepare an update report~~	~~5/21~~	Complete
2. ~~REPORT~~	~~7/21~~	Complete. Report uploaded to City Manager's webpage 7/15/21 and presented to City Commission at 7/19/21 meeting.
Responsibility: City Manager		

GOAL 10: City Surplus Properties: Review Inventory and Direction

Key Issues

- Properties
- Uses/Potential Uses
- Developer Interests

CITY PROPERTIES:

Milestones		November 1, 2021 Update
Phase I – Cortez Blvd.; 11th Street; 1207 Avenue L		
1. ~~Issue Bid~~	~~11/20~~	Complete
2. ~~Review by Planning Board~~	~~2/21~~	Complete
3. ~~CC DECISION: Award Bid~~	~~3/21~~	Complete
Phase 2 – N 25th St. (2408-501-0066-000-6); N 25th St. (2408-501-0067-000-3); 606 N 14th St.; 701 N 14th St.; N 14th St. (2404-814-0012-000-2)		
1. ~~Issue Bid~~	~~5/21~~	Complete
2. ~~Review by Planning Board~~	~~8/21~~	Complete
3. ~~CC DECISION: Award Bid~~	~~9/21~~	Complete

FPRA PROPERTIES:

Milestones		November 1, 2021 Update
Phase I – 414 Avenue D		
1. ~~Issue Bid~~	~~1/21~~	Complete
2. ~~Review by CRA Advisory Committee~~	~~3/21~~	Complete
3. ~~FPRA DECISION: Award Bid~~	~~4/21~~	Complete
Phase 2 – 321 N 13th St.; 1409 Avenue J; Dundas Ct. (2403-711-0001-000-3); Dundas Ct. (2410-604-0156-000-7); 2002 Avenue M		
1. ~~Issue Bid~~	~~3/21~~	Complete
2. ~~Review by CRA Advisory Committee~~	~~5/21~~	Complete
3. ~~FPRA DECISION: Award Bid~~	~~6/21~~	Complete
Phase 3 – 434 N 15th St.; 318 N 17th St.; 427 N 16th St.; Avenue B (2410-604-0134-000-7); N 22nd St. (2404-710-0017-000-8);		
1. ~~Issue Bid~~	~~4/21~~	Complete
2. ~~Review by CRA Advisory Committee~~	~~7/21~~	Complete
3. ~~FPRA DECISION: Award Bid~~	~~8/21~~	Complete
Responsibility: City Manager		

November 1, 2021 Update
All properties that have been awarded by the FPRA Board or City Commission have been closed or are in the process of closing. A new strategy will be presented to the FPRA Board on 11/9/21.

GOAL 11: Animal Shelter and Control: Direction and City Actions

Key Issues

- Services/Service Level
- Interlocal Agreement
- Lease Framework

Milestones	
1. ~~Complete negotiations for a lease~~	~~2/21~~
2. ~~DECISION: Service Agreement, Lease, Interlocal Contract with St. Lucie County~~	~~2/21~~
Responsibility: Code Compliance Manager	

November 1, 2021 Update
Complete.

GOAL 12: Enterprise Resource Planning Software (ERP): Direction and Funding

Key Issues

- Cloud-base
- Teleworking
- COVID-19 Impacts
- Modules
- Funding Level
- Paperless Records
- Information Requests Process
- Electronic Signatures

Milestones	
1. ~~Contact Department Heads to identify additional modules~~	~~3/21~~
2. ~~Prepare a Report with findings and recommendations~~	~~4/21~~
3. ~~Present Report to the City Manager~~	~~4/21~~
4. ~~Develop City budget proposal~~	~~5/21~~
5. ~~Commission Direction~~	~~6/21~~
Responsibility: Information Technology Director	

November 1, 2021 Update
Complete.

GOAL 13: Labor Negotiations and Contracts

Milestones		November 1, 2021 Update
A. PBA Officers		
1. Negotiate contract	12/21	Negotiations in progress
2. DECISION: Labor Contract Approval	12/21	
B. PBA Sergeants /Lieutenants		
3. Negotiate contract	12/21	Negotiations in progress
4. DECISION: Labor Contract Approval	12/21	
C. Teamsters		
~~5. Negotiate contract~~	~~6/21~~	Complete
~~6. DECISION: Labor Contract Approval~~	~~6/21~~	Complete
Responsibility: Human Resources Director		

GOAL 14: Fleet Replacement Plan and Program: Direction and Funding

Key Issues

- Production Delays
- Needs
- Funding Availability
- Cost Saving Report

Milestones		November 1, 2021 Update
1. ~~DECISION: Mid-Year Budget Adjustment~~	~~6/21~~	Complete
2. ~~Develop City budget proposal~~	~~6/21~~	Complete
3. ~~BUDGET WORKSHOP: Presentation and Direction~~	~~7/21~~	Complete
4. ~~DECISION: Budget FY2022 Funding~~	~~9/21~~	Complete
Responsibility: Finance Director (Public Works Director)		

GOAL 1: Parking Strategy: Study and Direction

Key Issues

- Parking Infrastructure
- Parking Enforcement
- Beach Area Solutions
- Downtown Solutions
- Paid Parking
- Method of Payment

Milestones	
1. ~~Complete Report~~	~~Complete~~
2. ~~REPORT/DECISION: Presentation and Direction~~	~~2/21~~
3. ~~DECISION: RFP for Enforcement~~	~~4/21~~
Responsibility: City Manager	

November 1, 2021 Update

Staff will present a proposed parking ordinance and the results of a community input survey to the City Commission for their review and direction. A community input meeting was held and attended by approximately 25 citizens. To gather more input, a survey was created. The survey link was posted on the City's website and social media platforms. A news release was distributed to the media and an email was sent to more than 1,300 business with an active BTR.

GOAL 2: Short Term Rental: Legal Framework for Cities, Report with Options, Direction and City Actions

Key Issues

- Legal Framework for Cities
- Problem Analysis
- Best Practices
- Options
- Legislative Advocacy
- Task Force Charge and Deliverable
- City Report

Milestones	
1. ~~Create a Task Force~~	~~2/21~~
2. ~~CONFERENCE AGENDA: Present Task Force Recommendations~~	~~6/21~~
3. ~~REPORT/DECISION: Report Adoption and Direction~~	~~8/21~~
Responsibility: Planning Director	

November 1, 2021 Update
Complete.

GOAL 3: Fisherman's Wharf Development Direction and Next Steps

Key Issues

- Preserving Access
- Relationship to Mega-Yacht Port
- Relationship to Downtown
- Recreational Uses
- Transitional Uses

Milestones	
1. ~~Receive Bids~~	~~1/21~~
2. ~~Evaluate Bids and Prepare Recommendations~~	~~3/21~~
3. ~~FPRA DECISION: Direction~~	~~3/21~~
Responsibility: City Manager	

November 1, 2021 Update

The due diligence period is underway and both parties are working diligently on their respective responsibilities. An opportunity for a potential land swap with St. Lucie County relevant to Fisherman's Wharf will be presented to the City Commission at the Conference Agenda meeting on 11/8/21.

GOAL 4: City Economic Incentives Policy: Review and Direction

Key Issues

- Incentives

Milestones	
1. ~~Finalize Report~~	~~3/21~~
2. ~~FPRA PRESENTATION/DECISION: Direction~~	~~3/21~~
3. ~~Implement Decision~~	~~8/21~~
Responsibility: City Manager	

November 1, 2021 Update

The Commercial Façade Grant program launched with the pre-application period on October 21, 2021. Staff is working closely with potential applicants to determine eligibility and requirements. Simultaneously, the Interior Uplift Grant Program is being developed and will be the second to launch. In addition, the first development agreement for the Residential Infill Redevelopment Lien Reduction is currently being drafted.

GOAL 5: Annexations Strategy and Action Plan: Update Report and Direction

Key Issues

- Goal: 100-150
- Pre-Annexation Agreements (200)
- Link to Development Projects
- Support for Infill Development
- City Service Capacity

Milestones	
1. ~~Planning Board: Review~~	~~8/21~~
2. DECISION: Direction	11/21
Responsibility: Planning Director	

November 1, 2021 Update
Scheduled for discussion at the joint meeting with St. Lucie County on 11/18/21.

GOAL 6: Port Development: Update Report, Direction and City Actions

Key Issues

- Zoning District
- Map Amendment

Milestones		November 1, 2021 Update
1. ~~Meet with stakeholders~~	~~3/21~~	Complete
2. ~~Develop Planned Industrial District (PID) template~~	~~5/21~~	Complete
3. ~~Property Owners Meeting~~	~~10/21~~	Complete. Met with property owners on 10/13/21. Currently preparing draft LDRs.
4. CONFERENCE AGENDA: Report Presentation and Direction	12/21	
5. TRC review	2/22	
6. Planning Board Review	3/22	
7. Present to State	5/22	
8. DECISION: Adoption	7/22	
Responsibility: Planning Director		

GOAL 7: Means Court Redevelopment Strategy: Development

Key Issues

- School Utilization
- Lincoln Theater
- Highwaymen
- Area Development
- Overall Vision
- Preservation of History and Heritage
- Grocery Store
- Land Acquisition

Milestones	
1. ~~Develop comprehensive RFP on redevelopment strategy~~	~~4/21~~
2. ~~FPRA PRESENTATION: RFP and Direction~~	~~4/21~~
3. ~~Issue RFP~~	~~4/21~~
4. ~~Evaluate responses and prepare recommendations~~	~~7/21~~
5. ~~FPRA DECISION: Award Contract~~	~~8/21~~
Responsibility: City Manager	

November 1, 2021 Update

On October 12, 2021, the FPRA executed a lease with Incubate Neighborhood Center to occupy and manage the multi-service community hub. INC has requested the FPRA to partner in submitting a $2,000,000 grant install business and kitchen incubators in the Means Court facility. There is no financial contribution required of the FPRA or City Commission. As an occupant of the facility, Lincoln Park Mainstreet will be hosting its 6th Annual Christmas on Moore's Creek on December 9, 2021, 9 to 11 AM. It is a drive-thru toy distribution.

GOAL 8: Central Business District Boundary Extension West: Direction

Key Issues

- Map Amendments
- Zoning Text

Milestones	
1. ~~Complete Retail Study~~	~~3/21~~
2. ~~Finalize draft Map Amendment and Zoning Text~~	~~7/21~~
3. ~~Seek Public Input~~	~~8/21~~
4. DECISION: Map Amendments and Zoning Text	12/21
Responsibility: Planning Director	

November 1, 2021 Update
Tasks were assigned at the second Team meeting held on 10/14/21 that included the City Engineer, Planning Consultants, TPO and FDOT, as well as those who participated in the kickoff in September.

GOAL 9: Wave Garden Construction: Permitting and Groundbreaking

Key Issues

- Limit Current Codes – Slowing the Process
- Permit Application

Milestones	
1. Developer submits building permit application	12/21
2. Groundbreaking	12/22
Responsibility: Building Director	

November 1, 2021 Update
The Site Plan and Design Review for Willow Lakes (aka Wave Garden) submitted to the Planning Department.

GOAL 10: King's Landing Development: Site Plan

Key Issues

- Site Plan

Milestones	
1. ~~Developer submits site plan~~	~~4/21~~
2. ~~TRC Review~~	~~5/21~~
3. ~~Planning Board Review~~	~~10/21~~
4. Historic Preservation Board Review	11/21
5. DECISION: Approval	12/21
Responsibility: City Manager	

November 1, 2021 Update
The Planning Board approved the major amendment to the Planned Development (PD) and Site Plan for King's Landing on October 25, 2021. The Historic Preservation Board will review the Site Plan for design review on November 15, 2021.

GOAL 11: Lincoln Park Overlay District: Development

Key Issues

- Parking Study
- Redevelopment of Avenue D
- Public Input
- Historic Character
- Home-Based Businesses
- Design Criteria
- Means Court Vision
- Non-Conforming Lots
- Code Amendments
- Home Types
- Developer Interests

Milestones		November 1, 2021 Update
1. ~~Develop initial ideas and concepts~~	~~2/21~~	Complete
2. ~~Residential Construction Differing Types on Non-Conforming Lots~~		
~~a. Planning Board: Review~~	~~2/21~~	Complete
~~b. DECISION: Approval~~	~~3/21~~	Complete
3. Home-Based Businesses		
a. Prepare draft	1/22	
b. TRC: Review	1/22	
c. Planning Board: Review	2/22	
d. DECISION: Approval	3/22	
4. Overlay District		
a. Prepare draft and Overlay District	3/22	On 10/13/21, a meeting was held with the City Manager, City Engineer and City Planning Director to discuss requests made by the residents of Edgartown to have input in the redesign of the corridor.
b. Public Input	4/22	
c. TRC: Review	4/22	
d. Planning Board: Review	5/22	
e. DECISION: Approval	6/22	
Responsibility: Planning Director		

GOAL 12: Traffic/Multi-Mobility Study and Impact Fee: Direction

Key Issues

- Impact Fees to County
- Connectivity
- Revenues to FPRA

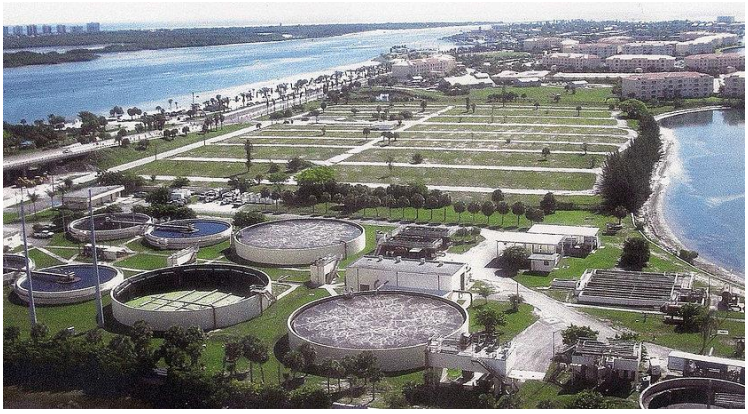
Milestones	
1. ~~CONFERENCE AGENDA: Presentation~~	~~2/21~~
2. ~~DECISION: Procure Vendor Contract~~	~~3/21~~
3. ~~Kick-off~~	~~6/21~~
Responsibility: City Manager	

November 1, 2021 Update
Complete. Staff attended a kick-off meeting with NUE Urban Concepts, LLC and discussed the overall vision for this program.

GOAL 13: South Beach Overlay: Direction

Key Issues

- Wastewater Treatment
- Land Uses
- Barrier Island
- Height
- Density
- Tourism
- Neighborhood Character Protection
- Single-Family Homes



Milestones		November 1, 2021 Update
1. ~~Review and expand existing Overlay District~~	~~2/21~~	Complete
2. Finalize proposal	1/22	
3. CONFERENCE AGENDA: Draft Ordinances	1/22	
4. TRC: Review	2/22	
5. Planning Board: Review	3/22	
6. Public Input	3/22	
7. DECISION: Adoption	7/22	
Responsibility: Planning Director		

GOAL 14: Landscape Code: Revision

Key Issues

- Native Plants
- Public Input
- Standards for the Community
- Enforcement Mechanisms
- Public Information

Milestones	
1. ~~Review with Chamber of Commerce~~	~~2/21~~
~~2. TRC: Review~~	~~8/21~~
3. Planning Board: Review	12/21
4. DECISION: Code Adoption	1/22
Responsibility: Planning Director	

November 1, 2021 Update
Staff is reevaluating the mitigation requirements proposed. Scheduled for review by Planning Board at December meeting.

ENGAGING OUR COMMUNITY

GOAL 1: Racial Equity Policy and Action Plan: Assessment, Best Practices, Report with Options, Policy Statement, Direction and City Actions

Key Issues

- Outcomes
- Best Practices
- Process
- Community Involvement
- Community Issues
- Community Dialog

Milestones	
1. ~~Prepare report with options and recommendations~~	~~5/21~~
2. ~~CONFERENCE AGENDA: Presentation and Direction~~	~~9/21~~
Responsibility: City Manager	

November 1, 2021 Update

The initial training session will take place November 10, 2021 with the Department Heads that will be coordinated by Florida League of Cities University. Thereafter champions will be identified to determine best practices and procedures to improve our organizational awareness.

GOAL 2: Social Media Policy: Review, Best Practices, Report with Options, Direction and City Actions

Key Issues

- Guidelines
- Use of Social Media
- Best Practices
- Legal Framework

Milestones	
1. ~~Prepare annual update – Personnel Rules and Regulations~~	~~6/21~~
2. ~~CONFERENCE AGENDA: Presentation and Direction~~	~~6/21~~
Responsibility: Human Resources Director	

November 1, 2021 Update
Complete. There is a social media policy approved already. The attorney has reviewed it and there is no update to be made in that portion.

GOAL 3: Neighborhood Identification and Branding: Outcomes, Best Practices, Report with Options, Direction, Partners and City Actions

Key Issues

- Outcomes
- Best Practices
- Neighborhood Engagement
- Neighborhood Themes
- History
- Architecture
- Brand
- Signage
- Uniformity
- Partners

Milestones		November 1, 2021 Update
1. ~~Refer to newly appointed Keep Fort Pierce Beautiful Committee members~~	~~10/21~~	Complete
2. CONFERENCE AGENDA: Report Presentation	2/22	KFPB requests presenting recommendations at February 2022 Conference Agenda meeting.
Responsibility: Public Works Director		

GOAL 4: Community Policing Expansion: Actions 2021

Milestones	
1. ~~Prepare updated report~~	~~7/21~~
2. ~~REPORT: Presentation~~	~~7/21~~
Responsibility: Police Chief	

November 1, 2021 Update
Complete. Report presented at the 7/12/21 Conference Agenda/Budget Workshop meeting.

GOAL 5: Non-Profit Organizations: Performance, Accountability Report, Direction and City Actions

Key Issues

- Performance Goals
- Performance Accountability
- Funding Level
- Legal Framework

Milestones	
1. ~~Request reports with performance 2020, performance goals 2021 and deliverables~~	~~6/21~~
2. ~~Receive report with budget requests~~	~~6/21~~
3. ~~BUDGET WORKSHOP: Presentation and Direction~~	~~7/21~~
4. ~~DECISION: Budget FY2022 Funding~~	~~9/21~~

Responsibility: Finance Director

November 1, 2021 Update
Complete.

BEAUTIFYING OUR COMMUNITY

GOAL 1: Entrances/Gateways/Community Beautification Plan: Direction and Funding

Key Issues

- Outcomes
- Best Practices
- Public Arts Policy
- Creating a "Sense of Place"
- Designs
- Design Standards
- Public Input
- First Impression

Milestones	
1. ~~Refer to the Arts and Cultural Advisory Committee~~	~~9/21~~
2. Public input	1/22
3. Prepare report with recommendations	1/22
4. CONFERENCE AGENDA: Report Presentation and Direction	2/22
Responsibility: Public Works Director (Planning/Finance)	

November 1, 2021 Update
In progress. The Art and Cultural Advisory Committee is requesting to present at the February 2022 Conference Agenda meeting.

GOAL 2: Code Enforcement/Compliance: Performance Audit, Report with Findings and Options, Direction and City Actions

Key Issues

- Outcomes
- Performance

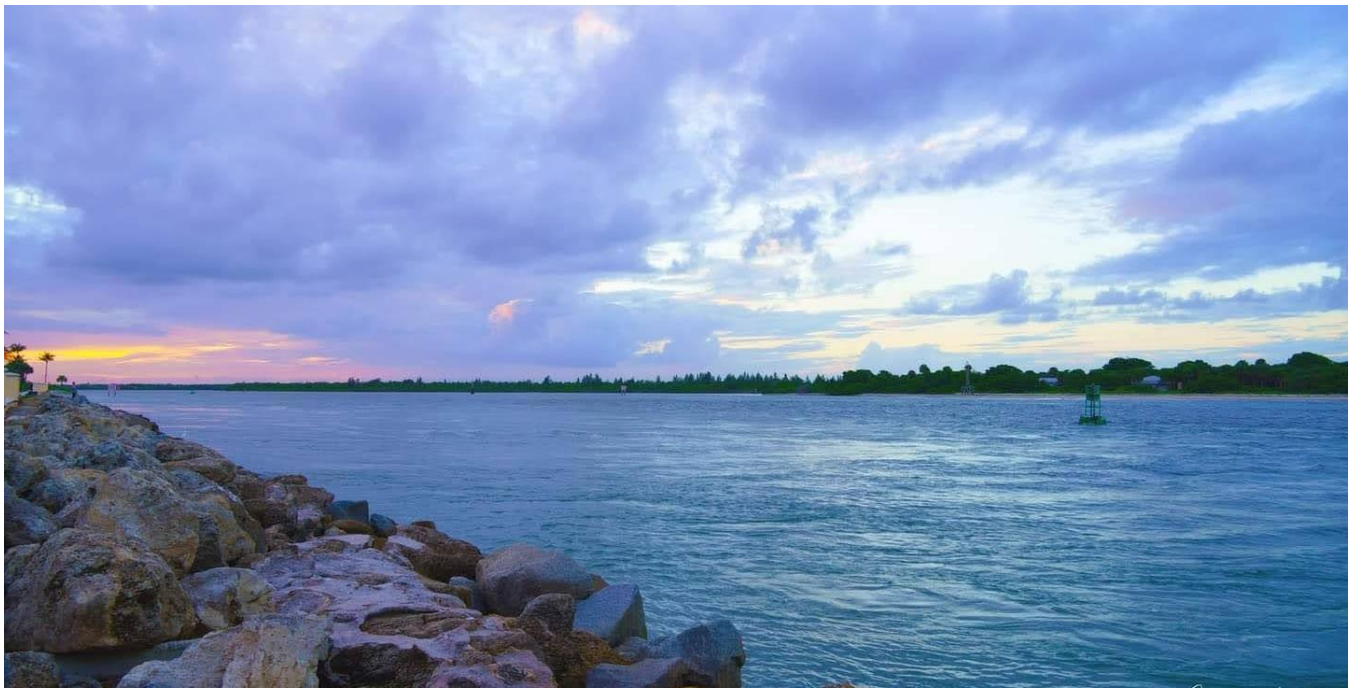
Milestones	
1. Prepare Annual Report	12/21
2. ANNUAL REPORT: Presentation	12/21
Responsibility: Code Compliance Manager	

November 1, 2021 Update
Monthly updates have been provided. Annual report will be completed next month.

GOAL 3: Foreclosures Program/Process: Improvements

Milestones	
1. Prepare Annual Report	12/21
2. ANNUAL REPORT: Presentation	12/21
Responsibility: Code Compliance Manager	

November 1, 2021 Update
Worked with Legal to review old requests, confirmed items to be moved forward and others to close. Added new properties to the list. Legal working with outside counsel to address foreclosures.



GOAL 4: Highwaymen Museum Development: Update Report and City Actions

Key Issues

- Link to Means Court Action

Milestones	
1. License Plates	
~~a. Promotion~~	~~7/21~~
b. ~~Pre-Sales~~	~~7/21~~
2. New Location – 1234 Avenue D	11/21
Responsibility: City Manager	

November 1, 2021 Update

Staff and the Florida Highwaymen are preparing to submit a $500,000 grant to the Department of State to complete renovations to the Jackie Caynon building, the site of the museum project. The Highwaymen organization has enlisted the assistance of some local supporters to help them plan and coordinate fund raisers to boost the number of presale vouchers for the Highwaymen Specialty License Plate. As of October 10, 2021, 98 vouchers have been purchased. The organization has until October 2022 to sell 2,902 vouchers before the new specialty license plate will be manufactured and available.

GOAL 5: Wayfinding Signage: Upgraded Design

Key Issues

- Design
- Themes
- Colors

Milestones	
1. ~~Complete picture inventory and enter on GIS~~	~~1/21~~
2. ~~Prepare framework report~~	~~7/21~~
3. Prepare report with recommendations	12/21
Responsibility: City Manager	

November 1, 2021 Update

Don Bell Signs has created the first design concept for the comprehensive sign program. Initial comments have been relayed for revision. FPRA district logos are also being created to be incorporated into the district brand signage.

GOAL 6: Mural Projects: 2021 (2): Direction

Milestones	
1. Peacock Arts District/Orange Avenue	12/21
2. Sunrise Theatre – Digital Mural	12/21
Responsibility: City Manager	

November 1, 2021 Update
Currently identifying locations with owners willing to participate in program.

ENJOYING OUR COMMUNITY

GOAL 1: Mental Health Strategy and City Actions: Problem Analysis, Partner Provider Best Practices, Report with Options, Direction and City Actions

Key Issues

- Problems
- Community Needs
- Partners
- Providers
- Community Impacts
- Impacts on City Staff
- Police Training Program

Milestones	
1. ~~Prepare a report: problems, community needs, partners, providers, impacts~~	~~5/21~~
2. ~~CONFERENCE AGENDA: Report Presentation and Direction~~	~~7/21~~
Responsibility: Police Chief	

November 1, 2021 Update
Complete. Report presented at the 7/12/21 Conference Agenda/Budget Workshop meeting.

GOAL 2: Parks and Playground Upgrade: Report with Options and Recommendations, Direction, Funding and City Actions

Key Issues

- Exercise Area: Indian Hills Rec Area, Fenn Park, Moore's Creek, Ellis Park
- Scope
- Improvements
- Tennis Courts
- Parks Advisory Committee Recommendations

Milestones	
1. ~~Prepare report and budget proposal~~	~~8/21~~
2. ~~DECISION: Budget FY 2022 Funding~~	~~9/21~~
Responsibility: Public Works Director	

November 1, 2021 Update
Disc golf baskets are being ordered and the course will be laid out once they arrive. Pickleball bid is ready to be advertised.

GOAL 3: Seaplane/Shuffleboard Area: Directions and Actions

Key Issues

- Design
- Construction
- Funding

Milestones	
1. ~~Prepare report~~	~~8/21~~
2. ~~CONFERENCE AGENDA: Report Presentation and Direction~~	~~10/21~~
3. DECISION: Design Contract	1/22
4. Complete design	3/22
5. DECISION: Award construction contract	5/22
6. Construction	2022
Responsibility: City Engineer	

November 1, 2021 Update
Permit application currently being reviewed by FDOT for seaplane landing clearance.

GOAL 4: Crime Reduction Action Plan: Update Report, Problems Analysis, Best Practices, Report with Findings and Options, Direction and City Actions

Milestones	
1. ~~Prepare update report~~	~~7/21~~
2. ~~UPDATE REPORT: Presentation~~	~~7/21~~
Responsibility: Police Chief	

November 1, 2021 Update
Complete. Report presented at the 7/12/21 Conference Agenda/Budget Workshop meeting.

GOAL 5: Sunrise Theatre Plan for 2021: Direction and Actions

Key Issues
- COVID- 19 Guidelines
- Events
- Diverse Programs

Milestones	
1. ~~Prepare update report~~	~~8/21~~
2. ~~UPDATE REPORT: Presentation~~	~~8/21~~
Responsibility: Sunrise Theatre Director	

November 1, 2021 Update
Complete. Report presented to City Commission at August 9, 2021 Conference Agenda meeting.

GOAL 6: Smart City Initiative (Kiosks) Development: Direction and Actions

Key Issues

- Agreement

Milestones	
1. ~~Finalize agreement between FPRA and FPUA~~	~~3/21~~
2. ~~FPRA DECISION~~	~~4/21~~
3. ~~DECISION: City Commission~~	~~5/21~~
4. Implementation	2022
Responsibility: City Manager	

November 1, 2021 Update
The infrastructure phase is underway, and the content is being created with feedback from various entities.

GOAL 7: Lincoln Theater Restoration Plan/Program Development: Update Report, Direction and City Actions

Milestones		November 1, 2021 Update
1. ~~FPRA DECISION: Architectural approval~~	~~3/21~~	Complete
2. ~~Complete restoration design~~	~~9/21~~	Conceptual plan complete.
Responsibility: City Manager		

November 1, 2021 Update

The master plan and cost analysis for the historic Lincoln Theater have been completed by REG Architects. This achievement puts the MLK, Jr. Commemorative Committee in position to apply for grants. The organization has hired a grant writer to assist them in their pursuit of grant opportunities. An update on the Root project, which is utilizing the vacant properties next the theater, during the December FPRA meeting. The Lincoln Park Professionals began activating the parcels by hosting a monthly event on the second Saturday, called Buy Back The Block. The event offers local vendors and opportunity to engage with our citizens and promote their business or service.

GOAL 8: Porpoise Park Design: Funding and Direction

Key Issues

- Parking Lot
- Connection to Beach
- Crossing Natural Dunes

Milestones	
1. ~~CONFERENCE AGENDA: Design and Proposed Budget~~	~~2/21~~
2. ~~Bid Project~~	~~8/21~~
3. ~~DECISION: Award construction contract~~	~~9/21~~
4. Open	4/22
Responsibility: City Engineer	

November 1, 2021 Update
Maintenance agreement with FDOT currently scheduled for the November 15, 2021 City Commission Meeting. Purchasing currently working with contractor on construction contract. Estimated construction start date: February 2022.

MISSION STATEMENT

To provide community leadership, quality public service, and a safe environment for all citizens, by an empowered team of employees motivated by pride in themselves and their work.

WWW.CITYOFFORTPIERCE.COM

FACEBOOK.COM/FTPIERCE

FORT PIERCE INSIDER

DECEMBER 2021

The City of Fort Pierce presents

2021 HOLIDAY HAPPENINGS

DOWNTOWN FRIDAY FEST
FRIDAY, DECEMBER 3rd
5:30 PM - 9:00 PM
MARINA SQUARE
772.466.3880

CHRISTMAS ON MOORE'S CREEK DRIVE-UP
SATURDAY, DECEMBER 11th
9:00 AM - 11:00 AM
532 N. 13th ST.
772.462.2481

COFFEE WITH THE MAYOR
FRIDAY, DECEMBER 17th
8:00 AM - 9:00 AM
FORT PIERCE
YACHT CLUB
772.466.3880

SIGHTS AND SOUNDS ON 2ND ST.
SUNDAY, DECEMBER 5th
1:00 PM - 6:00 PM
PARADE STARTS AT 4:00 PM
HISTORIC DOWNTOWN
772.466.3880

HOLIDAY BOAT PARADE
SATURDAY, DECEMBER 11th
6:30 PM - 9:00 PM
772.692.7599

HOLIDAY LIGHTS SPECTACULAR
DECEMBER TO JANUARY
6:00 PM - 9:00 PM
MARINA SQUARE
772.467.3000

WWW.CITYOFFORTPIERCE.COM

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BLUE SKY LANDING, GROUNDBREAKING

On Tuesday, November 9, 2021, NFBPA Treasure Coast members Commissioner Curtis Johnson and City Manager, Nick Mimms participated in a groundbreaking ceremony in Fort Pierce for a new affordable housing development – Blue Sky Landing. Blue Sky Landing is a 164-unit apartment community being built at McNeil Road and Portofino Landings Boulevard. St. Lucie County leased the nine-acre property to Tampa-based developer Blue Sky Communities. Blue Sky inspires positive change in communities across Florida through high-quality workforce housing development.

Rent for tenants is projected to start at or below $400 a month for a one-bedroom apartment and up to about $1,000 for a three-bedroom unit. Application and rental information will be available next fall with an anticipated opening date of December 2022. We want to thank these NFBPA TCF Members Commissioner Curtis Johnson and City Manager Nick Mimms for their continued efforts and contributions to our community.

HOMETOWN DEFENDING CHAMPS!

" 2x WORLD CHAMPIONS! The St. Lucie County Fire District Combat Challenge Team defended the title on November 6th, competing for the "World Championship" in the Team category and they finished 2nd place in the Relay. It was an amazing season with incredible teammates and competitors. It was an honor to represent the St. Lucie County Fire District in the Firefighter Combat Challenge. We would like to thank all of our friends, family, and supporters that have been there for us during this journey. Thank you to all of our sponsors that chose to support us." ~

From SLCFD Combat Team

2021 BEST PLACE TO WORK!!

The City of Fort Pierce is pleased to announce that on Thursday, October 21, 2021 we were recognized as one of St. Lucie County's 2021 Best Places to Work. This is an extreme honor, and we thank the employees, management, the Mayor and Commission for the heartfelt dedication to improve our beautiful city.

The employees of City Hall are constantly moving as they build, maintain, serve and protect the community, and at the same time offer our city as The Place for top notch touring, dining and entertainment for residents and visitors.

In addition to serving the 46,000 residents in the City of Fort Pierce, the city employs 350 hardworking and dedicated individuals. We offer our employees a host of educational, training and learning opportunities, including extras like certification initiatives, and tuition reimbursement. The city also boasts competitive salaries, a robust defined benefit retirement program, and a 457b plan (our employer-sponsored, tax-favored retirement savings account), along with a full range of benefits.

The city is growing, and we invite the best and brightest to join our team in their efforts to maintain the City of Fort Pierce as the Best Place to Work, Live, Invest and Play.

TRUNK -N- TREATIN'

The Fort Pierce Police Department staff held its very own drive-up Trunk or Treat event to kick off Halloween night. The events committee dressed up in themed costumes and handed out bags of treats to the many trick or treaters.

The event was held from 5 pm to 8 pm, and even the famous Ghostbusters and Scooby-Doo crew visited the police department.

FEELING GRATEFUL.

Fort Pierce Police Officers stopped by Dave's Diner to support the Colonnades' Seventh Annual First Responder Appreciation Week. The Fort Pierce Police Department appreciates the continued support of our residents and local businesses in the community.

CONSTRUCTION SPOTLIGHT

INDIAN HILLS RECREATION AREA: RIBBON CUTTING

A ribbon cutting ceremony is being planned for January 13, 2022. Representatives from Florida Department of Transportation, East Coast Greenway Trails Organization, St. Lucie County Transportation Planning Organization, St. Lucie County, and the City of Fort Pierce are planning to attend and be part of the celebration. All construction punch list items have been completed and the final project close-out is underway.

NEW PROJECTS

Wawa

Wawa, at the corner of Us Hwy 1 and Virginia Avenue, 2101 S US Hwy 1, has recently been issued a Temporary Use Agreement by the Building Official while minor work must be completed prior to the issuance of the Certificate of Occupancy.

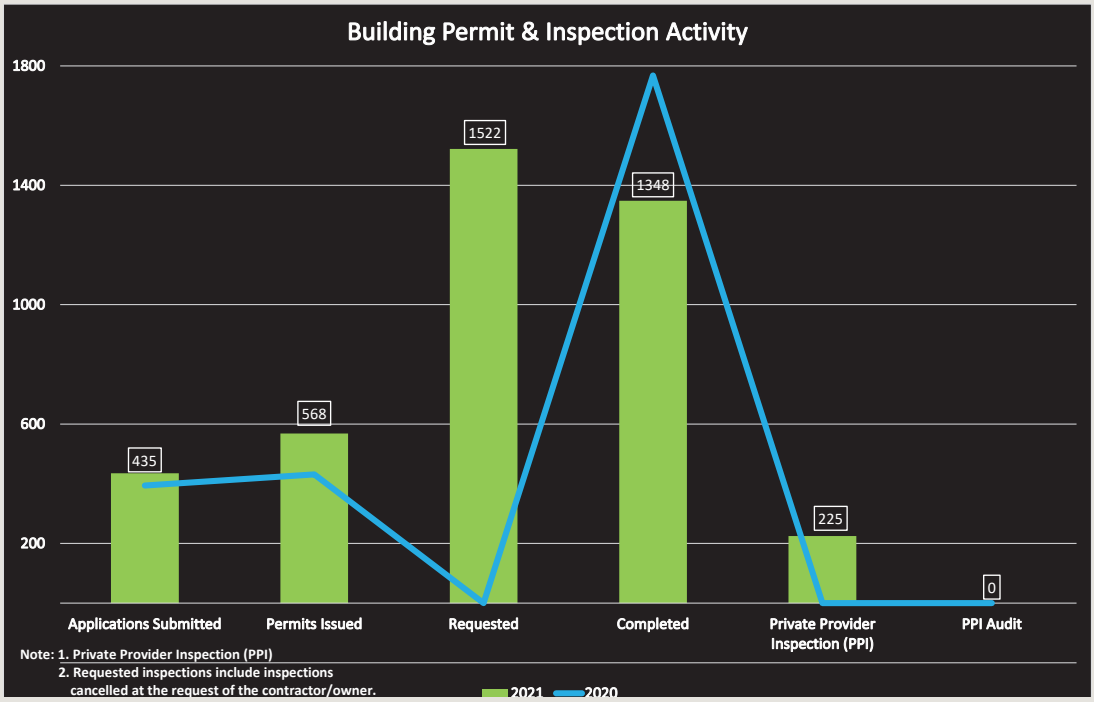
BLUE SKY LANDING

Phase one of the sitework for the Blue Sky Apartments is underway with groundwork and underground utility work currently taking place. The first phase of construction will include two apartment buildings and a clubhouse.

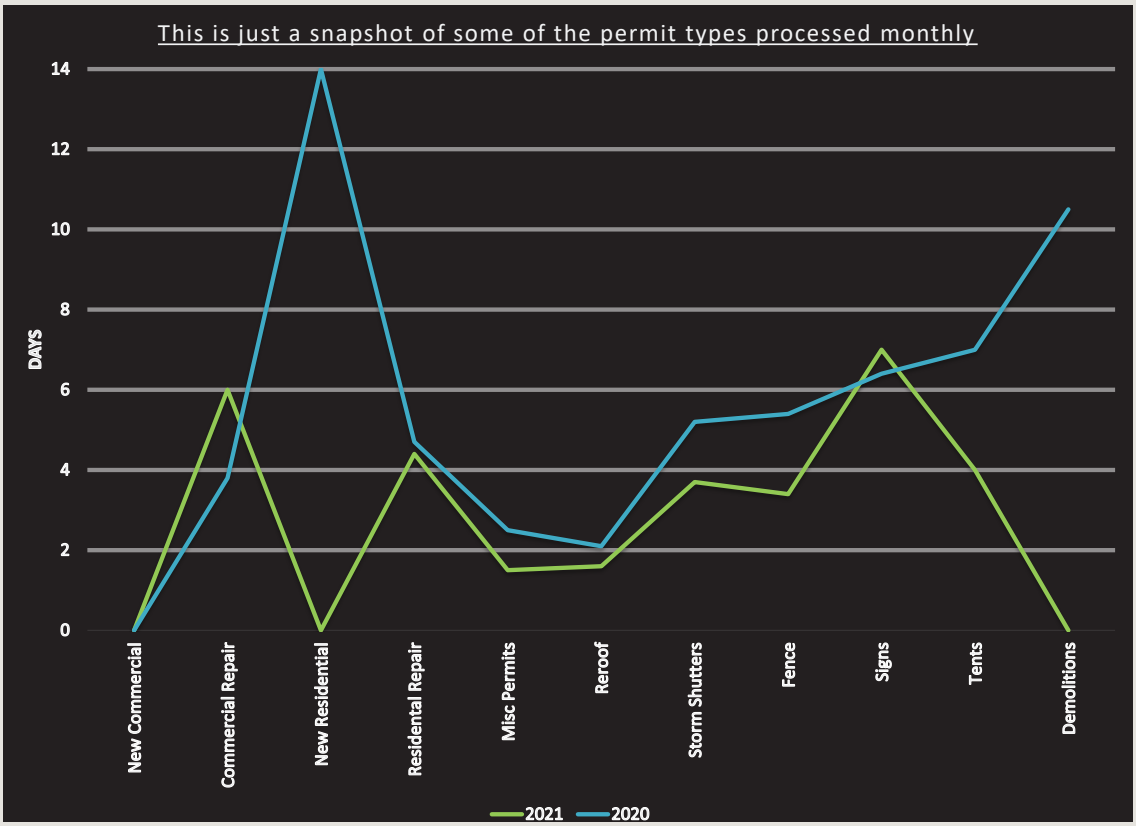
BUILDING CHARTS FOR OCTOBER 2021

OCTOBER 2021 PLAN REVIEW PROCESSING TIME

For permits with 0 days, either the review was not completed within the month, or there were no reviews for the entire month.



ACTIVITY REPORT



SAVE THE DATE

GREAT AMERICAN CLEANUP

YOUR TEAM
YOUR NEIGHBORHOOD
LITTER CONTROL

SATURDAY, MARCH 12, 2022

REGISTER ONLINE:
CITYOFFORTPIERCE.COM
OR CALL 772.467.3795

KEEP FORT PIERCE BEAUTIFUL

KEEP AMERICA BEAUTIFUL INC.

FPUA COMMUNITY PROUD

FORT PIERCE, FL · THE SUNRISE CITY ·

Keep Fort Pierce BEAUTIFUL
KEEP AMERICA BEAUTIFUL AFFLIATE

Every Wednesday – Green Market – Marina Square 12:00pm – 6:30pm
Every Saturday – Jazz Market – Marina Square 8:00am – 1:00pm
Every Saturday – Downtown Farmers Market – Marina Square 8:00am – 12:00pm

12/3/21 Friday Fest – Marina Square 5:00pm – 9:00pm

12/4/21 Punk Rock Flea Market – 2nd Street Ave A to Orange Ave 12:00pm – 6:00pm

12/4/21 Flaming Knights Toy Drive – LPMS – N 9th Street / Orange & Ave B 12:00pm – 5:00pm

12/5/21 Sights & Sound Christmas Parade & Festival – 2nd Street 1:00pm – 6:00pm

RIVER WALK CENTER SALES REPORT OCTOBER 2021

CLASSES	$ 1,356.34
PARK PERMITS	$ 1,512.50
SPECIAL EVENTS	$ 875.00
FACILITY	$ 6,663.09
TOTAL	$ 10,406.93

Mother Nature has already been a huge help this Fall, with several days of unexpected rain. It would be extremely beneficial for us receive continued rain one or two nights per month as we get into the cooler winter season.

Having reassumed the course's maintenance operation approximately 5 weeks ago, we have already made huge strides. ALL of our greenside bunkers have been edged for a neater, cleaner appearance. Several unruly hedges have been trimmed back and we have cleaned up the lake banks on holes #10, #12, #17 & #18. The greens mowers have been adjusted for a lower height of cut to increase the green speed and make them smoother. Several pieces of new equipment have already arrived, but the supply chain issues have us waiting on the last few pieces. If we can get lucky and have a mild winter, we should be back in excellent condition this time next year!

Our annual "Turkey Shootout" held on Thanksgiving morning each year was SOLD OUT again! With 112 players in attendance, everyone had a great time and collectively we raised a few hundred pounds of food and almost $300 in cash for the Treasure Coast Food Bank!! We are also a drop site for the "Toys for Tots" program so if you're looking to donate any toys for children this holiday season please drop off a new, unwrapped toy at the Golf Shop.

We thank all of our members and guests for their support and we ask that you please "Like" and "Follow Us" on Facebook or Instagram to see almost daily updates on the golf course and our ongoing summer maintenance projects.

INDIAN HILLS SALES REPORT

	9/2021	10/2021
GOLF ROUNDS	1831	2311
GOLF FEES	$34,533.59	$50,110.31
RANGE TOKENS	$1,015.41	$1,073.22
MEMBERSHIP PASS	$767.38	$4,346.57
FOOD & BEVERAGES	$3,479.34	$3,825.80
MERCHANDISE	$3,317.01	$3,997.49
TOTAL	**$43,112.73**	**$63,353.39**

CITY MARINA FINANCIAL REPORT

	AUGUST	SEPTEMBER	OCTOBER
Dockage Reservations	56	62	120
Monthly Dockage	$124,264.16	$140,484.13	$128,173.93
Transient Dockage	$26,807.40	$25,424.00	$36,518.63
Electricity	$3,492.11	$3,800.19	$4,284.46
Retail	$17,229.34	$13,982.57	$14,616.50
Gas Sales	$59,042.61	$52,132.93	$45,954.19
Diesel Sales	$51,518.96	$51,332.54	$99,632.53
TOTALS	**$282,354.58**	**$287,156.36**	**$329,180.24**

FRIENDS OF ST. LUCIE COUNTY SPONSORS

Happiness in Lincoln Park

CHRISTMAS TOYS DRIVE THRU

Sat. **December 11** 2021

5:30 PM TO 8:00 PM

921 Orange Avenue | Fort Pierce, FL 34950

ST. MARKS MISSIONARY BAPTIST CHURCH

ST. LUCIE COUNTY RESIDENTS ONLY

SANTA • FREE GIVEAWAYS • CHRISTMAS BOOKS
NATIVITY SCENE • SELFIE WALL

Children must be present | Ages 0 to 17

Gifts will be issued on a first come, first serve basis.

FSLC
FRIENDS OF ST. LUCIE COUNTY
PUBLIC HEALTH, INC.

On Saturday November 13, 2021, the Treasure Coast Food Bank and the City of Fort Pierce partnered in a "Drive Thru" Mobile Pantry Holiday Meal Distribution where they distributed holiday meal boxes to local residents at the Percy Peek Gym in Fort Pierce. Volunteers and Coordinators including NFBPA Treasure Coast Members, Commissioner Curtis Johnson, City Manager Nick Mimms, Community Engagement Chair, Sarah Smith, and member Audria Moorewells joined with Treasure Coast Food Bank to help in the meal distribution, the coordination and the support of neighbors in need.

WELCOME NEW BUSINESSES

A+ SPEECH THERAPY PROFESSIONAL
ABERNATHY,LISA
ACE AMERICAN INSURANCE CO
ACE FIRE UNDERWRITERS INS. CO
ACE INSURANCE COMPANY
ACE PROPERTY AND CASUALTY INS.
ALL POWER GENERATORS AND GAS
AMAND, LYNN SAINT, DMD
ANDREU, NELSON JR
ARMONIA DEL RIO
ARTSY FARTSY, LLC
ASHE AYABA
ASSOCIATED INDEMNITY CORP.
AVANT, MICHAEL
BANKER'S STAND INSURANCE CO
BARBOUR, JEFFREY
BOGULSKI, JANICE
BONOMO, JOANNE
BRIGHTER CARE
BRIGHTER CARE LANDSCAPING LLC
CHATMAN, LARONDA
CHICAGO INSURANCE COMPANY
CHUBB INDEMNITY INSURANCE CO.
CHUBB NATIONAL INSURANCE CO.
CLERMONT, MARIE M
CONCIERGE CLEAN SWEEP 2, LLC
DL HASSARD POOL SERVICE, LLC
EMBRACE CHIROPRACTIC, LLC
EXECUTIVE RISK INDEMNIITY, INC
FEDERAL INSURANCE COMPANY
FEEHAN, JILL
FIREMAN'S FUND INSURANCE COMPA
FORT PIERCE KOA
GALLEY, KAREN L
GET AWAY PLACE
GRACIE'S BARBERSHOP, LLC
GREAT NORTHERN INSURANCE CO.
HAPPY GRILLMORE FOOD TRUCK, LLC
IMPORTICO'S BAKERY LLC
JC'S PROFESSIONAL SERVICES, LLC
JOWY CARPENTRY, LLC
LA GAVIOTA BEACH, LLC
LA GONAV BEAUTY SUPPLY, LLC
LCCR SERVICES CORP.
MASSAGE THERAPEUTIC SOLUTIONS
MIDLAND NATIONAL LIFE INSURNCE
MINTON LAW, P.A.
MM MEZA LAWN SERVICES, LLC
NELSON LAW
NEW AMERICAN PHYSICAL THERAPY
NOLE, JAMES
NORTH AMERICAN COMPANY FOR LIFE
OL2224 INVESTMENT, LLC
PACIFIC EMPLOYERS INSURANCE CO.
PACIFIC INDEMNITY COMPANY
PARIN PROPERTIES LLC
PROMO CRAZE USA,LLC
PSYCHOTHERAPEUTIC SERVICES
PUSEY, MARIA
RC FLOORING INSTALLERS, LLC
RETAIL SOLUTIONS, LLC
REX SUBS 131857, LLC
RODRIGUEZ, CARLOS R
S&J CONNECT TRUCKING, LLC
SANTIO'S INTERIOR INSTALLATION
SCHEPENS, MEGHAN BRYNN APRN
SEASCAPE BEACH, LLC
SHEA, TAMMY
SHI STYLEZ
SOMPO AMERICA INSURANCE CO.
SUAREZ-AMARO, CAROLINA
SUNCOAST ROOFERS SUPPLY
SUNRISE CITY COMMUNITY HOUSING
TAYLOR CREEK OPTICAL SLC, LLC
TETE'S MEMORIES & CUSTOM DESIGN
THE AMERICAN INSURANCE COMPANY
THOMAS, ANDREA
THREE LAKES HAULING, LLC
TREASURE COAST HOMECARE SPECIAL
TRUCK INSURANCE EXCHANGE
TUSCANO, GINA
UNUSUAL INVESTMENTS, INC
VIGILANT INSURANCE COMPANY
WESTCHESTER FIRE INSURANCE
WIRZ, KURT & MELODY

Purchase Order Approvals between $10,000 and $50,000 by the City Manager from November 1, 2021 to November 30, 2021

1. Purchase Orders

a. The Fort Pierce Police Department is requesting to piggyback Charlotte County Contract #2021000541 to purchase a Ford Transit-350, 15 passenger van for the Police Department's Police Explorer Program, in the amount of $38,061.30, from Bartow Ford, Bartow, FL.

b. Request to purchase four (4) APX 4000 7/800 MHZ Model 2 portable radios, accessories, programming and 3 years of service for Code Enforcement staff in the amount of $16,664.90.

c. Police Department's In-House Fingerprint System from HORIBA Scientific, Piscataway, NJ, in the amount of $13,240.00.

d. Approval of Blanket Purchase Order for the Planning Department for Fiscal Year 2021-2022 to provide professional planning and zoning services in the amount of $10,000.00.

e. Approval of payment to St. Lucie County Board of County Commissioners Administration for cooperation on state lobbying in an amount not to exceed $25,000 pursuant to an Interlocal Agreement for Fiscal Year 2022.

f. Approval of payment in the amount of $15,000 to Main Street Fort Pierce, Inc. for the sponsorship of the 33nd Annual Sights and Sounds on Second Christmas Event and Parade.