BEFORE THE CITY COMMISSION
CITY OF STUART, FLORIDA

RESOLUTION NUMBER 09-2019

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF STUART, FLORIDA AUTHORIZING THE MAYOR AND CITY CLERK TO TERMINATE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF STUART AND MARTIN COUNTY REGARDING CONVEYANCE OF RIGHT OF WAY, AND FOR CONSTRUCTION OF WILLOUGHBY BOULEVARD EXTENSION; PROVIDING AN EFFECTIVE DATE AND FOR OTHER PURPOSES.

* * * *

WHEREAS, Section 163.01 Florida Statute (2002), known as the Florida Interlocal Corporation Act of 1969, provides a method for governmental entities to cooperate with each other on a basis of mutual advantage to provide services and facilities in a manner that will accord best with the factors influencing the needs and development of local communities; and

WHEREAS, on August 9, 2010 the COUNTY and the CITY entered into an Interlocal Agreement regarding the conveyance of Willoughby Boulevard Extension right-of-way through the Poppleton Creek Watershed Project and for other purposes resulting in the construction of the Willoughby Boulevard Extension, recorded in Official Records Book 2473 Page 540, which was amended by the First Amendment thereto on July 10, 2012, recorded in Official Records Book 2590 Page 284, all of the public records of Martin County, Florida (collectively the "Interlocal Agreement"); and

WHEREAS, the CITY contributed funds totaling Five Hundred and Fifty-Six Thousand Dollars ($556,000.00) to the COUNTY for right-of-way costs pursuant to the Interlocal Agreement; and

WHEREAS, the COUNTY has issued to the CITY a reimbursement of the unexpended funds contributed by the CITY totaling Four Hundred and Seventy-Four Thousand Six Hundred and Nine Dollars and Twenty-Four Cents ($474,609.24); and

WHEREAS, the COUNTY and the CITY no longer wish to be bound by the terms set forth in the Interlocal Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and benefits, the parties do hereby agree as follows:

SECTION 1: The City Commission of the City of Stuart hereby authorizes the Mayor and City Clerk to terminate the Interlocal Agreement between the City of Stuart and Martin County regarding the construction of Willoughby Boulevard entered into August 9, 2010 and the amendment dated July 10, 2012.

SECTION 2: CITY hereby acknowledges receipt of funds from the COUNTY as reimbursement in full of funds contributed pursuant to the terms of the Interlocal Agreement totaling Four Hundred and Seventy-Four Thousand Six Hundred and Nine Dollars and Twenty-Four Cents ($474,609.24).

SECTION 3: This resolution shall take effect immediately upon adoption.

Commissioner _____ offered the foregoing resolution and moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a roll call vote, the vote was as follows:

	YES	NO	ABSENT	ABSTAIN
REBECCA S. BRUNER, MAYOR				
EULA R. CLARKE, VICE MAYOR				
KELLI GLASS LEIGHTON, COMMISSIONER				
MERRITT MATHESON, COMMISSIONER				
MIKE MEIER, COMMISSIONER				

ADOPTED this ___ day of _____, 2019.

ATTEST:

_____
MARY R. KINDEL
CITY CLERK

_____
REBECCA S. BRUNER
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

_____
MICHAEL MORTELL
CITY ATTORNEY