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RESOLUTION NO. 09-31

A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO VILLAGE HALL; AUTHORIZING THE VILLAGE MANAGER TO EXECUTE A PURCHASE AND SALE AGREEMENT FOR PROPERTY LOCATED AT 9705 EAST HIBISCUS STREET FOR GOVERNMENTAL USE AND PURPOSE FOR AN AMOUNT NOT TO EXCEED \$4,100,000; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Village of Palmetto Bay is desirous of acquiring the parcel of land located at 9705 East Hibiscus Street, Palmetto Bay, FL (former site of Neighbor's Supermarket) for governmental use and purpose, more specifically, for use as a Village Hall; and,

WHEREAS, the Village has completed its due diligence and desires to authorize the Village Manager to proceed with purchase of the parcel of land; and,

WHEREAS, the Village desires to give instruction and direction to the Village Manager with regard to carrying out this policy directive.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA, AS FOLLOWS:

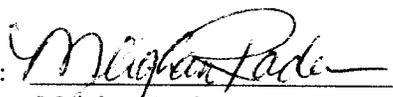
Section 1. The Village Manager is authorized to acquire of the property located at 9705 East Hibiscus Street, Palmetto Bay, FL, for governmental use and purpose and associated Village needs. The Village Manager is authorized to purchase the property for an amount not to exceed \$4,100,000, excluding attorney's fees and closing costs. The Village Manager is to close on the associated loan, as approved via Ordinance 09-05. The Village Manager will return the item to the Village Council only if the price cannot be negotiated as provided herein, or for such other reason as the Village Manager may deem necessary, otherwise, the Village Manager is to proceed with the purchase as directed herein.

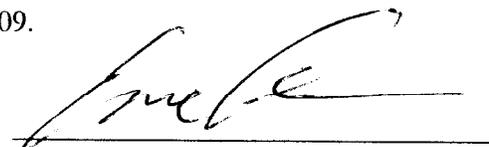
Section 2. The attached contract is approved in substantial form.

Section 3. This resolution shall take effect immediately upon approval.

PASSED and ADOPTED this 11th day of March, 2009.

Attest:


Meighan Rader
Village Clerk


Eugene P. Flinn, Jr.
Mayor

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APPROVED AS TO FORM:



Eve A. Boutsis,
Village Attorney

FINAL VOTE AT ADOPTION:

- Council Member Ed Feller YES
- Council Member Howard Tendrich YES
- Council Member Shelley Stanczyk YES
- Vice-Mayor Brian W. Pariser NO
- Mayor Eugene P. Flinn, Jr. YES