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3 **RESOLUTION NO. 2017-56**

4 **A RESOLUTION OF THE MAYOR AND VILLAGE COUNCIL OF**  
5 **THE VILLAGE OF PALMETTO BAY, FLORIDA, RELATING TO**  
6 **PURCHASE OF REAL PROPERTY NEAR VILLAGE HALL;**  
7 **DIRECTING THE VILLAGE ATTORNEY TO BEGIN**  
8 **PRELIMINARY NEGOTIATIONS TO DETERMINE A PURCHASE**  
9 **PRICE FOR THE VILLAGE TO ACQUIRE THE APPROXIMATELY**  
10 **FIVE (5) ACRES OF REAL PROPERTY CURRENTLY OWNED BY**  
11 **SHORES DEVELOPMENT NEAR VILLAGE HALL ON FRANJO**  
12 **ROAD; DIRECTING THE VILLAGE ATTORNEY TO TAKE SUCH**  
13 **ADDITIONAL STEPS AS ARE NECESSARY AND APPROPRIATE**  
14 **TO PRESERVE THE PROPERTY FOR ACQUISITION BY THE**  
15 **VILLAGE UNTIL SUCH TIME AS THE VILLAGE COUNCIL**  
16 **CONSIDERS THE FINAL ISSUE OF ACQUISITION FOR**  
17 **SPECIFIED COST, INCLUDING EXECUTING A NON-BINDING**  
18 **LETTER OF INTENT WITH RESPECT TO THE INTENT OF THE**  
19 **VILLAGE TO ACQUIRE THE PROPERTY; DIRECTING THE**  
20 **VILLAGE MANAGER TO OBTAIN PROPERTY APPRAISALS; AND**  
21 **PROVIDING FOR AN EFFECTIVE DATE.** (Sponsored by  
22 Councilmember David Singer)

23 **WHEREAS,** Shores Development owns five (5) acres of undeveloped real property near  
24 Village Hall on Franjo Road; and

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26 **WHEREAS,** the acquisition of such property by the Village would reduce future  
27 residential and commercial density near Village Hall and could serve a significant public purpose  
28 when utilized by the Village for a public purpose; and

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30 **WHEREAS,** private development of the property is pending within the near future.

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32 **NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE**  
33 **VILLAGE COUNCIL OF THE VILLAGE OF PALMETTO BAY, FLORIDA,**

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35 **Section 1.** (1) The Village Council hereby authorizes and directs the Village  
36 Attorney to begin preliminary negotiations to determine a purchase price for the Village to  
37 acquire the approximately five (5) acres of real property currently owned by Shores Development  
38 near Village Hall on Franjo Road.

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40 (2) In connection with the preliminary negotiations to determine a purchase price, the  
41 Village Attorney is directed to take such additional steps as may be necessary to preserve the  
42 property for acquisition by the Village until such time as the Village Council is able to consider  
43 the final issue of acquisition for a specified cost or otherwise further consider the issue of  
44 acquisition, including executing a non-binding letter of intent to purchase the property.

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46 (3) No action of the Village Attorney shall bind the Village or the Village Council in any  
47 form or manner, and any purchase contract by the Village shall not be binding unless approved  
48 as to all material terms, including but not limited to price, by the Village Council after a public

1 hearing.

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3 **Section 2.** The Village Council hereby directs the Village Manager to procure two  
4 appraisals from Florida State Certified property appraisers for the property currently owned by  
5 Shores Development near Village Hall on Franjo Road.

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7 **Section 3.** This Resolution shall take effect immediately upon adoption.  
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10 PASSED AND ADOPTED this 1<sup>st</sup> day of May, 2017.

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12 DocuSigned by:  
13 *Missy Arocha*  
14 Attest: \_\_\_\_\_  
15 Missy Arocha  
16 Village Clerk

DocuSigned by:  
*Eugene Flinn*  
\_\_\_\_\_  
Eugene Flinn  
Mayor

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18 APPROVED AS TO FORM AND LEGAL SUFFICIENCY FOR THE  
19 USE AND RELIANCE OF THE VILLAGE OF PALMETTO BAY ONLY:  
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21

22 DocuSigned by:  
23 *Dexter W. Lehtinen*  
24 \_\_\_\_\_  
25 Dexter W. Lehtinen  
26 Village Attorney

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29 FINAL VOTE AT ADOPTION:

30 Council Member Karyn Cunningham NO  
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32 Council Member David Singer YES  
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34 Council Member Larissa Siegel Lara YES  
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36 Vice-Mayor John DuBois NO  
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38 Mayor Eugene Flinn YES  
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