

Meeting Date: 7.12.16

Agenda Item 17

REQUESTED COMMISSION ACTION:

Consent Ordinance Resolution Consideration Workshop Initiative

SHORT TITLE A resolution of the City Commission of the City of Pompano Beach, Florida, accepting conveyance of real property from the Pompano Beach Community Redevelopment Agency to the City of Pompano Beach; providing an effective date. (No Cost)

Summary of Purpose and Why: The City's Engineering Department is undertaking development improvements to renovate the restroom building and construct new concession facilities at Mitchell Moore Park. The City owned land for the required works was intercepted by a small strip of Pompano Beach CRA owned land (as indicated on attached schematic). Pompano Beach CRA has previously transferred ownership of this land (CRA Resolution 2016-35 passed and adopted April 19, 2016) to City of Pompano Beach proper via Quit Claim Deed (QCD). Requesting department is now seeking City Commission acceptance of this QCD in order to create a Unity of Title to facilitate Development Services approval of the project without the need for City variance.



QUESTIONS TO BE ANSWERED BY ORIGINATING DEPARTMENT:

- (1) Origin of request for this action: Engineering
- (2) Primary staff contact: Bradley Wolak / Horacio Danovich Ext 5520
- (3) Expiration of contract, if applicable: _____
- (4) Fiscal impact and source of funding: N/A

DEPARTMENTAL COORDINATION	DATE	DEPARTMENTAL RECOMMENDATION	DEPARTMENTAL HEAD SIGNATURE
Engineering	<u>6/28/16</u>	APPROVE	<u>[Signature]</u>
City Attorney		APPROVE	<u>[Signature]</u>
Planning & Zoning	<u>6/30/16</u>	APPROVE	
Finance	<u>7/1/16</u>	APPROVE	<u>[Signature]</u>

Advisory Board
 Development Services Director
 City Manager [Signature]

[Signature]

ACTION TAKEN BY COMMISSION:

Ordinance	Resolution	Consideration	Workshop
1st Reading _____	1st Reading _____	Results: _____	Results: _____
2nd Reading _____	_____	_____	_____



COPY

City Attorney's Communication #2016-693
March 29, 2016

TO: Greg Harrison, Assistant City Manager
FROM: Mark E. Berman, City Attorney
RE: Resolutions – CRA Quit Claim Deed to the City of Pompano Beach

As requested in your email of March 24, 2016, the above-referenced Quit Claim Deed has been prepared and is attached at this time along with the appropriate Resolutions captioned as follows:

A RESOLUTION OF THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY, APPROVING THE CONVEYANCE OF REAL PROPERTY FROM THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

Please feel free to contact me if I may be of further assistance.



MARK E. BERMAN

/jrm
L:cor/mgr/asstmgr/2016-693

Attachments

**CITY OF POMPANO BEACH
Broward County, Florida**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, ACCEPTING CONVEYANCE OF REAL PROPERTY FROM THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Pompano Beach Community Redevelopment Agency is willing to convey to the City of Pompano Beach certain real property via Quit Claim Deed; and

WHEREAS, the City Commission has determined that the best interests of the public will be served by accepting and acquiring the rights being conveyed by the Deed; now, therefore,

BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1. That the City of Pompano Beach accepts the conveyances of real property from the Pompano Beach Community Redevelopment Agency dated April 19th, 2016, a copy of which is attached hereto and incorporated by reference as if set forth in full.

SECTION 2. That it is the determination of the City Commission of the City of Pompano Beach, Florida, that the acquisition of the aforesaid property is for a public purpose.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2016.

LAMAR FISHER, MAYOR

ATTEST:

ASCELETA HAMMOND, CITY CLERK

RESOLUTION NO. 2016-35

POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY

A RESOLUTION OF THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY, APPROVING THE CONVEYANCE OF REAL PROPERTY FROM THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY TO THE CITY OF POMPANO BEACH; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Pompano Beach Community Redevelopment Agency is the owner of a certain property located on Northwest 10th Street, west of its intersection with NW 12th Avenue, Pompano Beach, Florida; and

WHEREAS, the Pompano Beach Community Redevelopment Agency has determined that said property should be conveyed to the City of Pompano Beach; now, therefore,

BE IT RESOLVED BY THE POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY:

SECTION 1. That the real property described in the attached Quit Claim Deed is to be conveyed to the City of Pompano Beach.

SECTION 2. That the proper officials are hereby authorized to execute the attached deed.

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this 19th day of APRIL, 2016.



LAMAR FISHER, CHAIRPERSON

ATTEST:



MARGARET GALLAGHER, SECRETARY

This Instrument Prepared By:
Mark E. Berman, City Attorney
City of Pompano Beach
P. O. Box 2083
Pompano Beach, Florida 33061

QUIT CLAIM DEED

Executed this 19th day of APRIL, 2016, by

POMPAÑO BEACH COMMUNITY REDEVELOPMENT AGENCY, whose post office address is 100 W. Atlantic Boulevard, Pompano Beach, Florida 33060, hereinafter referred to as "Party of the First Part," to

CITY OF POMPAÑO BEACH, a municipal corporation of the County of Broward, State of Florida, whose post office address is 100 W. Atlantic Boulevard, P. O. Box 2083, Pompano Beach, Florida 33061, referred to as "Party of the Second Part."

(Wherever used herein the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, that the said first party, for and in consideration of the sum of TEN and No/100 DOLLARS (\$10.00) in hand paid by the second party, the receipt of which is hereby acknowledged, does hereby remise, release and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which the said first party has in and to the following described lot, piece or parcel of land situate, lying and being in the County of Broward, State of Florida, to-wit:

The East ½ of the SE ¼ of the SE ¼ of the NE ¼ of Section 34, Township 48 South, Range 42 East, less therefrom that portion that was platted as ANNIE LAURIE COURTS, according to the map or plat thereof, as recorded in Plat Book 72, Page 3, of the Public Records of Broward County, Florida, and also less therefrom the South 30 feet.

Folio No. 8234-00-0210

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title,

interest, lien, equity and claim whatsoever of said first party, either in law or equity, to the only proper use, benefit and behoof of said second party forever.

IN WITNESS WHEREOF, the party of the first part has hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

POMPANO BEACH COMMUNITY REDEVELOPMENT AGENCY

Betty J. Manes
Shelby R. Butcher

BY: [Signature]
LAMAR FISHER, CHAIRMAN

ATTEST: [Signature]
MARGARET GALLAGHER, SECRETARY

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 21st day of April, 2016 by LAMAR FISHER, as Chairman of the Pompano Beach Community Redevelopment Agency, who is personally known to me.

NOTARY'S SEAL:



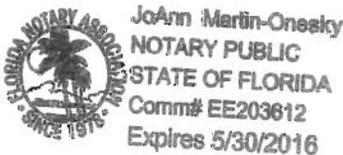
Christine Kendel
NOTARY PUBLIC, STATE OF FLORIDA

Christine Kendel
(Name of Acknowledger Typed, Printed or Stamped)
FF 241525
Commission Number

STATE OF FLORIDA
COUNTY OF BROWARD

The foregoing instrument was acknowledged before me this 22 day of April, 2016 by MARGARET GALLAGHER as Secretary of the Pompano Beach Community Redevelopment Agency, who is personally known to me.

NOTARY'S SEAL:

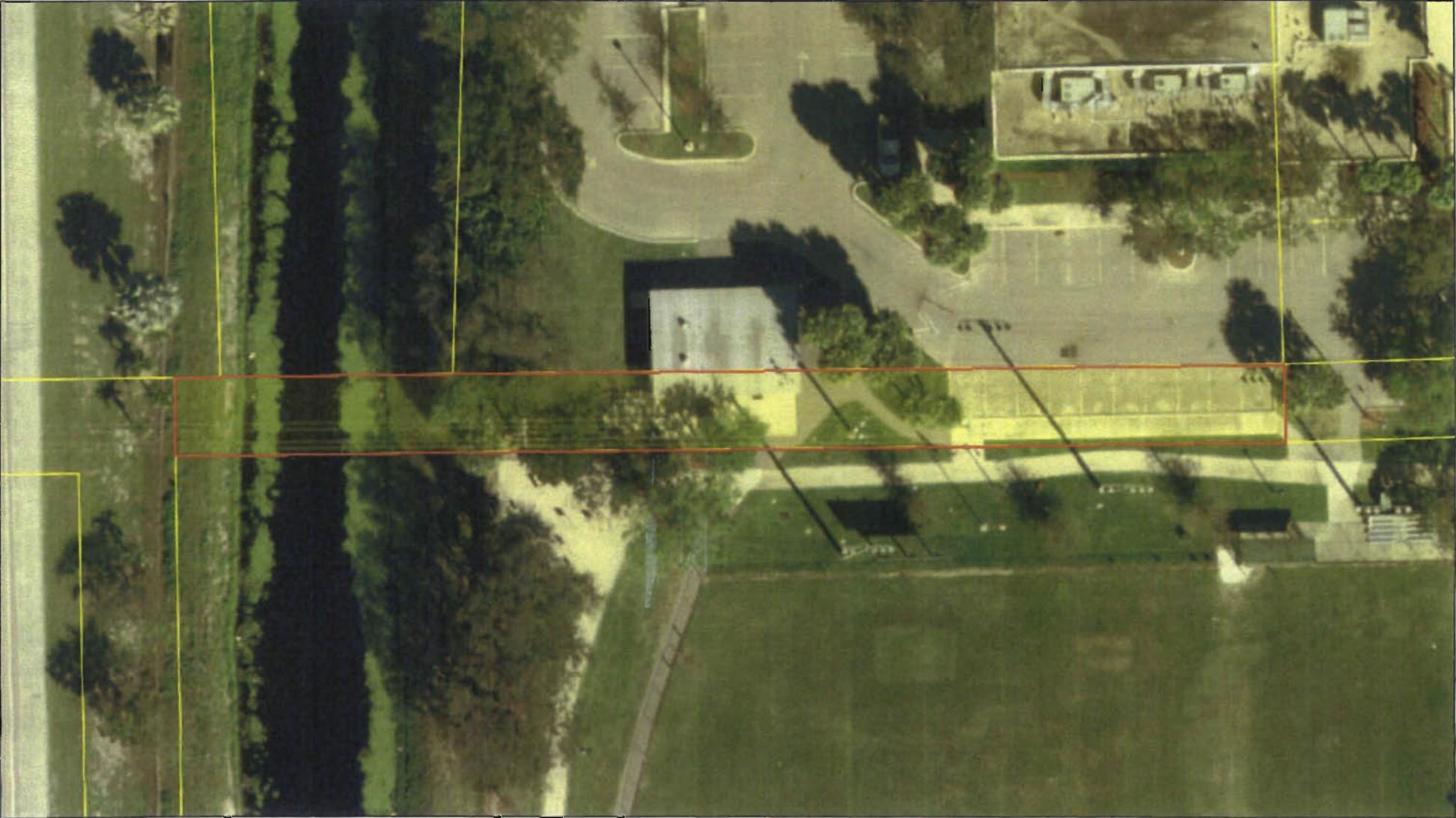


[Signature]
NOTARY PUBLIC, STATE OF FLORIDA

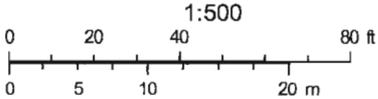
JOANN MARTIN-ONESKY
(Name of Acknowledger Typed, Printed or Stamped)
EE 203612
Commission Number

/jrm
3/18/16
l:realest/2016-683

Property Id: 484234000210



June 28, 2016



4/20/2020