

RESOLUTION NO. 2021-R-79

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, DECLARING SURPLUS CITY-OWNED RIGHTS-OF-WAY LOCATED ALONG I-95 AND 140TH STREET, ALSO KNOWN AS PARCEL NO. 117, AUTHORIZING THE CONVEYANCE OF SAME TO THE FLORIDA DEPARTMENT OF TRANSPORTATION (FDOT) IN ACCORDANCE WITH SECTION 7-145 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, FOR NO MONETARY CONSIDERATION, FOR IMPROVEMENTS ALONG THE I-95 CORRIDOR, AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO ACCOMPLISH THE CONVEYANCE OF SAID PROPERTY INCLUDING THE EXECUTION OF DEEDS FOR SUCH PURPOSES; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, the Florida Department of Transportation (“FDOT”) desires to acquire a City-owned right-of-way, which is identified in the attached Exhibit “A” as parcel No. 117 which is located on a City right-of-way adjacent to I-95, and has applied to the City of North Miami (“City”) for conveyance of same for the purpose of constructing roadway improvements to widen the I-95 corridor; and

WHEREAS, the City’s conveyance of the Right-of-Way to FDOT is in the public’s best interest and welfare by allowing the use of the Right-of-Way for the construction of the proposed improvements; and

WHEREAS, the Mayor and City Council of the City of North Miami have determined that FDOT requires the Right-of-Way for such use, and the Right-of-Way is not otherwise needed for City purposes inconsistent with said use; and

WHEREAS, the conveyance of the Right-of-Way to FDOT for said purposes shall be for no monetary compensation; and

WHEREAS, the conveyance of the Right-of-Way to FDOT is in accordance with section 4-145 of the City Code of Ordinances which delineates the disposal of surplus property; and

WHEREAS, the Mayor and City Council desire to declare as surplus, the aforementioned property; and make said surplus property available for conveyance to FDOT.

NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:


Section 1. Declaration of Surplus and Authority of City Manager. The Mayor and City Council of the City of North Miami, Florida, hereby declare as surplus Parcel 117, identified in the attached Exhibit "A", and authorize the City Manager to take all actions necessary to accomplish the conveyance of the Right-of-Way to FDOT for no monetary consideration.

Section 2. Effective Date. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 5-0 vote of the Mayor and City Council of the City of North Miami, Florida, this 13th day of July, 2021.


PHILIPPE BIEN-AIME
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY CLERK

Moved by: Estimé-Irvin

Seconded by: Desulme

Vote:

Mayor Philippe Bien-Aime	<u>X</u>	(Yes)	_____	(No)
Vice Mayor Scott Galvin	<u>X</u>	(Yes)	_____	(No)
Councilwoman Kassandra Timothe, MPA	<u>X</u>	(Yes)	_____	(No)
Councilwoman Mary Estimé-Irvin	<u>X</u>	(Yes)	_____	(No)
Councilman Alix Desulme, Ed.D.	<u>X</u>	(Yes)	_____	(No)