

RESOLUTION NO. 20-__

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF CUTLER BAY, FLORIDA, APPROVING THE PURCHASE OF PROPERTY FROM CUTLER PROPERTIES, LC, CONSISTING OF APPROXIMATELY 8.45 ACRES, AND LOCATED AT 18551 OLD CUTLER ROAD; PROVIDING FOR AUTHORIZATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Cutler Bay (the “Town”) desires to acquire property owned by Cutler Properties, LC, which consists of approximately 8.45 acres and is located at 18551 Old Cutler Road, as shown on Exhibit “A,” for park, conservation of land and resiliency purposes (the “Property”); and

WHEREAS, in order to effectuate such acquisition, the Town Council authorizes the Town Manager to execute a purchase and sale agreement consistent with the terms and conditions provided within the letter of intent attached as Exhibit “B” for the purchase of the Property (the “Letter of Intent”); and

WHEREAS, the Town Council finds that the adoption of this Resolution is in the best interest and welfare of the residents of the Town.

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

Section 1. Recitals. The above-stated recitals are true and correct and are incorporated herein by this reference.

Section 2. Approval of Purchase of the Property. The Town Council hereby approves the purchase of the Property consistent with the terms and conditions provided for in the Letter of Intent.

Section 3. Authorization. The Town Council hereby authorizes the Town Manager to negotiate and execute a purchase and sale agreement consistent with the terms and conditions provided for in the Letter of Intent. The Town Council further authorizes the Town Manager to expend funds and conduct the necessary due diligence and inspections, including environmental inspections, of the Property and to take any and all action necessary to implement the intent and purpose of this Resolution including the preparation and execution of any documents necessary to accomplish the purchase and closing of the Property.

Section 4. Effective Date. This Resolution shall be effective immediately upon adoption.

PASSED and ADOPTED this ____ day of March, 2020.

TIM MEERBOTT
Mayor

Attest:

DEBRA E. EASTMAN, MMC
Town Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY FOR THE
SOLE USE OF THE TOWN OF CUTLER BAY:

WEISS SEROTA HELFMAN
COLE & BIERMAN, P.L.
Town Attorney

Moved By: _____
Seconded By: _____

FINAL VOTE AT ADOPTION:

Mayor Tim Meerbott _____

Vice Mayor Sue Ellen Loyzelle _____

Council Member Robert "BJ" Duncan _____

Council Member Michael P. Callahan _____

Council Member Roger Coriat _____