

RESOLUTION NO. 24-26

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE EXECUTION BY THE PROPER CITY OFFICIALS ON BEHALF OF THE CITY OF A SOVEREIGNTY SUBMERGED LANDS EASEMENT BETWEEN THE STATE OF FLORIDA BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND AND THE CITY OF FORT LAUDERDALE, FOR BOT FILE NO. 060363966 – SOUTH NEW RIVER CANAL; REPEALING ALL RESOLUTIONS OR PARTS THEREOF IN CONFLICT WITH THIS RESOLUTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Fort Lauderdale ("City") owns and operates an 8-inch diameter wastewater forcemain which runs under the South New River Canal and conveys wastewater to a nearby pump station; and

WHEREAS, the City previously operated and is currently responsible for the maintenance of an abandoned 42-inch diameter water main running under the South New River Canal; and

WHEREAS, the 1985 Sovereignty Submerged Lands Easement has expired and is in need of renewal; and

WHEREAS, the proposed Sovereignty Submerged Lands Easement with the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida ("TIIF") is necessary for the continued operation and maintenance of the wastewater forcemain and the abandoned water main beneath the South New River Canal; and

WHEREAS, execution of the Sovereignty Submerged Lands Easement renewal serves a valid municipal purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA:

SECTION 1. The City Commission hereby authorizes execution of the Sovereignty Submerged Lands Easement BOT file No. 060363966 ("SSLE") by the proper City Officials on behalf of the City, a substantial copy of which is attached hereto as Exhibit "A," and submission of the CITY executed SSLE to the Florida Department of Environmental Protection and TIIF.

SECTION 2. That the office of the City Attorney shall review and approve as to form all documents prior to their execution by the Mayor and City Manager.

SECTION 3. That if any clause, section or other provisions within this Resolution shall be held invalid or unconstitutional by a court of competent jurisdiction, the remainder of this Resolution shall not be affected thereby but shall remain in full force and effect.

SECTION 4. That all Resolutions or parts thereof in conflict herewith are hereby repealed to the extent of such conflict.


SECTION 5. That this Resolution shall be in full force and effect upon final adoption.

ADOPTED this 6th day of February, 2024.



Mayor
DEAN J. TRANTALIS


ATTEST:



City Clerk
DAVID R. SOLOMAN

Dean J. Trantalis	<u>Yea</u>
John C. Herbst	<u>Yea</u>
Steven Glassman	<u>Yea</u>
Pamela Beasley-Pittman	<u>Yea</u>
Warren Sturman	<u>Yea</u>

APPROVED AS TO FORM AND CORRECTNESS:



City Attorney
THOMAS J. ANSBRO