



Legislation Details (With Text)

File #: 21-0922

Type: Consent **Status:** Agenda Ready

In control: Board of County Commissioners

On agenda: 7/13/2021 **Final action:**

Title: REQUEST FOR THE APPROVAL AND ADOPTION OF A RESOLUTION ACCEPTING 10 WARRANTY DEEDS FOR THE PREVIOUSLY APPROVED HOBE HEIGHTS FLOOD ACQUISITION PROJECT IN HOBE SOUND

Sponsors:

Indexes:

Code sections:

Attachments: 1. Hobe Sound Flood Parcels.pdf, 2. Resolution.pdf, 3. Warranty Deed with Exhibits.pdf

Date	Ver.	Action By	Action	Result
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PLACEMENT: Consent

TITLE:

REQUEST FOR THE APPROVAL AND ADOPTION OF A RESOLUTION ACCEPTING 10 WARRANTY DEEDS FOR THE PREVIOUSLY APPROVED HOBE HEIGHTS FLOOD ACQUISITION PROJECT IN HOBE SOUND

EXECUTIVE SUMMARY:

This is a request for the approval and adoption of a resolution accepting 10 Warranty Deeds with approval of the FEMA required Exhibit A to the Warranty Deeds, for the previously approved acquisition of the 10 identified flood parcels in Hobe Heights, Hobe Sound.

DEPARTMENT: Public Works

PREPARED BY: **Name:** Carla T. Segura, FRP
Title: Real Property Manager

REQUESTED BY: James Gorton, Public Works Director

PRESET:

PROCEDURES: None

BACKGROUND/RELATED STRATEGIC GOAL:

1. Agreement/Contract drafted by: Martin County
2. Parties to the Agreement/Contract: Martin County - Grantee
TBD-Grantor

- | | | |
|----|------------------------------------|--|
| 3. | Purpose of the Agreement/Contract: | Acquisition of ten (10) flood parcels |
| 4. | New/Renewal/Modification: | New |
| 5. | Duration: | Perpetual |
| 6. | Benefits to Martin County: | Additional space for flood abatement efforts |
| 7. | Cost to Martin County: | 25% of Final acquisition cost |

On March 23, 2021, the Board approved the acquisition of 10 parcels within Hobe Heights and gave staff permission to apply for and accept a Federal Emergency Management Agency (FEMA) funded grant via Florida Division of Emergency Management (FDEM) Hazard Mitigation Grant Program (HMGP) for the acquisition of the 10 identified parcels in Hobe Heights.

FEMA requires an Exhibit A attachment to the Warranty Deed that needs to be executed by both parties to the transaction.

Real Property has verified ownership of the parcels and will verify there are no vital encumbrances on the properties prior to acquisition.

Sec. 139.31 and 139.32, General Ordinances, Martin County Code, require that any conveyance of an interest in land to Martin County for any public purpose shall be accepted and approved by resolution of the Board of County Commissioners of Martin County.

ISSUES:

None

LEGAL SUFFICIENCY REVIEW:

This item has been reviewed for legal sufficiency to determine whether it is consistent with applicable law, has identified and addressed legal risks and has developed strategies for legal defensibility.

RECOMMENDED ACTION:

RECOMMENDATION

1. Move that the Board authorize the County Administrator to execute the required FEMA "Exhibit A" to the Warranty Deed for closing, along with any other documents necessary to complete the acquisition of the 10 approved parcels in Hobe Heights; and
2. Move that the Board adopt a resolution approving and accepting the 10 Warranty Deeds and authorize the Chair to execute the resolution.

ALTERNATIVE RECOMMENDATIONS

Pull item from the Consent Agenda and provide staff with direction.

FISCAL IMPACT:

RECOMMENDATION

None

ALTERNATIVE RECOMMENDATIONS

None

DOCUMENT(S) REQUIRING ACTION:

- ☐ Budget Transfer / Amendment ☐ Chair Letter ☐ Contract / Agreement
☐ Grant / Application ☐ Notice ☐ Ordinance ☒ Resolution
☒ Other: Exhibit "A" to Warranty Deed as required by FEMA regulations.

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