



City Attorney's Communication #2024-98

November 14, 2023

TO: Nathaniel J. Watson, Utilities Field Operations Superintendent

FROM: Mark E. Berman, City Attorney

RE: Resolution – Utility Easement Conveyance

Pursuant to your memorandum dated October 30, 2023, Utility Field Operations Memorandum No. 2023-82, I have prepared and attached the following forms of resolution:

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UTILITY EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND D. R. HORTON, INC., ACCEPTING A GRANT OF A PERPETUAL NON-EXCLUSIVE UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE.

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



MARK E. BERMAN

/jrm
l:cor/util/2024-98

Attachment

CITY OF POMPANO BEACH
Broward County, Florida

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF POMPANO BEACH, FLORIDA, APPROVING AND AUTHORIZING THE PROPER CITY OFFICIALS TO EXECUTE A UTILITY EASEMENT BETWEEN THE CITY OF POMPANO BEACH AND D. R. HORTON, INC., ACCEPTING A GRANT OF A PERPETUAL NON-EXCLUSIVE UTILITY EASEMENT; PROVIDING AN EFFECTIVE DATE.

WHEREAS, D. R. Horton, Inc. is the owner of a parcel of real property and has agreed to grant a perpetual non-exclusive utility easement to the city; 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 grant of easement; 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 grant of easement from D. R. Horton, Inc. for the property described in said Easement Agreement, a copy of which is attached hereto and made a part hereof as if set forth in full, for the consideration of \$10.00. That the proper City officials are hereby authorized to execute said Agreement between the City of Pompano Beach and D. R. Horton, Inc.

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

SECTION 3. This Resolution shall become effective upon passage.

PASSED AND ADOPTED this _____ day of _____, 2023.

REX HARDIN, MAYOR

ATTEST:

KERVIN ALFRED, CITY CLERK