

RESOLUTION NO. 18-03-29

A RESOLUTION OF THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA ACCEPTING ASSIGNMENT OF THE PURCHASE CONTRACT FOR THE ACQUISITION AND PURCHASE OF REAL PROPERTY LOCATED AT 84771 OVERSEAS HIGHWAY BY THE VILLAGE FOR USE AS AFFORDABLE HOUSING; APPROVING AND ACCEPTING THE ASSIGNMENT OF THE PURCHASE CONTRACT; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Village Council of Islamorada, Village of Islands (the "Village") is committed to promoting and facilitating the creation of affordable/workforce housing within the Village; and

WHEREAS, the Village Council previously adopted Resolution 17-06-43, awarding sixteen (16) allocations for affordable housing units to Real Estate Number 00093980-000000, located at 84771 Overseas Highway on Windley Key within the Village (the "Property"); and

WHEREAS, the Property is an environmentally disturbed parcel currently developed with one (1) building consisting of 1,944 square feet of retail/office space site located at 84771 Overseas Highway on Windley Key within the Village; and

WHEREAS, the Village previously gave Site Plan approval (SP-15-02) for sixteen (16) attached affordable units and one (1) building containing 1,848 square feet of nonresidential square footage at the Property; and

WHEREAS, the Property owner, Joe Janas, has agreed to sell the Property to the Village through the Monroe County Land Authority ("MCLA") for the purposes of fulfilling their mission by creating and protecting affordable/workforce housing within the Florida Keys; and

WHEREAS; the Village requested that the MCLA provide assistance to the Village in the purchase of the Property for approximately One Million Five Hundred Thousand Dollars

(\$1,500,000,000) with the Village contributing Three Hundred Seventy-Five Thousand Dollars (\$375,000.00) towards the purchase price; and

WHEREAS, in order to close the purchase/sale transaction, the MCLA is requiring that the Village be assigned the purchase contract and that the Village take title to the Property; and

WHEREAS, the Village Council desires to accept the assignment of the purchase contract and approve the Village taking title to the Property; and

WHEREAS, the Village Council finds that approving the purchase and acquisition of the Property by the Village for the development of affordable housing is in the best interest of the Village.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and incorporated into this Resolution by reference.

Section 2. Accepting Assignment of Purchase Contract. The Village Council hereby approves the Village accepting the assignment of the purchase contract for the subject Property located at 84771 Overseas Highway on Windley Key (with Real Estate Number 00093980-000000) within the jurisdictional boundaries of Islamorada, Village of Islands for the development of affordable/workforce housing.

Section 3. Purchase Price; Village Contribution. As previously authorized by Resolution No. 18-01-05, the Village Council hereby approves the Village taking title to the Property after closing of the purchase/sale transaction.

Section 4. Authorization of Village Officials. The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the Agreement.

Section 5. Effective Date. This Resolution shall take effect immediately upon its passage and adoption.

Motion to adopt by Councilman Mike Forster, second by Vice Mayor Deb Gillis.

**FINAL VOTE AT ADOPTION
VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA:**

Mayor Chris Sante	YES
Vice Mayor Deb Gillis	YES
Councilman Mike Forster	YES
Councilwoman Cheryl Meads	ABSENT
Councilman James Mooney	YES

PASSED AND ADOPTED THIS 27TH DAY OF MARCH, 2018.



CHRIS SANTE, MAYOR

ATTEST:



KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY FOR THE
USE AND BENEFIT OF ISLAMORADA, VILLAGE OF
ISLANDS ONLY:



ROGET V. BRYAN, VILLAGE ATTORNEY