



## City of North Port

### RESOLUTION NO. 2018-R-15

**A RESOLUTION OF THE CITY OF NORTH PORT, FLORIDA, CONSENTING TO SARASOTA COUNTY AND THE WEST VILLAGES IMPROVEMENT DISTRICT CONSTRUCTING A RECLAIMED WATER TRANSMISSION MAIN AND RECLAIMED WATER TRANSMISSION LINES FROM UNINCORPORATED SARASOTA COUNTY INTO THE WEST VILLAGES IMPROVEMENT DISTRICT LOCATED WITHIN THE CITY OF NORTH PORT'S CORPORATE LIMITS; INCORPORATING RECITALS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICTS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Sarasota County ("County") and the West Villages Improvement District ("WVID") plan to enter an Interlocal Reclaimed Water Use Agreement ("Agreement") for the County to provide reclaimed water to WVID by constructing a 5,000 foot reclaimed water transmission main and reclaimed water transmission lines from unincorporated Sarasota County into a portion of WVID, which is located within the City of North Port, Florida's ("City"), corporate limits; and

**WHEREAS**, the Agreement is attached to this Resolution as Exhibit "A" and is hereby incorporated by reference; and

**WHEREAS**, Florida Statutes, section 153.03(1), requires the City's consent before the County is authorized to engage in the construction project provided for in the Agreement within the City's corporate limits; and

**WHEREAS**, Florida Statutes, section 180.03, provides that the City can grant permission through the passage of a Resolution; and

**WHEREAS**, the construction project is within the City's Urban Service Area Boundary as defined by Florida Statutes, section 163.3164 (51); and

**WHEREAS**, there are benefits to the public if the City and County coordinate the supply of reclaimed water to WVID to promote water conservation and promote the use of reclaimed water in lieu of using potable water supplies or groundwater for irrigation; and

**WHEREAS**, the City Commission has determined that the construction project provided for in the Agreement serves the public health, safety, and welfare of the citizens of the City of North Port, Florida.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA, AS FOLLOWS:**

**SECTION 1 – INCORPORATION OF RECITALS**

1.01 The above recitals are hereby ratified and confirmed as being true and correct and are incorporated herein by reference.

**SECTION 2 - RESOLUTION**

2.01 As required by Florida Statutes, section 180.03, and pursuant to Florida Statutes, section 153.03, the City Commission of the City of North Port, Florida, consents to the County performing the construction project described in the Agreement to take place within the City's corporate limits.

**SECTION 3 – CONFLICTS**

3.01 In the event of any conflict between the provisions of this Resolution and any other Resolution or portions thereof, the provisions of this Resolution shall prevail to the extent of such conflict.

**SECTION 4 – SEVERABILITY**

4.01 If any section, sentence, clause or phrase of this Resolution is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Resolution.

**SECTION 5 – EFFECTIVE DATE**

5.01 This Resolution shall take effect immediately upon adoption by the City Commission of the City of North Port, Florida.

**PASSED and DULY ADOPTED** by the City Commission of the City of North Port this \_\_\_\_ day of \_\_\_\_\_, 2018.

CITY OF NORTH PORT, FLORIDA

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VANESSA CARUSONE  
MAYOR

ATTEST:

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PATSY C. ADKINS, MMC  
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS:

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AMBER L. SLAYTON  
CITY ATTORNEY