

**RESOLUTION NO. 2020-20**

**A RESOLUTION OF THE CITY OF VENICE, FLORIDA, AMENDING RESOLUTION NO. 2020-12, WHICH ACCEPTED UTILITIES AND IMPROVEMENTS INSTALLED BY BORDER AND JACARANDA HOLDINGS, LLC FOR CIELO SUB-PHASE 2 AND ACCEPTED A ONE YEAR DEVELOPERS CASH MAINTENANCE BOND AND BILL OF SALE, TO ADD LOTS 57-63 TO THE BILL OF SALE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, Border and Jacaranda Holdings, LLC, hereinafter referred to as "Developer", installed potable water distribution lines and necessary appurtenances for the rendering of potable water services to the following described property: Cielo Sub-phase 2; and

**WHEREAS**, on May 26, 2020, the City of Venice approved Resolution No. 2020-12, through which Developer turned over said improvements to the City of Venice; and

**WHEREAS**, Lots 57-63 were inadvertently omitted from the Bill of Sale attached as Exhibit 1 to Resolution No. 2020-12; and

**WHEREAS**, the City and Developer wish to have a Corrected Bill of Sale accepted that includes the omitted Lots.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:**

**SECTION 1.** The above Whereas clauses are ratified and confirmed as true and correct.

**SECTION 2.** The Bill of Sale dated June 1, 2020 attached hereto as Exhibit "1", is hereby accepted by the City of Venice, Florida, and replaces the Bill of Sale attached as Exhibit "1" to Resolution 2020-12 in its entirety.

**SECTION 3.** This Resolution shall take effect upon receipt of clearance from the Department of Health to place the water line in service.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, AT A MEETING HELD ON THE 9TH DAY OF JUNE 2020.**

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Ron Feinsod, Mayor, City of Venice

ATTEST:

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Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of the City of Venice, Florida, at a meeting thereof duly convened and held on the 9th day of June 2020, a quorum being present.

WITNESS my hand and official seal of said City this 9th day of June 2020

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Lori Stelzer, MMC, City Clerk

(S E A L)

Approved as to form:

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Kelly Fernandez, City Attorney

## BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that Border and Jacaranda Holdings, LLC, PARTY OF THE FIRST PART, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, to it paid by the CITY OF VENICE, PARTY OF THE SECOND PART, the receipt of which is hereby acknowledged, by these presents does grant, bargain, sell, transfer, and deliver unto the party of the second part, its successors and assigns, all those certain goods and chattels located in the County of Sarasota and the State of Florida, more particularly described as follows:

All pipelines, pipes, tees, ells, connections, cut-offs, fire hydrants, valves, and all other equipment used for, useful for, and/or in connection with, the water distribution system constructed and installed by the party of the first part in the subdivision and lands described as follows:

Cielo Sub-phase 2 will consist of approximately 87 LF of 2" PVC, 1143 LF of 8" PVC. In relation to the record drawings, this includes from the tie-in shown on sheet 40 (8" GV, point 50222) to the end of the sub-phase on sheet 43 (8" GV, point 74001). This can be described as lots 1 through 8, 57 through 71, and amenity.

It is the purpose and intent of the party of the first part to convey to the party of the second part, by this Bill of Sale, all property comprising said water distribution system to and within the above described property, together with all of the rights of the party of the first part arising out of any and all guarantees, performance bonds, contracts and agreements of the party of the first part in connection with said water distribution system.

TOGETHER with every right, privilege, permit and easement of every kind and nature of the party of the first part, in and to and in connection with, the aforesaid water distribution system, reserving however, similar non-exclusive easement rights in party of the first part for other utility purposes.

TO HAVE AND TO HOLD the same unto the party of the second part, its successors and assigns, forever.

AND THE PARTY OF THE FIRST PART does for itself and its successors covenant to and with the party of the second part, its successors and assigns, that it is the lawful owner of the above described goods and chattels and that the said property is free and clear of all liens, encumbrances, and charges whatsoever; that it has good right and lawful authority to sell the same as aforesaid, and that it does warrant to defend the title and the sale of the said properties hereby made, unto the said party of the second part, its successors and assigns, against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed and its name by its proper officers and its corporate seal to be affixed, this 1st day of June, 2020.

Signed: \_\_\_\_\_

Date: 6/1/2020

WITNESSES:

Priscilla G Heim

Kathryn A. Pignatelli

Priscilla G. Heim

Kathryn A. Pignatelli

STATE OF FLORIDA     )  
COUNTY OF SARASOTA )

Subscribed before me this 1st day of June, 2020, by James R. Schier, who is personally known to me or has produced \_\_\_\_\_ as identification.

Kathryn A. Pignatelli  
Notary Public

Notary stamp:

