

RESOLUTION NO. 2025-13

A RESOLUTION ADOPTED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF GREENACRES AND PALM BEACH COUNTY, PURSUANT TO CHAPTER 171.046, FLORIDA STATUTES, PROVIDING FOR THE ANNEXATION OF ONE ENCLAVE TOTALING APPROXIMATELY 9.75 ACRES LOCATED ON THE NORTH SIDE OF CHICKASAW ROAD, WEST OF JOG ROAD; PROVIDING FOR TRANSMITTAL TO THE PALM BEACH COUNTY BOARD OF COUNTY COMMISSIONERS FOR SUBSEQUENT ACTION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Section 163.01, Florida Statutes, known as the “Florida Interlocal Cooperation Act of 1969,” as amended, authorizes local governments to make the most efficient use of their powers by enabling them to cooperate with other localities on a basis of mutual advantage, and to thereby provide services and facilities which will harmonize geographic, economic, population and other factors influencing the needs and development of local communities; and

WHEREAS, the “Florida Interlocal Cooperation Act of 1969” permits public agencies as defined herein to enter into interlocal agreements with each other to jointly exercise any power, privilege, or authority which such agencies share in common and which each might exercise separately; and

WHEREAS, previously, Palm Beach County and the City of Greenacres entered into an Interlocal Agreement for the joint funding of roadway improvements to Chickasaw Road and for the County to transfer ownership of Wry Road North of Chickasaw Road to the City (“Chickasaw Agreement”); and

WHEREAS, the County and City agreed in the Chickasaw Agreement that an existing enclave north of Chickasaw Road satisfies the requirements of sections 171.031(5)(a) and (b), Florida Statutes, and section 171.046, Florida Statutes, and should be annexed into the City; and

WHEREAS, section 171.046, Florida Statutes, provides for the annexation of enclaves by interlocal agreement between the municipality and the county having jurisdiction over such enclaves; and

WHEREAS, the County and the City have determined that it is appropriate and will promote efficient provision of governmental services for the City to annex the North of Chickasaw Road; and

WHEREAS, since the City is the owner of both Wry Road north of Chickasaw Road and Chickasaw Road and vested with the responsibility to maintain the same, both Wry

Road north of Chickasaw Road and Chickasaw Road are included in this Interlocal Agreement as part of the enclave for annexation into the City; and

WHEREAS, the enclave identified for annexation in this Agreement is in the City's future annexation area as provided for in the Annexation Element of the City's Comprehensive Plan; and

WHEREAS, the City Council of the City of Greenacres finds that, in accordance with the Development & Neighborhood Services Staff Report and Recommendation dated May 6, 2025, attached hereto as **Exhibit "1"** and by this reference made a part hereof, the proposed annexation of the subject enclave is in the best interest of the citizens of the City of Greenacres and is in accordance with State and local law.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENACRES, FLORIDA, THAT:

Section 1. The foregoing recitals are incorporated into this Resolution as true and correct findings of the City of Greenacres City Council.

Section 2. The City Council of the City of Greenacres hereby approves the Interlocal Agreement (incorporated and attached herein as **Exhibit "2"**) with Palm Beach County for the annexation of an enclave totaling approximately 9.75 acres located on the north side of Chickasaw Road and west of Jog Road.

Section 3. As part of this annexation, the City recognizes and formally accepts the deeds received from Palm Beach County and Lake Worth Drainage District (LWDD) for both Wry Road North of Chickasaw Road and Chickasaw Road and formally accepts responsibility and maintenance of the same as roadways within the City of Greenacres.

Section 4. The City Council of the City of Greenacres hereby authorizes the appropriate City officials to execute the Interlocal Agreement on behalf of the City of Greenacres and to do all things necessary to effectuate the terms of the Interlocal Agreement. The City Manager and City Attorney are hereby authorized to make any non-substantive changes to the Interlocal Agreement necessary to effectuate the terms authorized herein.

Section 5. Upon execution of the Interlocal Agreement, the City Clerk is hereby directed and authorized to transmit sufficient copies of same to the appropriate officials of Palm Beach County for the County's consideration and execution.

Section 6. This Resolution shall be effective upon its adoption.

[The remainder of this page intentionally left blank.]

RESOLVED AND ADOPTED this 19 of day of May 2025

Chuck Shaw, Mayor

Attest:

Quintella Moorer, City Clerk

Voted:

Susy Diaz, Deputy Mayor, *District IV*

Voted:

John Tharp, Council Member, *District I*

Voted:

Peter Noble, Council Member, *District II*

Voted:

Judith Dugo, Council Member, *District III*

Voted:

Paula Bousquet, Council Member, *District V*

Approved as to Form and Legal Sufficiency:

Glen J. Torcivia, City Attorney