

## **EXECUTIVE SUMMARY**

### **Resolution No. 20-100 - Declare the Westerly 0.0147 Acre Portion of Land at the New River Middle School Site as Surplus**

The New River Middle School Site (Parcel 70) located at 3100 Riverland Road, Fort Lauderdale, Florida 33312, currently consists of a total of 18 acres, and one of the few Broward County Pubic School (BCPS) sites located on a navigable body of water. The purpose of this Resolution is to enable BCPS staff to sale/dispose of the Westerly 0.0147-acre portion of land to the adjacent property owner, whose boat dock currently encroaches on a portion of The School Board of Broward County, Florida (SBBC) owned land.

For background purposes, BCPS staff was notified of such encroachment back in 2014. Upon notification, staff conducted extensive due diligence to include ordering surveys, issuing cease and desist letters to the subject adjacent property owner, researching SBBC ownership rights as it relates to a body of water, etc. to eventually the Office of the General Counsel (OGC) pursuing litigation actions against the property owner. Throughout the due diligence process, the SBBC via closed-door attorney client meetings held on February 7, 2017, November 7, 2018, and March 5, 2019 was made aware of all the different strategies and steps taken in efforts to resolve this matter. Directions received from the SBBC in the closed-door attorney client meetings was to work towards selling the encroachment area to the adjacent property owner; hence the request to adopt Resolution # 20-100.

If adopted, BCPS staff will continue to work with the OGC and SBBC cadre attorney to sale/dispose of the Westerly 0.0147-acre portion of land to the subject adjacent property owner.