

RESOLUTION NO. 12-1042

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA; TO AUTHORIZE THE TOWN MANAGER TO SIGN A GRANT OF EASEMENT TO FPL FOR ACCESS TO THE PROPERTY LOCATED AT 6601 MAIN STREET, WHICH WILL PROVIDE ELECTRICAL SERVICE AND TRANSFORMER FEEDING FOR THE NEW GOVERNMENT CENTER; AUTHORIZING THE TOWN MANAGER AND TOWN ATTORNEY TO IMPLEMENT THE TERMS AND CONDITIONS OF THE GRANT OF EASEMENT; AUTHORIZING THE TOWN MANAGER TO EXECUTE THE GRANT OF EASEMENT; PROVIDING FOR INCORPORATION OF RECITALS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the Town of Miami Lakes holds title to the property located at 6601 Main Street, where the new Government Center is being constructed, and

WHEREAS, a Grant of Easement has been requested to permit Florida Power & Light (FPL) legal access to service the property for installation of electrical and transformer power; and

WHEREAS, allowing FPL to access the property will ensure that the installation of electrical and transformer service will be provided to the new Miami Lakes Government Center; and

WHEREAS, the Town of Miami Lakes has the authority to grant the easement and desires to grant an easement to Florida Power and Light (FPL); and

WHEREAS, the Town Council grants the Town Manager authority to execute the Grant of Easement to FPL to insure primary electrical and transformer service to the new Miami Lakes Government Center.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF MIAMI LAKES, FLORIDA, AS FOLLOWS:

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

Section 2. **Approval of Interlocal Agreement.** The Town Manager is hereby authorized to execute a Grant of Easement from the Town of Miami Lakes Florida to Power and Light providing for legal access to and use of the property located at 6601 Main Street, for a utility easement for electrical service and transformer feeding the New Government Center, (the “Grant of Easement”), in such a form as may be acceptable to the Town Manager and approved as to form and legality by the Town Attorney.

Section 3. **Authorization of Town Officials.** The Town Manager and Town Attorney are authorized to take all steps necessary to implement the terms and conditions of the Grant of Easement.

Section 4. **Execution of the Grant of Easement.** The Town Manager is authorized to execute the Grant of Easement on behalf of the Town.

INTENTIONALLY LEFT BLANK

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

PASSED AND ADOPTED this 11th day of December 2012.

Motion to adopt by Mayor Pizzi, second by Councilman Cid.

FINAL VOTE AT ADOPTION

Mayor Michael Pizzi	<u>YES</u>
Vice Mayor Ceasar Mestre	<u>YES</u>
Councilmember Manny Cid	<u>YES</u>
Councilmember Tim Daubert	<u>YES</u>
Councilmember Nelson Hernandez	<u>YES</u>
Councilmember Tony Lama	<u>YES</u>
Councilmember Nelson Rodriguez	<u>YES</u>



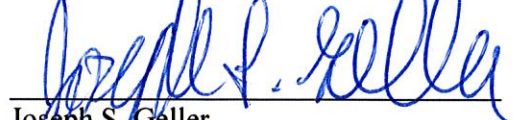
Michael Pizzi
MAYOR

ATTEST:



Marjorie Tejada
TOWN CLERK

Approved as to form and legality for the use
and benefit of the Town of Miami Lakes only:



Joseph S. Geller
Greenspoon Marder, PA
TOWN ATTORNEY

DOCUMENT COVER PAGE

For those documents not providing the required space on the first page, this cover page must be attached.

It must describe the document in sufficient detail to prohibit its transference to another document.

An additional recording fee for this page must be remitted.

(Space above this line reserved for recording office use)

Document Title:
(Mortgage, Deed, Construction Lien, Etc.)

Easement

Executing Party:

Town of Miami Lakes (grantor)
Florida Power and Light (grantee)

Legal Description:
(If Applicable)

see attached

As more fully described in above described document.

Return Document To / Prepared By:

Town of Miami Lakes

F.S. 695.26 Requirements for recording instruments affecting real property—
(Relevant excerpts of statute)

(1) No instrument by which the title to real property or any interest therein is conveyed, assigned, encumbered, or otherwise disposed of shall be recorded by the clerk of the circuit court unless:

(a) A 3-inch by 3-inch space at the top right-hand corner on the first page and a 1-inch by 3-inch space at the top right-hand corner on each subsequent page are reserved for use by the clerk of the court.

"MIAMI LAKES TOWN HALL"
LEGAL DESCRIPTION FOR FPL EASEMENT

SECTION 24 TOWNSHIP 52 SOUTH RANGE 40 EAST

EASEMENT LEGAL DESCRIPTION:

A PARCEL OF LAND SERVING AS THE PURPOSE OF CONSTRUCTION, MAINTENANCE AND OPERATION EASEMENT FOR THE FLORIDA POWER AND LIGHT AND BEING A PORTION OF SECTION 24 TOWNSHIP 52 SOUTH RANGE 40 EAST, MIAMI-DADE COUNTY, FLORIDA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A STRIP OF LAND 6.0' FEET IN WIDTH LYING 3.0' ON EACH SIDE OF THE FOLLOWING DESCRIBED TRAVERSE:

COMMENCE AT NW CORNER OF SAID SECTION 24 TOWNSHIP 52 SOUTH RANGE 40 EAST OF MIAMI-DADE COUNTY, STATE OF FLORIDA; THENCE S89°57'29"E ALONG THE NORTH LINE OF THE NW ¼ OF SAID SECTION 24 FOR A DISTANCE OF 394.62 FEET TO A POINT A THE EASTERLY LINE OF THE TRACT 'C' 'MIAMI LAKES TOWN' ACCORDING TO THE PLAT BOOK 159 PAGE 67 OF THE PUBLIC RECORDS OF MIAMI-DADE COUNTY; THENCE S10°49'49"W ALONG THE EASTERLY LINE OF SAID TRACT 'C' FOR A DISTANCE OF 2.04 FEET TO THE POINT OF BEGINNING; THENCE S79°10'11"E FOR A DISTANCE OF 16.96 FEET; THENCE S10°49'49"W FOR A DISTANCE OF 31.84 FEET TO THE POINT OF TERMINATION.

SIDE LINES TO BE SHORTENED OR ENLARGED TO MEET THE ANGLE POINTS.

CONTAINING 292.8 SQUARE FEET MORE OR LESS.

SURVEYOR'S NOTES:

1. THE PRESENT LEGAL DESCRIPTION AND THE ATTACHED SKETCH ARE NOT BASED ON A FIELD SURVEY.
2. BEARINGS SHOWN ARE BASED ON THE NORTH LINE OF NE ¼ OF SECTION 24 TOWNSHIP 52 SOUTH RANGE 40 EAST MIAMI-DADE COUNTY (S89°57'59"E)
3. THIS EASEMENT FORMS A CLOSED GEOMETRIC FIGURE.
5. NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED LAND SURVEYOR AND MAPPER.
6. THE MINIMUM VERTICAL CLEARANCE OF THIS EASEMENT IS 25 FEET ABOVE THE EXISTING GRADE.
7. COMPLETION DATE: 09.30.2012

LEGEND:

1. SEC. denotes Section.
2. P.O.B denotes Point of Beginning
3. P.O.C denotes Point of Commencement.
4. P.O.T denotes Point of Termination.
5. R/W denotes Right of Way
6. ESMT. denotes Easement
7. D.C.R. denotes Dade County Records
8. PB denotes Plat Book
9. PL denotes Property line
10. PRC denotes Point of Reverse Curvature

SURVEYOR'S CERTIFICATE:

I HEREBY CERTIFY THAT THE LEGAL AND SKETCH OF THE PORTION OF LAND DESCRIBED HEREON WAS PREPARED UNDER MY SUPERVISION AND THAT THE LEGAL AND SKETCH MEET THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17.050 THROUGH 5J-17.052 OF THE FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES; AND THAT THE LEGAL AND SKETCH ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF. SUBJECT TO NOTES AND ANNOTATIONS SHOWN HEREON.



JOB No. 2012-09-15	DATE: 09.30.2012	REVISION #1: 12.04.2012	DRAWN: FF	CHECKED: WH	SCALE: AS NOTED
FPL EASEMENT	WILLIAM HERRYMAN Professional Land Surveyor 300 Bayview Drive Suite 209, Florida 33160. Phone (305)-606-0031.			BY: WILLIAM HERRYMAN Professional Land Surveyor Commission No. 2804 STATE OF FLORIDA	
	Sheet 1 of 2	(THIS PAGE IS NOT VALID WITHOUT THE OTHER)			

"MIAMI LAKES TOWN HALL"
 SKETCH TO ACCOMPANY THE LEGAL DESCRIPTION
 FOR FPL EASEMENT
 SECTION 24 TOWNSHIP 52 SOUTH RANGE 40 EAST

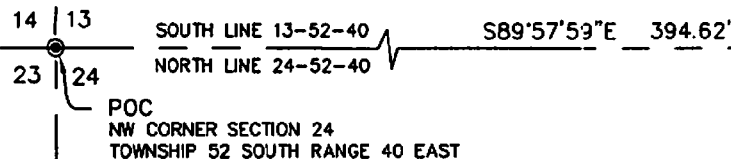


SCALE 1" = 40'

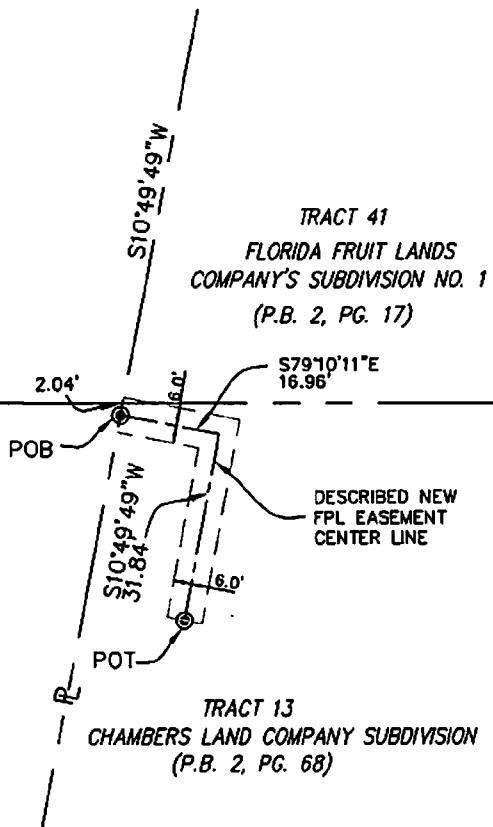


TRACT "C"
 MIAMI LAKES TOWN
 CENTER TOWN EAST
 (P.B. 159-67)

TRACT 41
 FLORIDA FRUIT LANDS
 COMPANY'S SUBDIVISION NO. 1
 (P.B. 2, PG. 17)



TRACT "C"
 MIAMI LAKES TOWN
 CENTER TOWN EAST
 (P.B. 159-67)



TRACT 13
 CHAMBERS LAND COMPANY SUBDIVISION
 (P.B. 2, PG. 68)

JDB No.: 2012-09-15 DATE: 09.30.2012 REVISION #1: 12.04.2012 DRAWN: FF CHECKED: MH SCALE: 1" = 40'

FPL
 EASEMENT

Sheet 2 of 2

WILLIAM HERRYMAN
 Professional Land Surveyor
 300 Bayview Drive Suite 209, Florida 33160. Phone (305)-606-0031.

(THIS PAGE IS NOT VALID WITHOUT THE OTHER)

