

**Lee County Board of County Commissioners  
Agenda Item Summary**

**Blue Sheet No. 20021017**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Grant a Perpetual Utility Easement for North Fort Myers Community Park to Lee County Electric Cooperative, pursuant to the terms and conditions as set forth in the easement document; authorize the Division of County Lands to handle all documentation necessary to complete this transaction.

**WHY ACTION IS NECESSARY:** The Board must formally approve all real estate conveyances from Lee County.

**WHAT ACTION ACCOMPLISHES:** Grants a perpetual utility easement that will allow Lee County Electric Cooperative, Inc. to install and maintain electric distribution lines servicing North Fort Myers Community Park.

**2. DEPARTMENTAL CATEGORY:** 06 - Independent  
**COMMISSION DISTRICT #:**

*CL6A*

**3. MEETING DATE:**

*09-24-2002*

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON

TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**

- (Specify)
- STATUTE FS 125
  - ORDINANCE \_\_\_\_\_
  - ADMIN. \_\_\_\_\_
  - OTHER \_\_\_\_\_

**6. REQUESTOR OF INFORMATION**

- A. COMMISSIONER \_\_\_\_\_
- B. DEPARTMENT Independent
- C. DIVISION County Lands *RLMA*
- BY: Karen L. W. Forsyth, Director *KLF*

**7. BACKGROUND:**

The Division of County Lands received a request from the Department of Construction and Design to facilitate the grant of an Utility Easement to Lee County Electric Cooperative, Inc.

This utility easement will grant Lee County Electric Cooperative a perpetual utility easement allowing them to install and maintain electric distribution lines servicing North Fort Myers Community Park. The property is located at 2021 North Tamiami Trail, North Fort Myers, FL, identified by STRAP No. 35-43-24-00-00001.1000 and further identified by Exhibit "A" attached to the easement document.

Funds are available in Account Number: 20177930100.506199.

Staff recommends Board approval for the Requested Motion.

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services			G County Manager
<i>K. Forsyth</i>	N/A	N/A	<i>SA 9/4/02</i>	<i>9/6/02</i>	<i>OM 9/6/02</i>	<i>RISK 9/6/02</i>	<i>GC 9/6/02</i>	<i>Stamler 9.4.02</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty  
Date: *9/5/02*  
Time: *3:12 pm*  
Forwarded To: *3008*  
*9/6/02 10:20 AM*

RECEIVED BY  
COUNTY ADMIN. *DD*  
*9/6/02*  
FORWARDED TO:  
*9/11/02 5:00*

This Instrument Prepared By:  
Lee County Division of County Lands  
P.O. Box 398  
Fort Myers, FL 33902-0398

RE: North For Myers Community Park, Project No. 1779  
STRAP No.: 35-43-24-00-00001.1000

### UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS: That, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations in hand paid, the sufficiency and receipt of which is hereby acknowledged, **LEE COUNTY, a political subdivision of the State of Florida** does hereby grant and bestow unto **LEE COUNTY ELECTRIC COOPERATIVE, INC., a Florida Corporation**, its successors and assigns, a perpetual and unobstructed utility easement and right in and to, over and under all of the property described herein for the purposes of ingress and egress, installation and/or repair of overhead and underground electric distribution lines.

The easement hereby granted covers that certain property which is situate and being in Lee County, Florida, more particularly described on Exhibit A attached hereto and made a part here of by this reference.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on \_\_\_\_\_, 20 \_\_\_\_.

(OFFICIAL SEAL)

ATTEST:  
CHARLIE GREEN, CLERK

LEE COUNTY, FLORIDA, BY ITS  
BOARD OF COUNTY COMMISSIONERS

BY \_\_\_\_\_  
Deputy Clerk

BY \_\_\_\_\_  
Robert P. Janes, Chairman

APPROVED AS TO LEGAL FORM:

BY \_\_\_\_\_  
Office of County Attorney

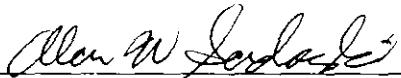
**LEGAL DESCRIPTION**

A parcel of land being a portion of Section 35, Township 43 South, Range 24 East, Lee County Florida, being more particularly described as follows:

COMMENCE at the Northwest corner of lands described in O.R. Book 1508, Page 2125 of the Public Records of Lee County, Florida; thence N81°34'39"W, 162.05 feet to the POINT OF BEGINNING of herein described parcel; thence S15°25'03"W, 206.93 feet; thence S15°06'14"E, 502.22 feet; thence S74°53'46"W, 12.00 feet; thence N15°06'14"W, 505.49 feet; thence N15°25'03"E, 210.20 feet; thence S74°34'57"E, 12.00 feet to the POINT OF BEGINNING.

Said parcel contain 8549 square feet, more or less.

**WilsonMiller, Inc.**



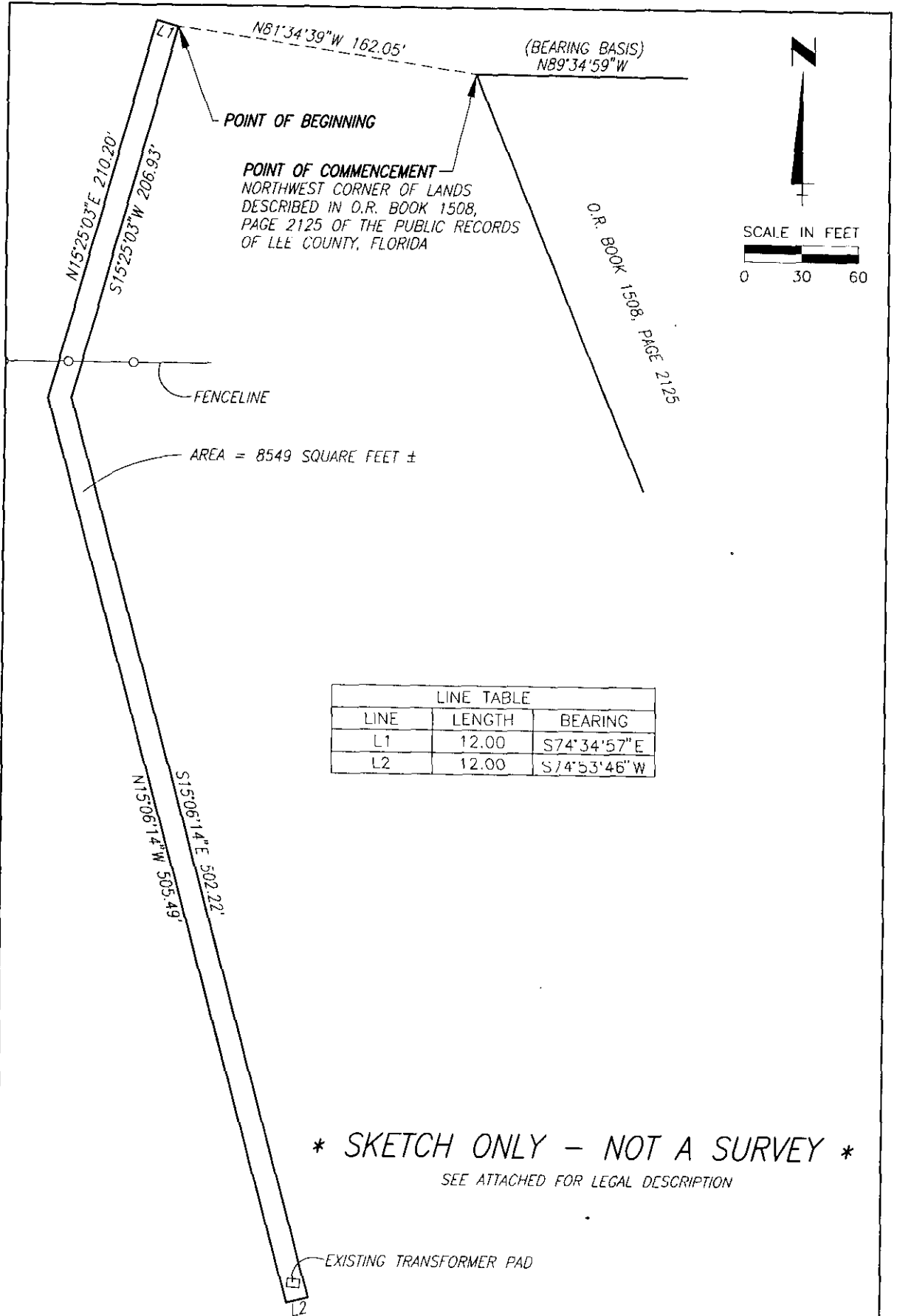
Alan W. Sadowski, P.S.M. Professional Surveyor and Mapper  
Florida Registration No. 4800

Not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

Pin #: 06511-013-001 NF802

Date: June 21, 2002

Ref: A-06511-28



\* SKETCH ONLY - NOT A SURVEY \*  
 SEE ATTACHED FOR LEGAL DESCRIPTION

FOR: LEE COUNTY ELECTRIC COOPERATIVE, INC. Jun 21, 2002 12:47:00 GRASHFORD\X\SUR\06511\65112801.dwg

SKETCH OF DESCRIPTION  
 BEING A PART OF SECTION 35,  
 TOWNSHIP 43 SOUTH, RANGE 24 EAST  
 LEE COUNTY, FLORIDA

**WilsonMiller**  
 Planners - Engineers - Ecologists - Surveyors - Landscape Architects - Transportation Consultants  
 WilsonMiller, Inc.  
 Naples - Fort Myers - Sarasota - Bradenton - Tampa - Tallahassee  
 657 Central Blvd., Suite 200 Fort Myers, Florida 33901 Phone 941-939-3300 Fax 941-939-7479 Web Site www.wilsonmiller.com

DRAWN BY: 1386	CHKD BY: 0448	CAD FILE: 65112801.DWG	PIN: F6511-013-001	TASK: NF802	SHEET 1 OF 1	DRAWING INDEX NO: A-6511-028	REV: DOCS# 22651
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