

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

Blue Sheet No. 20030532

1. REQUESTED MOTION:

ACTION REQUESTED: Approve the donation of a Utility Easement to the Florida Power & Light Company for placement of facilities serving the Development Services Inspector/Licensing Building, Project No. 8649; authorize the Chairman to execute the Utility Easement; approve payment of necessary fees and costs to close; authorize the Division of County Lands to handle and accept all documentation necessary to complete this transaction.

WHY ACTION IS NECESSARY: FP&L has requested a new recorded utility easement for placement of new facilities to service the Development Services Inspector/Licensing Building currently under construction in downtown Fort Myers at 1825 Hendry Street.

WHAT ACTION ACCOMPLISHES: Enables FP&L to place a pad mounted transformer within the granted easement area to provide electrical service to the Development Services Inspector/Licensing Building.

2. DEPARTMENTAL CATEGORY: 06
COMMISSION DISTRICT # 02

C6B

3. MEETING DATE:

05-20-2003

4. AGENDA:

CONSENT
 ADMINISTRATIVE
 APPEALS
 PUBLIC
 WALK ON
TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

STATUTE
 ORDINANCE
 ADMIN. CODE
 OTHER

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER
B. DEPARTMENT
C. DIVISION

BY: Karen L.W. Forsyth

County Lands *[Signature]*

7. BACKGROUND: FP&L has requested that Lee County grant a new recorded utility easement for placing a pad mounted transformer to service the Development Services Inspector/Licensing Building currently under construction on Hendry Street in downtown Fort Myers. Failure to grant this easement in a timely manner will delay the installation of these needed electric facilities.

Fees and costs to close will be approximately \$25.00.

Funds are available in: Account No. 20864930100.506110.

Staff recommends Board approve the Requested Motion.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resource s	D Other	E County Attorney	F Budget Services				G County Manager
<i>K. Forsyth</i>			<i>SAO 5/5/03</i>	<i>John J Dredger 5-5-03</i>	QA	OM	Risk	GC	<i>[Signature] 5-1-03</i>
					<i>5/5/03</i>	<i>5/5/03</i>	<i>5/5/03</i>	<i>5/5/03</i>	

10. COMMISSION ACTION:

APPROVED
 DENIED
 DEFERRED
 OTHER

Rec. by CoAtty
Date: *5/5/03*
Time: *3:57 pm*
*CO. ADM.
5/5/03 SPH*

RECEIVED BY
COUNTY ADMIN.
5/10 8am
COUNTY ADMIN
FORWARDED TO:
5/10 10:00



15834 Winkler Road Ft. Myers, FL 33908
Fax 332-9128

April 22, 2003

Mr. Ayoub R. Al-Bahou, P.E.
Lee County Capital Projects Construction Manager
1500 Monroe St.
Fort Myers, FL 33901

RE: Lee County Development Services Bldg. Utility Easement *PROJ. #8049*

Dear Ayoub:

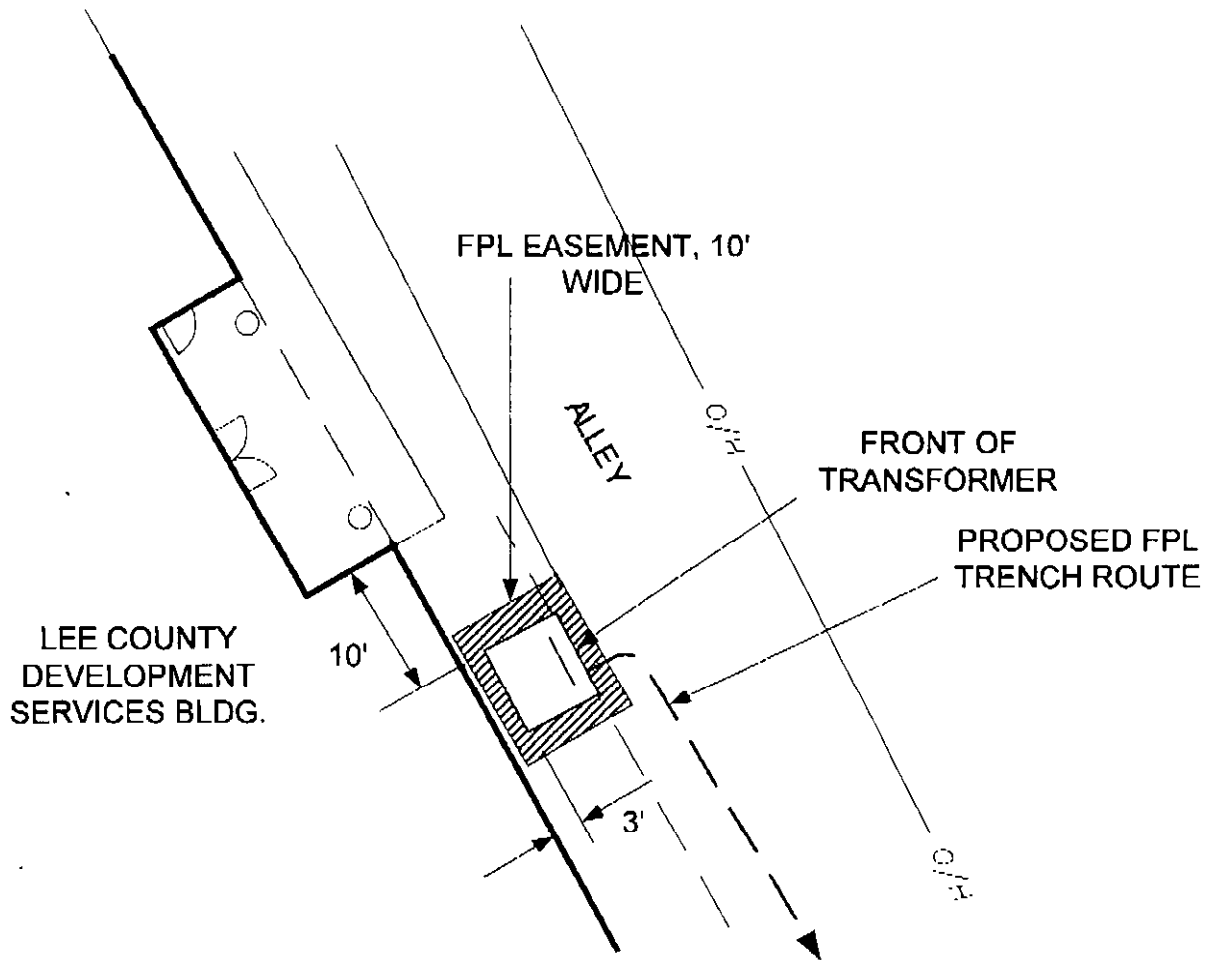
I'm sending this to you as a reminder that FPL requires a recorded 10' wide utility easement for our facilities serving the subject bldg. before we can install our facilities.

The easement needs to be 10' wide covering the pad mount transformer location and run perpendicular to the bldg., from the bldg. wall to the alley. Please refer to the attached sketch.

Please call me at (941)332-9154 if you have any questions or concerns.

Sincerely,

Randy Camp
Sr. System Project Mgr.



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

RE:Lee County Development Services Building, Proj. #8649
STRAP No.: 13-44-24-P4-00412.0020

ORIGINAL

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 **Florida Power & Light Company**, its licensees, agents 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 ____.

ATTEST:
CHARLIE GREEN, CLERK

LEE COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

BY _____
Deputy Clerk

BY _____
Chairman/Co-Chairman

APPROVED AS TO LEGAL FORM:

BY _____
Office of County Attorney



Bean, Whitaker, Lutz & Kareh, Inc.

13041 McGregor Boulevard
Fort Myers, Florida 33919-5910
email - fmooffice@bwlk.net
(Ph) 239-481-1331 (Fax) 239-481-1073

Exhibit "A"

Page 1 of 2

Description of a Parcel of Land
Lying in
Section 13, Township 44 South, Range 24 East
City of Fort Myers, Lee County, Florida
- Old Development Services Site -
(Florida Power & Light Company Easement)

A tract or parcel of land situated in the State of Florida, County of Lee, City of Fort Myers, lying in Section 13, Township 44 South, Range 24 East and further described as follows:

Commencing at the northwest corner of Block 12, Homestead of James Evans as recorded in Plat Book 1 at Page 23; thence N55°55'45"E along the southeast right-of-way of Second Street (50 feet wide) for 5.01 feet to an intersection with the present northeasterly right-of-way of Hendry Street (60 feet wide); thence S29°53'00"E along said northeasterly line for 200.00 feet; thence N55°55'45"E along the southerly line of a parcel of land described in Official Records Book 1433 at Page 1646 for 96.59 feet to an intersection with the southwesterly line of Lot 4, Block 12 of said Homestead of James Evans; thence S25°05'38"E along the southwesterly line of said Lot 4 for 51.06 feet to the southwest corner of said Lot 4; thence N55°55'45"E along the southerly line of said Lot 4 for 171.61 feet to an intersection with the southwesterly line of Jackson Street (50 feet wide); thence S25°05'38"E along the southwesterly line of said Jackson Street for 168.81 feet; thence S64°54'22"W for 136.21 feet to an intersection with the westerly line of a 20 foot wide alley as recorded in Deed Book 98 at Page 135; thence S26°54'30"E along the westerly line of said 20 foot wide alley for 38.62 feet to the Point of Beginning; thence S60°07'00"W for 10.31 feet; thence S29°53'00"E for 13.00 feet; thence N60°07'00"E for 9.63 feet to an intersection with the westerly line of said 20 foot wide alley; thence N26°54'30"W along the westerly line of said 20 foot wide alley for 13.02 feet to the Point of Beginning.

Parcel contains 130 square feet, more or less.

Bearings are based on the northeast right-of-way of Hendry Street (60 feet wide) as bearing S29°53'00"E.

Subject to easements, restrictions, reservations and right-of-way (recorded and unrecorded, written and unwritten).

Bean, Whitaker, Lutz & Kareh, Inc. (LB 4919)

Charles Donald Knight, P.S.M. 6056

33132DESC-FPL

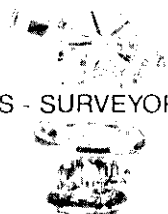
4/16/03

SHEET 1 OF 2

PRINCIPALS

WILLIAM E. BEAN, PSM, CHAIRMAN
SCOTT C. WHITAKER, PSM, PRESIDENT
JOSEPH L. LUTZ, PSM
AHMAD R. KAREH, PE, MSOF, VICE PRESIDENT

CONSULTING ENGINEERS - SURVEYORS AND MAPPERS - PLANNERS



ASSOCIATES

TRACY N. BEAN, AICP
CHARLES D. KNIGHT, PSM
W. BRITTI POMEROY, JR., PSM
STEPHEN H. SKORUPSKI, PSM
JAMES A. HESSLER, PSM
JEFFREY P. GAGNON, PSM
RUDOLF A. NORMAN, PE