

RESOLUTION NO. 2014-____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, APPROVING AND AUTHORIZING BROWARD COUNTY TO CONVEY TO THE CITY OF FORT LAUDERDALE, PURSUANT TO SECTION 335.0415, FLORIDA STATUTES, A 20-FOOT RIGHT-OF-WAY CORNER CHORD LOCATED IN THE CITY OF FORT LAUDERDALE; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Broward County ("County") owns title to the property described in Exhibit "A," attached hereto and made a part hereof ("Property"); and

WHEREAS, County is constructing a courthouse parking garage on the Property; and

WHEREAS, the City of Fort Lauderdale ("City") requires a 20-foot right-of-way corner chord, as more particularly described in the Right of Way Deed, attached hereto as Exhibit "B" and made a part hereof, prior to issuing a certificate of occupancy for the courthouse parking garage; and

WHEREAS, Section 335.0415, Florida Statutes, provides that "[p]ublic roads may be transferred between jurisdictions only by mutual agreement of the affected governmental entities," NOW, THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. The recitals set forth in the preamble to this Resolution are incorporated by reference herein.

1 Section 2. The Mayor or Vice-Mayor of the Board of County Commissioners is
2 hereby authorized to execute a Right of Way Deed, attached hereto as Exhibit "B" and
3 made a part hereof, to the City of Fort Lauderdale, and such other related documents, if
4 any, as needed to affect the conveyance.

5 Section 3. The conveyance of the 20-foot right-of-way corner chord is hereby
6 approved for good and sufficient consideration.

7 Section 4. SEVERABILITY.

8 If any portion of this Resolution is determined by any Court to be invalid, the
9 invalid portion shall be stricken, and such striking shall not affect the validity of the
10 remainder of this Resolution. If any Court determines that this Resolution, or any
11 portion hereof, cannot be legally applied to any individual(s), group(s), entity(ies),
12 property(ies), or circumstance(s), such determination shall not affect the applicability
13 hereof to any other individual group, entity, property, or circumstance.

14 Section 5. EFFECTIVE DATE.

15 This Resolution shall become effective upon its adoption.

16 ADOPTED this _____ day of _____, 20__.

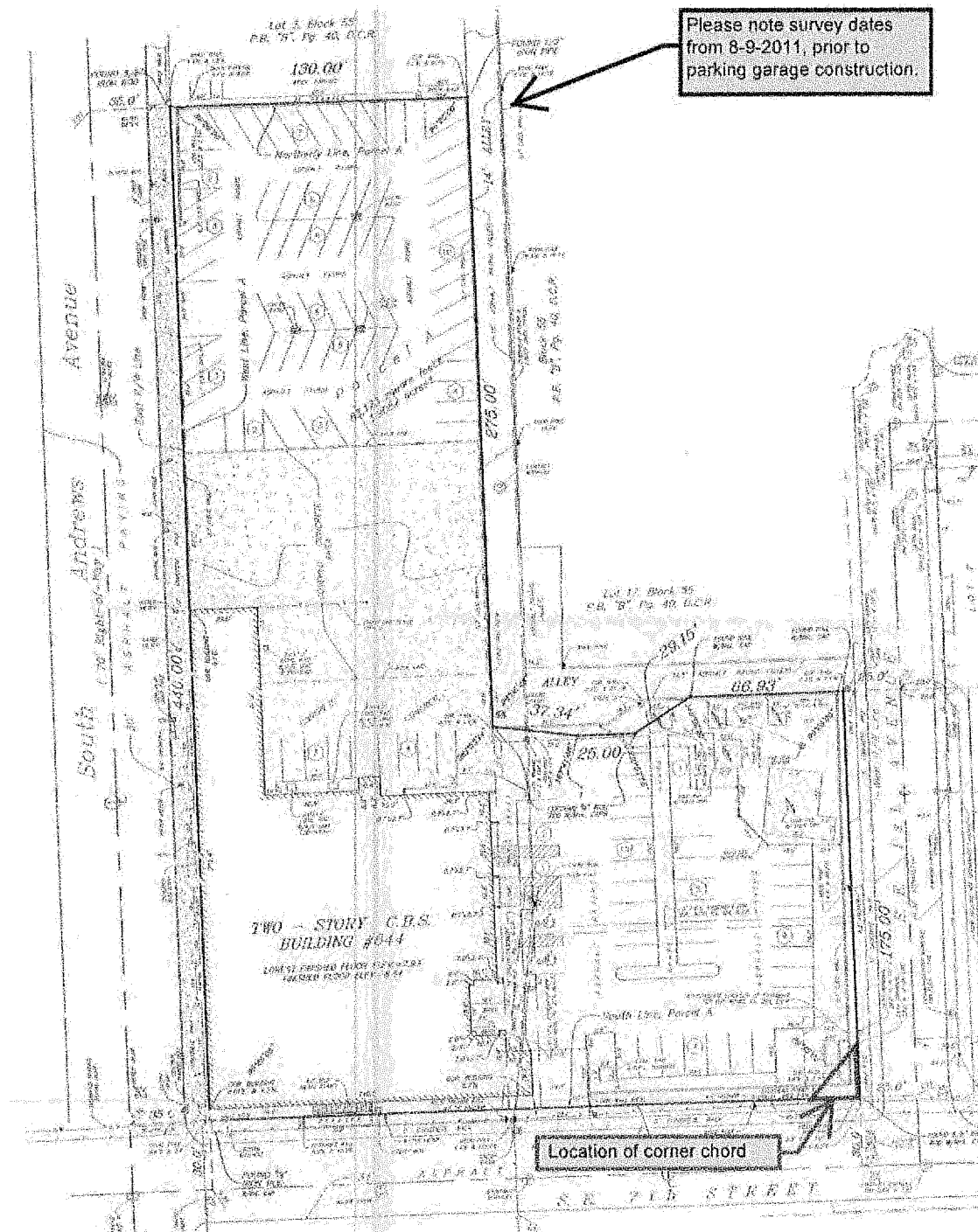
17
18 Approved as to form and legal sufficiency:
19 Joni Armstrong Coffey, County Attorney

20 By: /s/ Carlos Rodriguez-Cabarrocas 04/02/14
21 Carlos Rodriguez-Cabarrocas (Date)
22 Assistant County Attorney

23 CRC:dmv
24 04/02/14
 Ft Laud- Resolution corner chord
 14-089.25

EXHIBIT "A" to the Resolution

Legal Description: Parcel "A", COCA-COLA SUBDIVISION, according to the Plat thereof, recorded in Plat Book 71, Page 2 of the Public Records of Broward County, Florida. Folio No: 5042-10-80-0010



PREPARED BY AND RETURN TO:

Broward County Real Property Section
Marie Andrée Hammond
Asst. Real Estate Officer

Folio No: 5042-10-80-0010

RIGHT OF WAY DEED

THIS INDENTURE, made this _____ day of _____, 20____, by and between: **BROWARD COUNTY**, a political subdivision of the State of Florida, "Grantor",

and

CITY OF FORT LAUDERDALE, a municipal corporation existing under the laws of the State of Florida, whose Post Office address is 100 N. Andrews Avenue, Fort Lauderdale, Florida 33301, Federal Tax ID No. 02-1234-00001-04-47, hereinafter "Grantee".

WITNESSETH:

That said Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable considerations to said Grantor in hand paid by said Grantee, the receipt of which is acknowledged, has granted, bargained and sold unto the said Grantee, its successors and assigns the following described property for public right-of-way, utilities, and the right to provide service to maintain, repair and replace and have access to City facilities or infrastructure on the property or said right-of-way and utilities, and all other public purposes as Grantee may deem necessary over, along, through, in, above and under that certain parcel of land situated, lying and being in Fort Lauderdale, Broward County, Florida, described as follows:

SEE EXHIBIT A
(Sketch/Legal Description)

Grantor hereby covenants with said Grantee that said Grantor is lawfully seized of fee simple title to the area of right of way and that Grantor hereby fully warrants and defends the title to this area hereby granted and conveyed against the lawful claims of all persons whomsoever.

*("Grantor" and "Grantee" are used for singular or plural, as context requires.)

TO HAVE AND TO HOLD the same unto the Grantee, its successors and assigns forever.

IN WITNESS WHEREOF, GRANTOR has caused these presents to be executed in its name by its Board of County Commissioners acting by the Mayor or Vice-Mayor of said Board, the day and year aforesaid.

(Official Seal)
ATTEST:

BROWARD COUNTY, FLORIDA
by its Board of County Commissioners

County Administrator and
Ex-Officio Clerk of the
Board of County Commissioners
of Broward County, Florida

By _____

Mayor

_____ day of _____,

_____.

Approved as to form by
Joni Armstrong Coffey
Broward County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301
Telephone: (954) 357-7600
Telecopier: (954) 357-6968

By _____
Carlos Rodriguez-Cabarrocas
Assistant County Attorney

By _____
Noel Pfeffer
Deputy County Attorney

STATE OF FLORIDA:
COUNTY OF BROWARD:

The foregoing instrument was acknowledged before me this _____, 20____ by
_____ He/She is personally known to me or has produced
_____ as identification and did not (did) take an oath.

(SEAL)

Notary Public, State of
Florida Signature of
Notary taking
Acknowledgement)

Name of Notary Typed, Printed or Stamped

My Commission Expires:

Commission Number

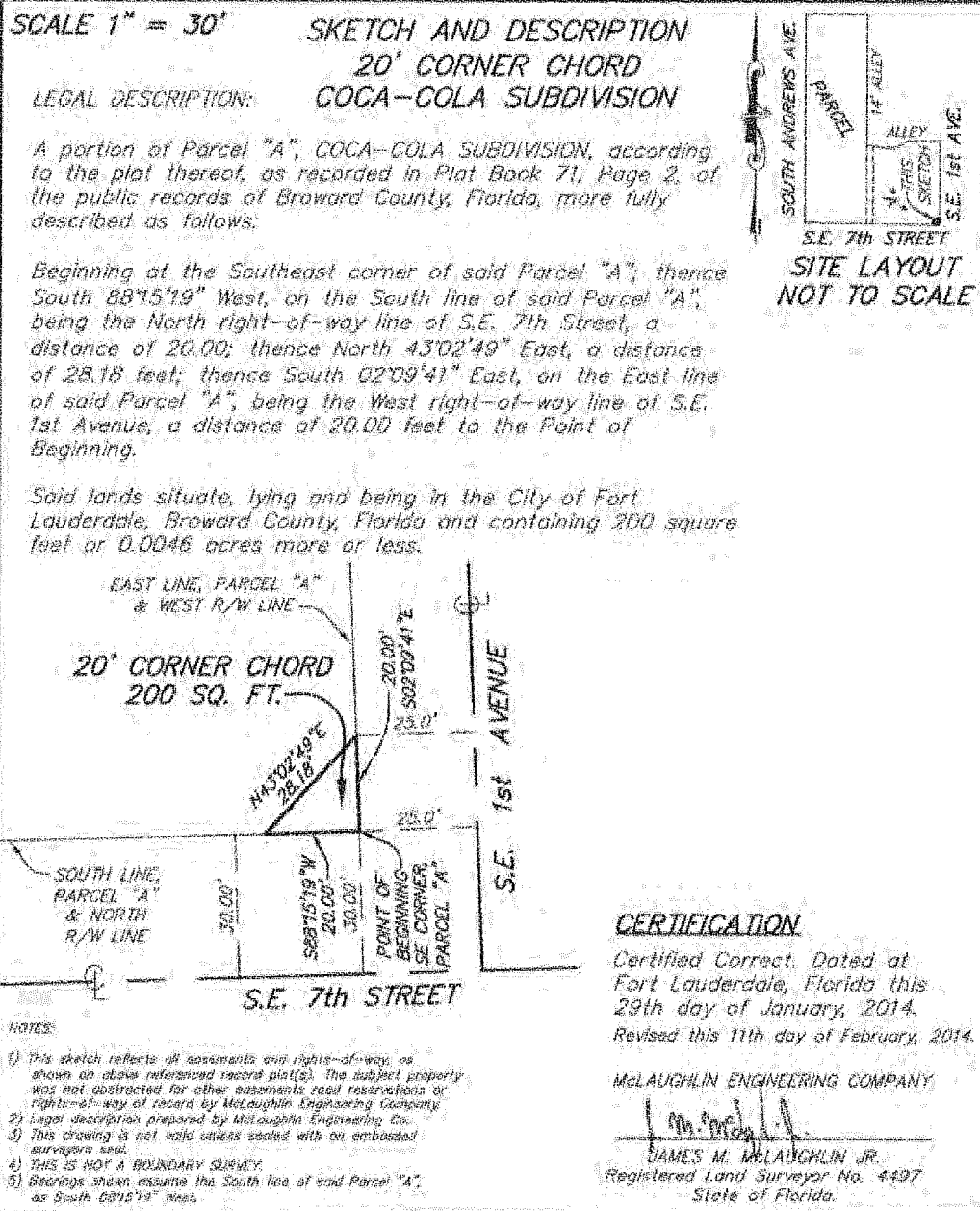
APPROVED AS TO FORM:

Assistant City Attorney



McLAUGHLIN ENGINEERING COMPANY
LB#285

ENGINEERING * SURVEYING * PLATTING * LAND PLANNING
400 N.E. 3rd AVENUE FORT LAUDERDALE, FLORIDA
33301 PHONE (954) 763-7611 * FAX (954) 763-7615



FIELD BOOK NO. _____

DRAWN BY: JMMj

JOB ORDER NO. U-5908

CHECKED BY: _____

REF. DWG.: 04-3-108
C:\JMM\2014\U8908