

RESOLUTION NO. R-2022-247

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA, AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO EXECUTE AN UNDERGROUND EASEMENT AGREEMENT WITH FLORIDA POWER AND LIGHT COMPANY FOR THE PURPOSE OF INSTALLING FLORIDA POWER AND LIGHT FACILITIES FOR THE INSTALLATION OF EQUIPMENT TO CONVERT UTILITIES LINES TO UNDERGROUND.

WHEREAS, the City, together with the Community Redevelopment Agency ("CRA"), desires additional beautification improvements to State Road A1A to enhance corridor aesthetics and improve the pedestrian experience; and

WHEREAS, to achieve this, the CRA Board directed staff to proceed with Streetscape Improvements and Undergrounding of Overhead Utilities along State Road A1A from Hollywood Boulevard to Sheridan Street; and

WHEREAS, On November 18, 2015, the CRA Board passed and adopted Resolution No. R-BCRA-2015-54 authorizing Kimley Horn and Associates to provide consulting services for design and construction documents, and Kimley Horn and Associates prepared plans for the project, and these plans were given to Florida Power and Light ("FPL") to prepare the necessary agreement for the conversion of the overhead powerlines to underground, including the necessary ancillary infrastructure equipment ("utility boxes"); and

WHEREAS, in support of the CRA's Complete Street Project, the City desires to grant an easement at the North-East corner of Pump Station E-1, generally located at McKinley Street, west of State Road A1A (FOLIO No. 5142 12 01 0010); and

WHEREAS, as condition of approval for the installation of underground infrastructure, FPL requires an unrestricted easement be granted to FPL; and

WHEREAS, the attached Exhibit "A" is the required Underground Easement Form in which the City grants to FPL a non-exclusive easement, forever, for the construction, operations and maintenance of underground electric utility facilities.

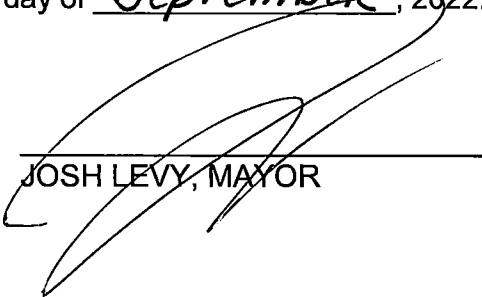
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF HOLLYWOOD, FLORIDA:

Section 1: That the forgoing "WHEREAS" clauses are ratified and confirmed as being true and correct and are incorporated in this Resolution.

Section 2: That it approves and authorizes the execution, by the appropriate City officials, of the attached Underground Easement Agreement with FPL, together with such non-material changes as may be subsequently agreed to by the City Manager and approves as to form and legal sufficiency by the City Attorney.

Section 3: That this Resolution shall be in full force and effect immediately upon its passage and adoption.

PASSED AND ADOPTED this 7 day of September, 2022.

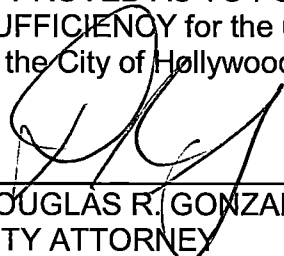


JOSH LEVY, MAYOR

ATTEST:


PATRICIA A. CERNY, MMC
CITY CLERK

APPROVED AS TO FORM AND LEGAL SUFFICIENCY for the use and reliance of the City of Hollywood, Florida, only.



DOUGLAS R. GONZALES
CITY ATTORNEY

[]

	UNDERGROUNDEASEMENT (BUSINESS) This Instrument Prepared By
Sec. 12 __, Twp 51 __, Rge 42 __ E	Name: <u>Azita Behmardi</u>
Parcel I.D. # <u>5142 12 01 0100</u> (Maintained by County Appraiser)	Co. Name: <u>City of Hollywood</u>
	Address: <u>2600 Hollywood Blvd , Hollywood FL. 33020</u>

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its affiliates, licensees, agents, successors, and assigns ("FPL"), a non-exclusive easement forever for the construction, operation and maintenance of underground electric utility facilities (including cables, conduits, appurtenant equipment, and appurtenant above-ground equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such facilities or any of them within an easement described as follows:

[Reserved for Circuit Court]

See Exhibit "1" ("Easement Area")

Together with the right to permit any other person, firm, or corporation to attach or place wires to or within any facilities hereunder and lay cable and conduit within the Easement Area and to operate the same for communications purposes; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the Easement Area, over, along, under and across the roads, streets or highways adjoining or through said Easement Area.

(Continued on Sheet No. 9.779)

FLORIDA POWER & LIGHT COMPANY

(Continued from Sheet No. 9.778)

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on _____.

Signed, sealed and delivered
in the presence of:

(Witness' Signature)

Print Name _____
(Witness)

(Witness' Signature)

Print Name _____
(Witness)

By: _____

Print Name: _____

Print Address: _____

STATE OF _____ AND COUNTY OF _____. The foregoing instrument was acknowledged
before me this _____ day of _____, by _____, the
of _____ a _____, who is
personally known to me or has produced _____ as identification, and who did (did not) take an oath.

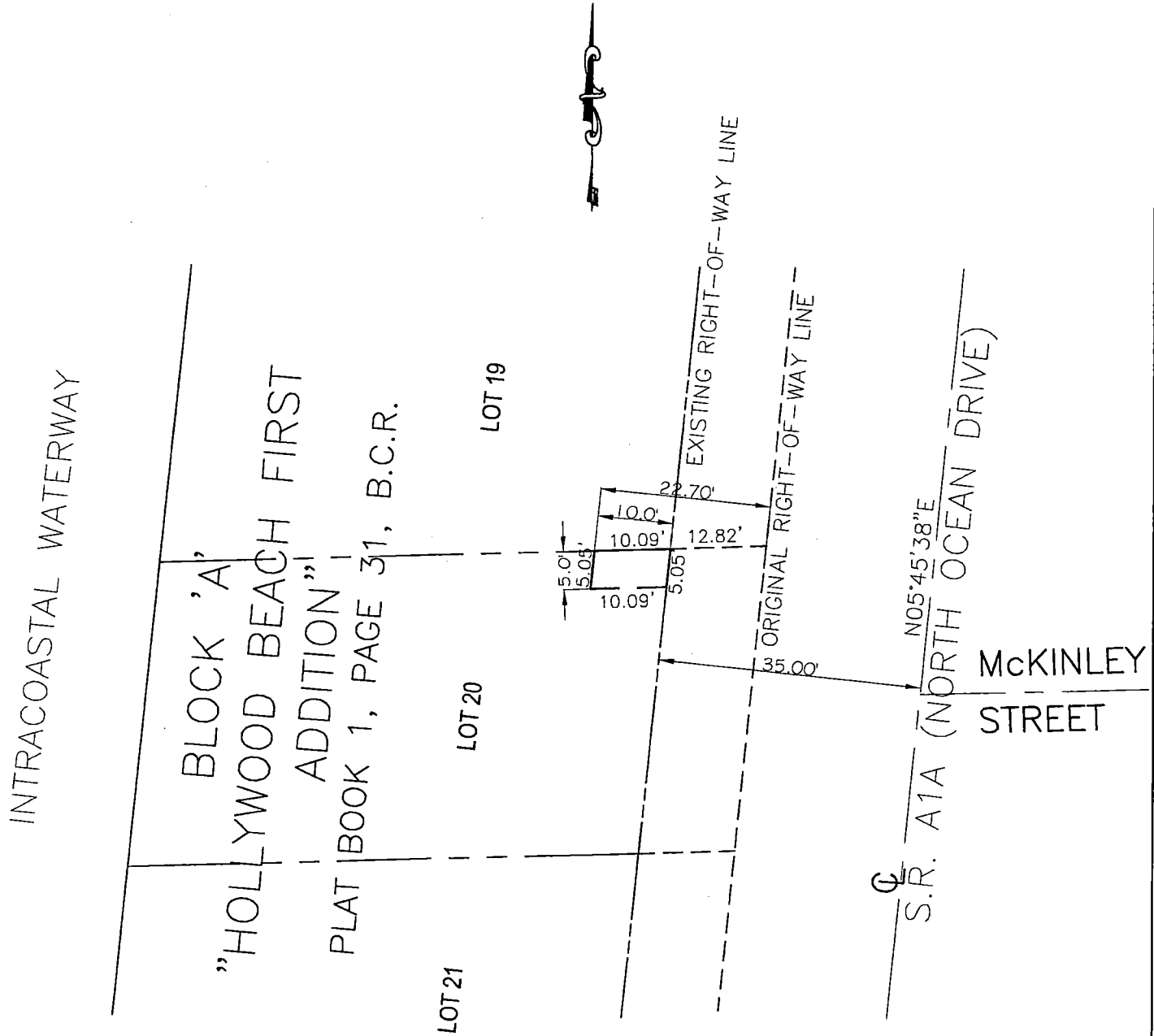
(Type of Identification)

My Commission Expires.

Notary Public, Signature

Print Name

DESCRIPTION: THE NORTH 5.05 FEET OF THE EAST 22.70 FEET OF LOT 20, LESS THE EAST 12.82 FEET, AS MEASURED ALONG THE NORTH AND EAST LINE THEREOF, BLOCK 'A', "HOLLYWOOD BEACH FIRST ADDITION", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 31, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA.



NOTES

- 1) SKETCH ONLY. NOT SURVEYED.
- 2) LANDS SHOWN HERE ON WERE NOT ABSTRACTED FOR RIGHT-OF-WAY AND/OR EASEMENTS OF RECORD.
- 3) NORTH ARROW RELATIVE TO ASSUMED N.05°45'38"E. ALONG THE CENTERLINE OF S.R. A1A (NORTH OCEAN DRIVE).
- 4) ADDITIONS OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY OR PARTIES.

LEGEND

- B.C.R. -BROWARD COUNTY RECORDS
- O.R.B. -OFFICIAL RECORDS BOOK
- P.B. -PLAT BOOK
- P.G. -PAGE

NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER

REVISION	DATE	BY	SKETCH & DESCRIPTION	
			JOB #:RN9107	DATE:06-09-2022
			SCALE: 1"=20'	FILE No.:
			DRAWN BY: CM	CHECKED BY: SKS

Stephen K. Seeley
 STEPHEN K. SEELEY, FOR THE FIRM
 PROFESSIONAL SURVEYOR & MAPPER
 FLORIDA REGISTRATION NO. 4574

GIBBS LAND SURVEYORS
 2131 HOLLYWOOD BOULEVARD, SUITE 204
 HOLLYWOOD, FL 33020 (954) 923-7666
 LICENSED BUSINESS NO. 7018