



**II. FISCAL IMPACT ANALYSIS**

**A. Five Year Summary of Fiscal Impact:**

Fiscal Years	2007	2008	2009	2010	2011
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
<b>NET FISCAL IMPACT</b>	<u><u>0</u></u>	<u><u>          </u></u>	<u><u>          </u></u>	<u><u>          </u></u>	<u><u>          </u></u>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget: Yes \_\_\_\_\_ No \_\_\_\_\_  
 Budget Account No: Fund \_\_\_\_\_ Dept \_\_\_\_\_ Unit \_\_\_\_\_ Object \_\_\_\_\_  
 Program \_\_\_\_\_

**B. Recommended Sources of Funds/Summary of Fiscal Impact:**

No fiscal impact.

**C. Departmental Fiscal Review: \_\_\_\_\_**

**III. REVIEW COMMENTS**

**A. OFMB Fiscal and/or Contract Development Comments:**

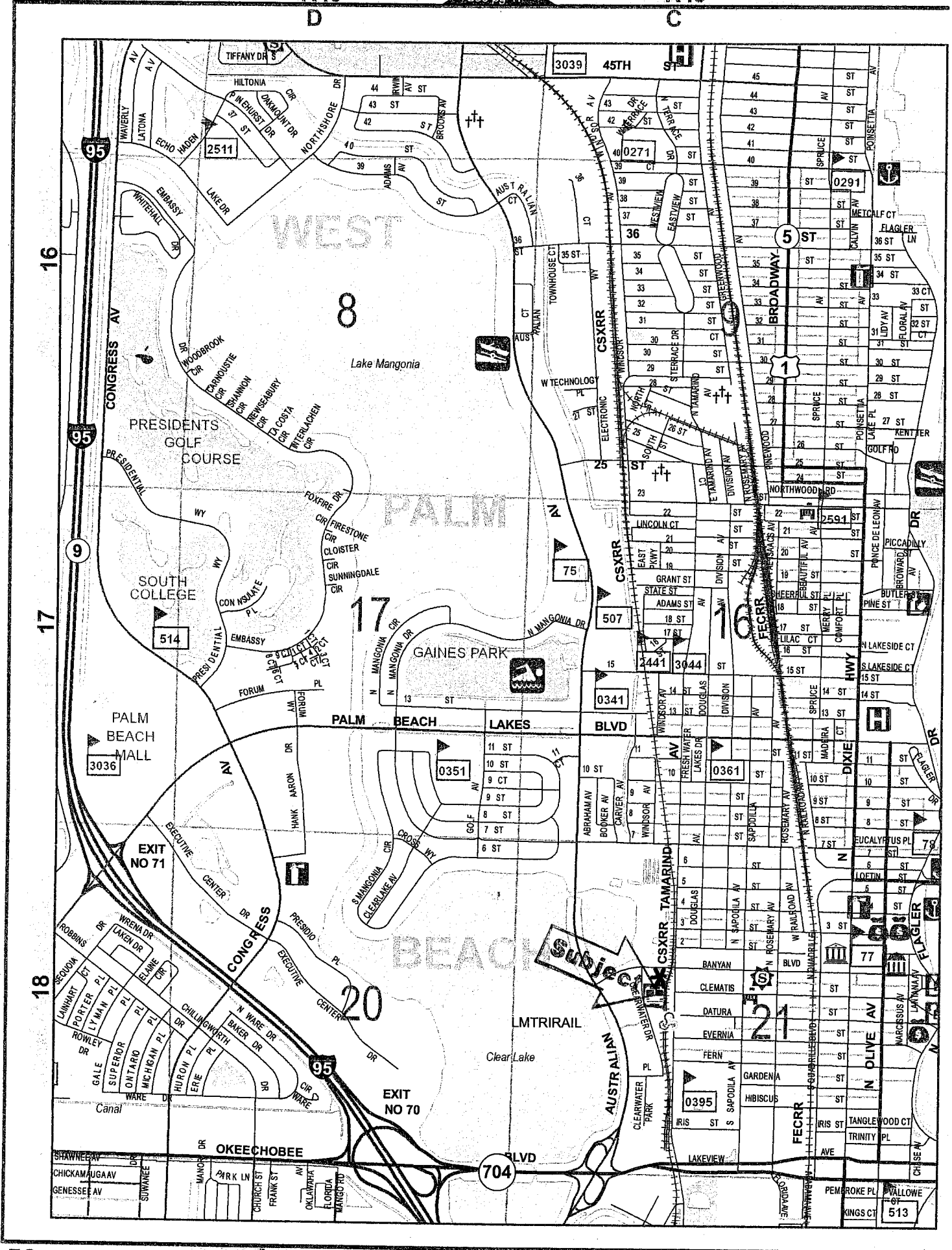
*J. R. L. 5-2-07*  
 \_\_\_\_\_  
 OFMB *5/2/07*

*Ann J. Jacobson 5/3/07*  
 \_\_\_\_\_  
 Contract Development and Control  
*5/3/07*

**B. Legal Sufficiency:**  
*[Signature]*  
 \_\_\_\_\_  
 Assistant County Attorney

**C. Other Department Review:**  
 \_\_\_\_\_  
 Department Director

**This summary is not to be used as a basis for payment.**



LOCATION MAP



RESOLUTION NO. 2007-\_\_\_\_\_

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, REQUESTING THAT THE FLORIDA DEPARTMENT OF TRANSPORTATION (“FDOT”) CONVEY SURPLUS PROPERTY TO PALM BEACH COUNTY (“COUNTY”) WITHOUT CHARGE AND WITHOUT RIGHTS OF ENTRY AND EXPLORATION IN CONNECTION WITH THE RESERVED MINERAL RIGHTS, SAID SURPLUS PROPERTY TO BE UTILIZED FOR PUBLIC PURPOSE IN CONNECTION WITH THE DEVELOPMENT OF AN INTERMODAL TRANSFER FACILITY; AND PROVIDNG FOR AN EFFECTIVE DATE.**

**WHEREAS**, FDOT acquires properties for transportation facilities for the citizens of the State of Florida;

**WHEREAS**, FDOT is permitted by law to convey real property that FDOT no longer needs and determines to be surplus to other public entities to further the public needs of the State of Florida; and

**WHEREAS**, COUNTY can utilize FDOT’s surplus property described on the attached Exhibit “A” (the “Surplus Property”) for public purpose of constructing suitable access entry way to COUNTY’s Intermodal Transfer Facility; and

**WHEREAS**, it is in the best interest of the citizens of the State of Florida to gain the most benefit from properties acquired with public funds; and

**WHEREAS**, in connection with the development of the Intermodal Transfer Facility’s access roadway, COUNTY is requesting that FDOT convey to COUNTY the Surplus Property; and

**WHEREAS**, the Surplus Property is sought for the development of COUNTY’s Intermodal Transfer Facility access, as proposed;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:**

**Section 1. Recitals**

The foregoing recitals are true and correct and incorporated herein by reference.

**Section 2. Request to Convey Property**

COUNTY requests that FDOT convey title to the Surplus Property described on the attached Exhibit "A" to COUNTY at no charge pursuant to Section 337.25 (4)(h), Florida Statutes.

**Section 3. Public Purpose**

The Surplus Property to be conveyed to the COUNTY by FDOT will be used for public purpose in connection with the development of an Intermodal Transfer Facility that will serve the best interest of the citizens of Palm Beach County by expanding their access to the public transportation system.

**Section 4. Release of Rights of Entry and Exploration**

COUNTY requests that FDOT convey the Surplus Property without reservation of any rights of entry or exploration in connection with the reserved mineral rights.

**Section 5. Direction to Clerk & Comptroller**

Upon adoption of this Resolution, the Clerk & Comptroller shall forward an executed copy of this resolution to Jo-Marie McBean, Florida Department of Transportation, 3400 West Commercial Boulevard, Ford Lauderdale, Florida 33309-3421, for further handling.

**Section 6. Effective Date**

This Resolution shall take effect immediately upon adoption hereof.

**Section 6. Effective Date**

This Resolution shall take effect immediately upon adoption hereof.

The foregoing resolution was offered by Commissioner \_\_\_\_\_ who moved its adoption. The Motion was seconded by Commissioner \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

COMMISSIONER ADDIE L. GREENE, CHAIRPERSON  
COMMISSIONER JOHN F. KOONS, VICE CHAIR  
COMMISSIONER KAREN T. MARCUS  
COMMISSIONER WARREN H. NEWELL  
COMMISSIONER MARY MCCARTY  
COMMISSIONER BURT AARONSON  
COMMISSIONER JESS R. SANTAMARIA

The Chairperson thereupon declared the resolution duly passed and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

PALM BEACH COUNTY, a political  
subdivision of the State of Florida  
BOARD OF COUNTY COMMISSIONERS

SHARON R. BOCK  
CLERK & COMPTROLLER

By: \_\_\_\_\_  
Deputy Clerk

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

APPROVED AS TO TERMS  
AND CONDITIONS

By:   
Assistant County Attorney

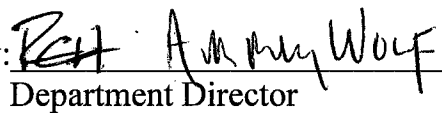
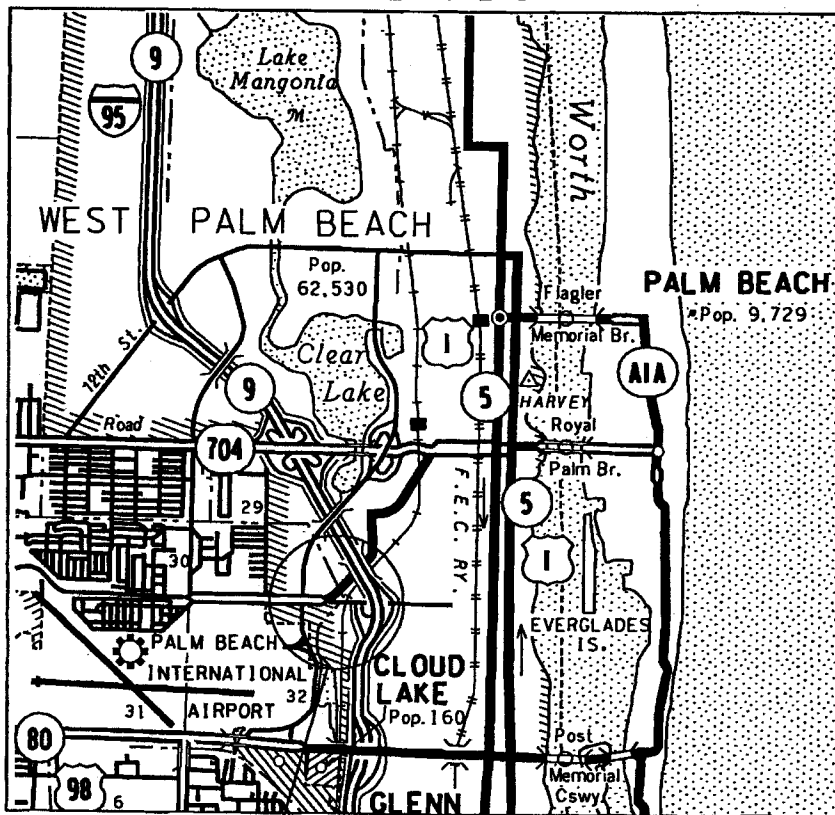
By:   
Department Director

EXHIBIT "A"  
RANGE 43 EAST



TOWNSHIP 43 SOUTH

LOCATION MAP  
NOT TO SCALE

LEGEND:

- Δ - DELTA
- ⊕ - BASELINE
- C.B. - CHORD BEARING
- EXIST. - EXISTING
- L - LENGTH
- (P) - PLAT
- P.B. - PLAT BOOK
- P.C. - POINT OF CURVE
- PG. - PAGE
- P.O.B. - POINT OF BEGINNING
- P.O.C. - POINT OF COMMENCEMENT
- P.T. - POINT OF TANGENT
- R - RADIUS
- RGE. - RANGE
- R.R. - RAILROAD
- RT. - RIGHT
- R/W - RIGHT OF WAY
- SEC. - SECTION
- TWP. - TOWNSHIP

GENERAL NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON THE RIGHT OF WAY MAP FOR THE C.S.X. RAILROAD STATE PROJECT NO. 93220-2403, SHEET 64 OF 75.
2. THIS SKETCH EXIST SOLELY FOR THE PURPOSE OF ILLUSTRATING THE LEGAL DESCRIPTION TO WHICH IS ATTACHED.
3. ALL DIMENSIONS ARE CALCULATED UNLESS OTHERWISE NOTED.
4. HATCHED AREA TO BE SURPLUSED. AREA = 10,627 SQUARE FEET.

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION  
DISTRICT FOUR  
RIGHT OF WAY MAPPING  
3400 WEST COMMERCIAL BOULEVARD  
FORT LAUDERDALE, FLORIDA 33309  
(954) 777-4550

FLORIDA DEPARTMENT OF TRANSPORTATION  
PARCEL SKETCH - NOT A SURVEY

STATE ROAD NO. CSX

PALM BEACH COUNTY

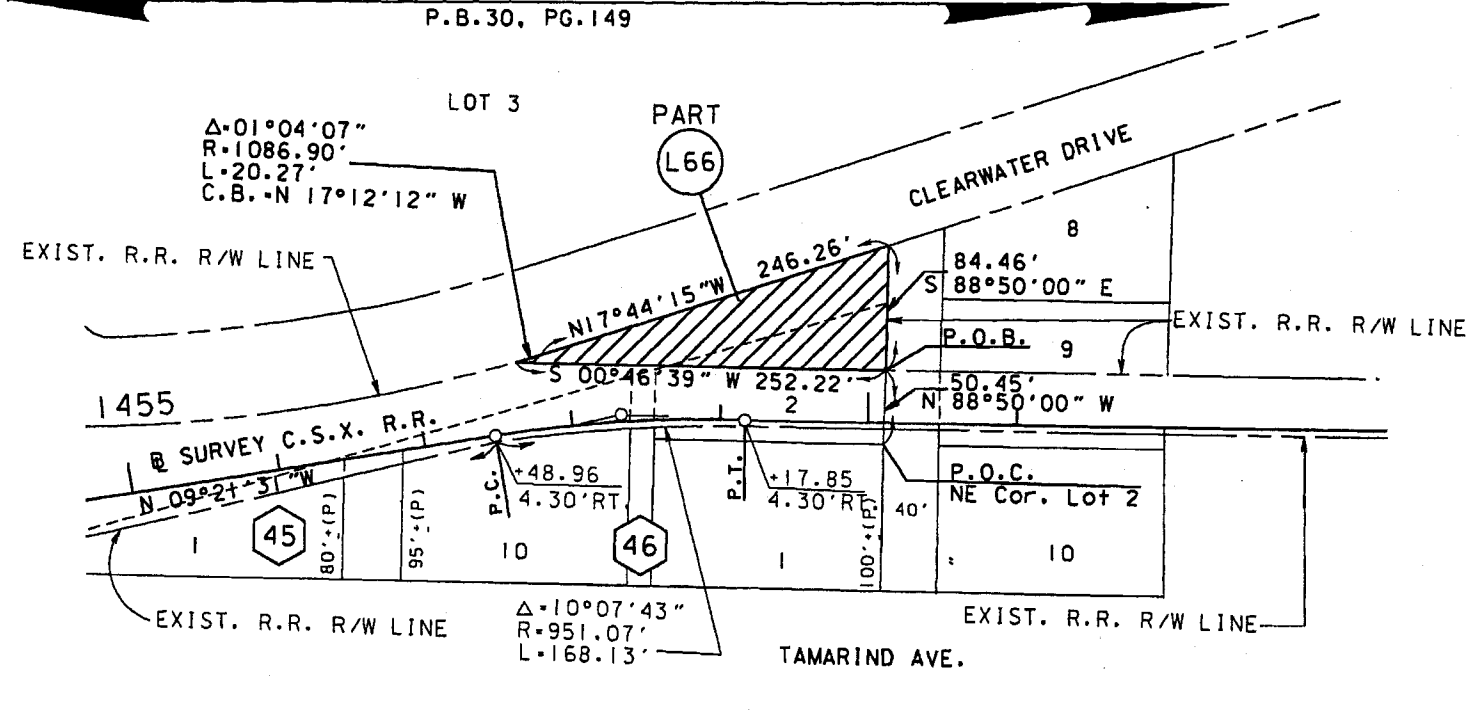
BY	DATE	PREPARED BY:	DATA SOURCE:
WALKER	12-01-06	F.D.O.T. DISTRICT 4	N/A
CHECKED	DATE	ITEM/SEGMENT:	SHEET
BROWN	12-01-06	N/A SECTION 93220-2403	1 OF 3

EXHIBIT "A"

SEC. 21, TWP. 43, RGE. 43 E.

SCALE 1"=100'

PLAT OF CLEAR LAKE PARK  
P.B. 30, PG. 149



MAP OF THE TOWN OF WEST PALM BEACH  
P.B. 1, PG. 2

HATCHED AREA TO BE SURPLUSED.  
AREA - 10,627 SQUARE FEET.

FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH - NOT A SURVEY			STATE ROAD NO. C.S.X.		PALM BEACH COUNTY	
	REVISION	BY	DATE	CHECKED	BY	DATE
				PREPARED BY: F.D.O.T. DISTRICT 4	DATA SOURCE: N/A	
				ITEM/SEGMENT: N/A	SECTION 93220-2403	
					SHEET 2 OF 3	

FILE: \\MAPS\TOWN OF WEST PALM BEACH\2006\SLUCCX.DWG



Item/Segment No. N/A  
 Section No. 93220-2403  
 Parcel No. L66 (PART)  
 Surplus Property


That part of Lot 2, Block 46, MAP OF THE TOWN OF WEST PALM BEACH, according to the plat thereof, as recorded in Plat Book 1, Page 2 of the Public Records of Palm Beach County, Florida and that part of Section 21, Township 43 South, Range 43 East, Palm Beach County, Florida, being more particularly described as follows:

Commence at the Northeast Corner of said Lot 2; thence North 88°50'00" West along the North line of said Lot 2, a distance of 50.45 feet to the POINT OF BEGINNING; thence South 00°46'39" West, a distance of 252.22 feet to a point on the Westerly Existing Railroad Right of Way line for the C.S.X. Railroad and a point on a curve concave Westerly, having a chord bearing of North 17°12'12" West; thence Northwesterly along said Westerly Existing Railroad Right of Way Line and said curve, having a radius of 1,086.90 feet, through a central angle of 01°04'07", an arc distance of 20.27 feet to the end of said curve; thence North 17°44'15" West along said Westerly Existing Railroad Right of Way line, a distance of 246.26 feet; thence South 88°50'00" East continuing along said Westerly Existing Railroad Right of Way Line, a distance of 84.46 feet to the POINT OF BEGINNING.

Containing 10,627 square feet, more or less.

I hereby certify that to the best of my knowledge and belief the attached legal description of Parcel No. L66 (PART), as shown on the Right of Way Parcel Sketch for the C.S.X. Railroad, Section No. 93220-2403 is true, accurate and was prepared under my direction.

I further certify that said legal description is in compliance with the Minimum Technical Standards as set forth by the Florida Board of Professional Surveyors & Mappers pursuant to Section 472.027 Florida Statutes.

  
 Jeffrey D. Smith  
 Florida Surveyor and Mapper No. 4805  
 Date: 7/27/07  
 Florida Department of Transportation

FLORIDA DEPARTMENT OF TRANSPORTATION										
PARCEL SKETCH - NOT A SURVEY										
STATE ROAD NO. CSX					PALM BEACH COUNTY					
DRAWN		BY		DATE		PREPARED BY:			DATA SOURCE:	
WALKER		WALKER		12-01-06		F.D.O.T. DISTRICT 4			N/A	
CHECKED		BY		DATE		ITEM/SEGMENT: N/A SECTION 93220-2403				SHEET 3 OF 3
BROWN		BROWN		12-01-06						

This instrument prepared  
under the direction of:  
Laurice C. Mayes, Esquire \_\_\_\_\_  
Legal description prepared by:  
Jeffrey D. Smith No. 4805  
Florida Department of Transportation  
3400 West Commercial Boulevard  
Fort Lauderdale, Florida 33309

Item Segment No. : N/A  
W.P.I. No. : N/A  
State Project No. : 93220-2403  
Fed. Project No. : N/A  
State Road No. : SFRC  
County : Palm Beach  
Managing District : Four  
Parcel No. : L66 (Part)

**QUITCLAIM DEED**  
Public Purpose

THIS INDENTURE, made this \_\_\_\_ day of \_\_\_\_\_, 2007, by and between the STATE OF FLORIDA, by and through the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, Party of the First Part, whose address is 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309 and Palm Beach County, Party of the Second Part, whose address is: 3200 Belvedere Road, Bldg. 1169, West Palm Beach, Florida 33406-1544.

**WITNESSETH**

WHEREAS, said land hereinafter described was heretofore acquired for state highway purposes; and

WHEREAS, said land is no longer required for such purposes, and the Party of the First Part, by action of the District Secretary, District Four, Florida Department of Transportation on **November 27, 2006**, pursuant to the provisions of Section 337.25(4), Florida Statutes, has agreed to quitclaim the land hereinafter described to the Party of the Second Part without consideration, to be used solely for public purposes.

NOW, THEREFORE, THIS INDENTURE WITNESSETH: That the Party of the First Part does hereby remise, release and quitclaim unto the Party of the Second Part, and assigns, forever, all the right, title and interest of the State of Florida Department of Transportation to the property herein described to be used solely for public purposes, pursuant to the provisions of Section 337.25(4), Florida Statutes, all that certain land situate in **Palm Beach County, Florida, viz:**

See Exhibit "A", consisting of three pages attached hereto, and made a part hereof.

TO HAVE AND TO HOLD the said premises and the appurtenances thereof unto the Party of the Second Part, subject, however, to the following conditions:

THAT existing utilities remain in place and in use with no expense to the utility owner and subject to any easement of record.

The property herein described is to be used for public purposes in connection with the development of the intermodal transfer facility by the Party of the Second Part. If the property ceases to be used for the above described purpose all property rights shall revert back to the said Party of the First Part.

RESERVING UNTO THE PARTY OF THE FIRST PART and its successors, an undivided three-fourths interest in, and title in and to, an undivided three-fourths interest in all the phosphate, minerals and metals that are or may be in, on, or under the said land and an undivided one-half interest in all the petroleum that is or may be in, on, or under said land. The aforementioned reservation of phosphate, mineral, metals and petroleum rights shall not include, and Party of the First Part hereby expressly releases, any and all rights of entry and rights of exploration relating to such phosphate, mineral, metals and petroleum rights.

SFRC  
State Project: 93220-2403  
Item/Segment No.: N/A  
Parcel No.: L66 (Part)

IN WITNESS WHEREOF, the State of Florida Department of Transportation has caused these presents to be signed in the name of the State of Florida Department of Transportation by its District Secretary, District Four and its seal to be hereunto affixed, attested by its Executive Secretary, on the date first above written.

Signed, sealed and delivered  
in our presence as witnesses:

STATE OF FLORIDA DEPARTMENT OF  
TRANSPORTATION

\_\_\_\_\_  
Print Name: \_\_\_\_\_

By: \_\_\_\_\_

Name: JAMES E. WOLFE  
District Secretary  
District IV

\_\_\_\_\_  
Print Name: \_\_\_\_\_

Attest: \_\_\_\_\_

Name: MARIA GUTIERREZ  
Executive Secretary

STATE OF FLORIDA

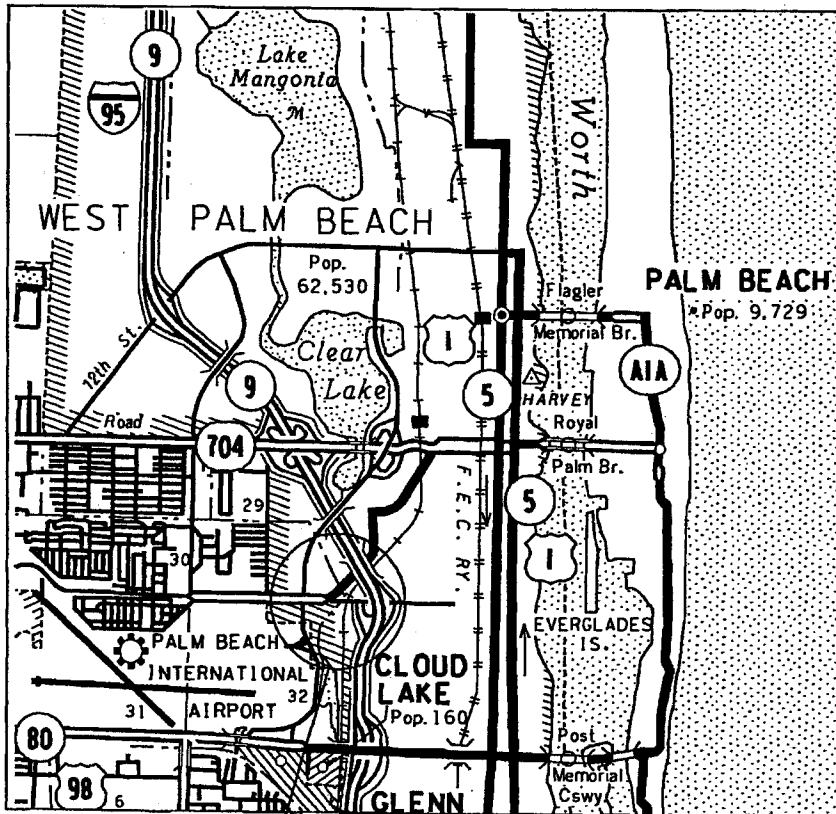
COUNTY OF

The foregoing instrument was acknowledged by me this \_\_\_\_\_, by  
JAMES E. WOLFE, District Secretary for District Four, who is personally known by me or who has  
produced \_\_\_\_\_ as identification.

(NOTARIAL SEAL)

Print Name: \_\_\_\_\_  
Notary Public in and for the  
County and State last aforesaid.  
My Commission Expires: \_\_\_\_\_

EXHIBIT "A"  
RANGE 43 EAST



LOCATION MAP  
NOT TO SCALE

- LEGEND:
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  - ⊕ - BASELINE
  - C.B. - CHORD BEARING
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DISTRICT FOUR  
RIGHT OF WAY MAPPING  
3400 WEST COMMERCIAL BOULEVARD  
FORT LAUDERDALE, FLORIDA 33309  
(954) 777-4550

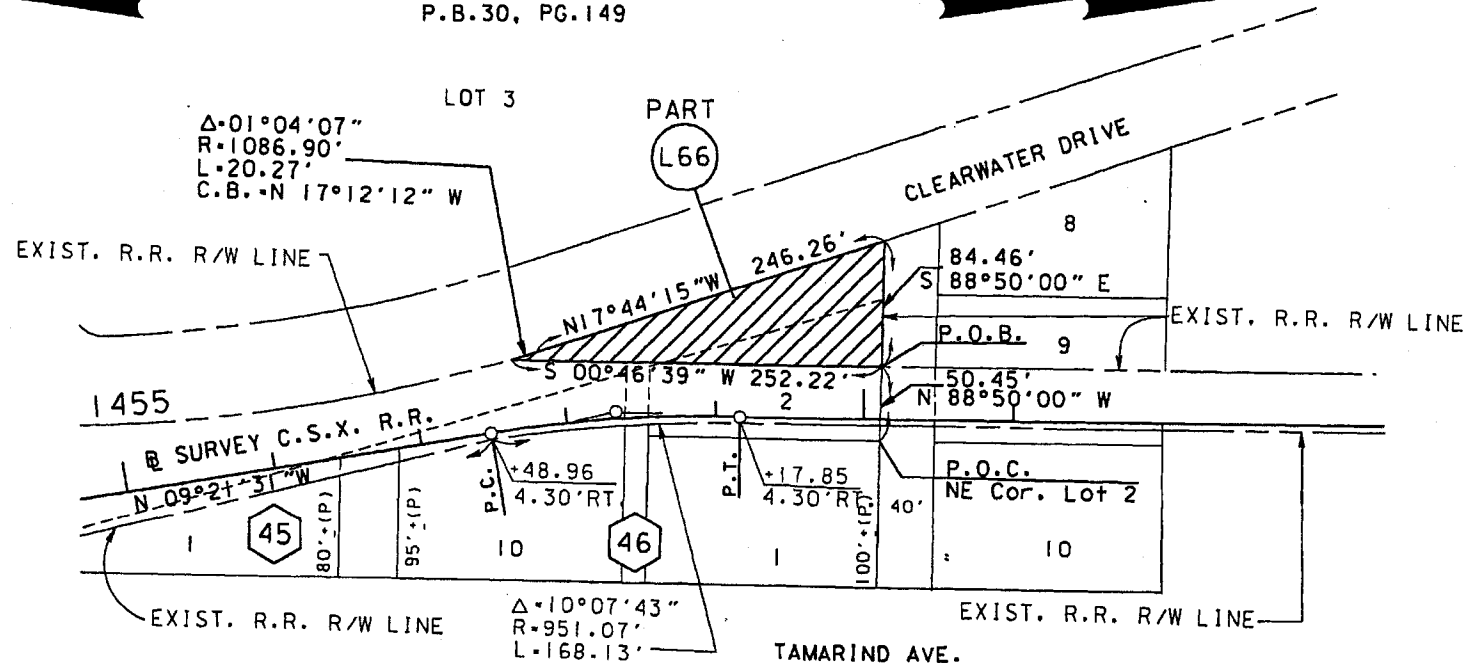
FLORIDA DEPARTMENT OF TRANSPORTATION PARCEL SKETCH - NOT A SURVEY									
STATE ROAD NO. CSX					PALM BEACH COUNTY				
		BY		DATE		PREPARED BY:		DATA SOURCE:	
		DRAWN		WALKER		12-01-06		F.D.O.T. DISTRICT 4	
		CHECKED		BROWN		12-01-06		ITEM/SEGMENT: N/A SECTION 93220-2403	
REVISION		BY		DATE		CHECKED		SHEET 1 OF 3	

EXHIBIT "A"


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				BY	DATE	PREPARED BY:	DATA SOURCE:	
				DRAWN	WALKER	12-06-06	F.D.O.T. DISTRICT 4	N/A
	REVISION	BY	DATE	CHECKED	BROWN	12-06-06	ITEM/SEGMENT: N/A SECTION 93220-2403	SHEET 2 OF 3

Item/Segment No. N/A  
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 Jeffrey D. Smith  
 Florida Surveyor and Mapper No. 4805  
 Date: 2/27/07  
 Florida Department of Transportation

FLORIDA DEPARTMENT OF TRANSPORTATION									
PARCEL SKETCH - NOT A SURVEY									
STATE ROAD NO. CSX					PALM BEACH COUNTY				
BY		DATE		PREPARED BY:			DATA SOURCE:		
DRAWN		WALKER		12-01-06		F.D.O.T. DISTRICT 4			N/A
CHECKED		BROWN		12-01-06		ITEM/SEGMENT: N/A SECTION 93220-2403			SHEET 3 OF 3
REVISION	BY	DATE	CHECKED	BROWN	12-01-06				