

**PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

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<b>Meeting Date:</b>	November 20, 2018	[X] Consent	[ ] Regular
		[ ] Workshop	[ ] Public Hearing

<b>Department:</b>	Engineering & Public Works Department
<b>Submitted By:</b>	Engineering & Public Works Department
<b>Submitted For:</b>	Roadway Production Division

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**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: an assignment of a traffic signal easement to the Florida Department of Transportation (FDOT), located at the northeast corner of the intersection of US Highway 1 /Broadway (State Road No. 5) and East 22<sup>nd</sup> Street.

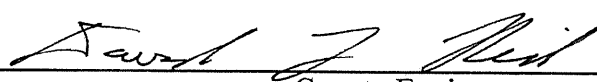
**SUMMARY:** Approval of this assignment of a traffic signal easement will transfer the existing Palm Beach County (County) owned traffic signal easement to FDOT. In order for an FDOT permit to be issued for a new signal installation, FDOT has requested that the County assign the traffic signal easement to FDOT. The traffic signal easement is adjacent to an FDOT maintained road, and is located within the municipal limits of the City of Riviera Beach. District 7 (LBH)

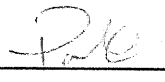
**Background and Justification:** The County acquired the traffic signal easement on February 4, 2015, as recorded in Official Record Book 29107, page 1740, to be used for traffic signal purposes. FDOT has requested the traffic signal easement be assigned to FDOT to facilitate the issuance of an FDOT permit associated with a new signal installation. The Engineering Department recommends the Board of County Commissioners' approval.

**Attachments:**

1. Location Map
2. Assignment of Traffic Signal Easement

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<b>Recommended by:</b>	<u></u>	22 OCT 2018
	County Engineer	Date

<b>Approved by:</b>	<u></u>	11/9/18
	Assistant County Administrator	Date

## II. FISCAL IMPACT ANALYSIS

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

Fiscal Years	2019	2020	2021	2022	2023
Capital Expenditures	\$ <u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Operating Costs	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
External Revenues	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
Program Income (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
In-Kind Match (County)	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>	<u>-0-</u>
<b>NET FISCAL IMPACT</b>	<b>\$ **</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>
# ADDITIONAL FTE POSITIONS (Cumulative)	_____	_____	_____	_____	_____

Is Item Included in Current Budget? Yes No  
 Does this item include the use of federal funds? Yes No X

Budget Acct No.: Fund\_\_ Dept.\_\_ Unit\_\_ Object  
 Program

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

\*\*This item has no fiscal impact.

C. Departmental Fiscal Review:           *Alicia Kovalainen*          

## III. REVIEW COMMENTS

**A. OFMB Fiscal and/or Contract Dev. and Control Comments:**

*[Signature]* 12/22/18  
 OFMB SP 10/22  
*nm 10/22*

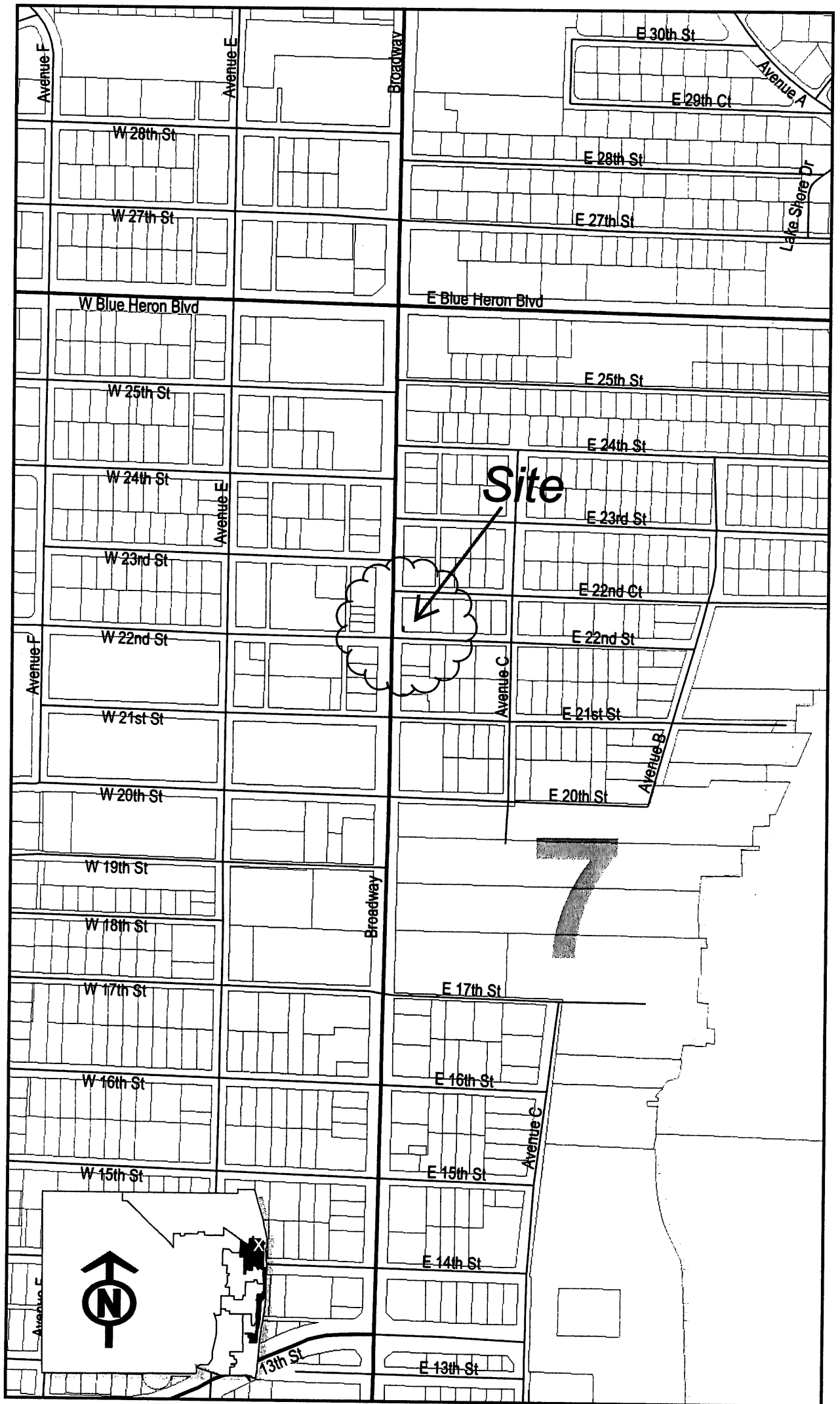
*[Signature]* 10/23/18  
 Contract Dev. and Control 10/23/18 TW

**B. Approved as to Form and Legal Sufficiency:**

*[Signature]* 11/8/2018  
 Assistant County Attorney

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

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



0 500 1,000 1,500 2,000 2,500 Feet  
**Location Map**

This instrument prepared  
under the direction of:

Dawn Raduano, Esq. \_\_\_\_\_

Legal Description prepared by:

George C. Young Jr., P.S.M. (9-12-18)

GCY Incorporated

Department of Transportation

Right of Way Production Services

3400 W. Commercial Blvd

Ft. Lauderdale, FL 33309

October 16, 2018 – GKA

Parcel No.: 827.1

F.P. No.: 4413231

Section: 93040-2108

Managing District: 04

S.R. No.: 5 (US Highway No. 1)

County: Palm Beach

PCN: 56-43-42-28-11-003-0180

### ASSIGNMENT OF SIGNAL EASEMENT

**WHEREAS**, on February 4, 2015, a Signal Easement was granted to Palm Beach County, a political subdivision of the State of Florida (“PBC”) for traffic signal purposes. On May 19, 2017, PBC accepted said Signal Easement. On May 24, 2017, said Signal Easement was recorded in Official Records Book 29107, Page 1740-1746, inclusive of the Public Records of Palm Beach County, Florida;

**WHEREAS**, said Signal Easement is assignable and located at the Northeast corner of the intersection of State Road No. 5 (US Highway 1) and East 22<sup>nd</sup> Street in the City of Riviera Beach, Florida.

See attached Exhibit “A”

**WHEREAS**, the Florida Department of Transportation (“FDOT”) has specifically requested that said Signal Easement be assigned to them, in order for the FDOT to take over the ownership of the Signal Easement;

**WHEREAS**, PBC is ready, willing and able to assign said Signal Easement to the FDOT.

**NOW, THEREFORE**, in consideration of the request from FDOT, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, PBC does hereby assign said Signal Easement as described in Official Records Book 29107, Page 1740 to the FDOT.

**IT IS UNDERSTOOD** that by use of this easement, FDOT accepts the terms and conditions contained in said easement

**IN WITNESS WHEREOF**, PBC has caused this Assignment of Signal Easement to be executed on this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

ATTEST:

SHARON R. BOCK  
Clerk & Comptroller

By: \_\_\_\_\_  
(Deputy Clerk)

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

\_\_\_\_\_  
Name: \_\_\_\_\_  
Mayor



APPROVED AS TO TERMS  
AND CONDITIONS:

By: *Donna A. Ferry*  
Division Director

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

By: \_\_\_\_\_  
Name: Yelizaveta B. Herman  
Assistant County Attorney

# Exhibit "A"

## Boundary Survey of Easement for: The Florida Department of Transportation

### LEGAL DESCRIPTION

BEING THE WESTERLY 9.0 FEET OF THE SOUTHERLY 16.00 FEET OF:

LOT 18 AND 19, LESS THE WEST (5) FIVE FEET OF LOT 19, BLOCK 3, REVISED PLAT OF COCOANUT LODGE, AS RECORDED IN PLAT BOOK 7, PAGE 52, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA. SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCE** AT THE SOUTHWEST CORNER OF LOT 19 AS SHOWN ON THE AFOREMENTIONED PLAT OF COCOANUT LODGE; THENCE SOUTH 89°15'14" EAST, ALONG THE SOUTH LINE OF SAID LOT 19 (SAID LINE ALSO BEING THE NORTH RIGHT-OF-WAY LINE OF EAST 22nd STREET) A DISTANCE OF 5.00 FEET TO THE **POINT OF BEGINNING**;

THENCE DEPARTING SAID SOUTH LINE, NORTH 00°37'23" EAST, ALONG A LINE THAT IS 5.00 FEET EASTERLY OF AND PARALLEL WITH, AS MEASURED PERPENDICULAR TO, THE WEST LINE OF SAID LOT 19, AS SHOWN ON SAID PLAT OF COCOANUT LODGE, A DISTANCE OF 16.00 FEET; THENCE SOUTH 89°15'14" EAST ALONG A LINE THAT IS 16.00 FEET NORTH OF AND PARALLEL WITH, AS MEASURED PERPENDICULAR TO, THE SOUTH LINE OF SAID LOT 19, A DISTANCE OF 9.00 FEET; THENCE SOUTH 00°37'23" WEST ALONG A LINE THAT IS 14.00' EAST OF AND PARALLEL WITH, AS MEASURED PERPENDICULAR TO, THE WEST LINE OF SAID LOT 19, A DISTANCE OF 16.00 FEET TO THE SOUTH LINE OF SAID LOT 19. THENCE NORTH 89°15'14" WEST, ALONG SAID SOUTH LINE A DISTANCE OF 9.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING 144 SQUARE FEET, MORE OR LESS

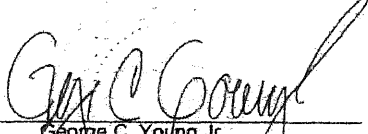
### CERTIFICATION

(not valid without the signature and original raised seal of a Florida Licensed Surveyor and Mapper)

I hereby certify that the specific purpose survey of the property shown and described hereon was completed under my direction and said survey is true and correct to the best of my knowledge and belief.

I further certify that this survey meets the Standards of Practice for surveys set forth by the Florida Board of Professional Surveyors and Mappers in chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027 Florida State Statutes. no search of the public records has been made by this office. the survey is based on information furnished by client or client's representative.

9/12/2018  
Date of Survey

  
George C. Young Jr.  
Professional Surveyor and Mapper  
Florida Certificate No. 31036

3	Revised Survey Date	9/12/18	MRW
2	Revised Entity Name, Revised Title Search	9/10/18	MRW
1	REVISE CITY NAME	6/2/15	RLI
NO.	REVISIONS	DATE	BY



BOUNDARY SURVEY OF EASEMENT FOR:  
**Florida Dept. of Transportation**  
PALM BEACH COUNTY FLORIDA

Scale: N/A  
Date: 3/20/15  
Drawn By: RLI  
Checked: G.C.Y.

File & Drawing No.: 11-1058-02-03  
Sheet 1 OF 4

COPYRIGHT © 2011 BY GCY, INC., PROFESSIONAL SURVEYORS AND MAPPERS

Drawing Name: Lots 18-19 Blk 3 Bnd 5x11

**SURVEYORS NOTES:**

1. Bearings, Distances and Coordinates shown hereon are based on the Florida State Plane Coordinate System, as referenced to the North American Datum (NAD) 1983 adjustment of 1990, Florida East Zone. and are further referenced to the Easterly Right-of-Way line of US-1 (State Road No. 5) said line Bears North 00°37'23" East and all others are relative thereto.
2. All measurements shown herein are Ground and displayed in U.S. Survey feet.
3. The accuracy of the survey data and measurements meets or exceeds the acceptable positional tolerance based on the 95% confidence level.
4. All measurements and data indicated hereon were measured by GPS/RTK technology utilizing Trimble R-8 and R-10 dual frequency GPS receivers. all measurements are supported by redundant measurements.
5. There has been no attempt to locate above ground or underground utilities or improvements.
6. Additions and/or Deletions to this survey by other than the signing party is prohibited without the written consent of the signing party.
7. The Right-of-Way of U.S. No. 1 (State Road No. 5) was established using prior surveys by GCY Inc. job No.s 04-1017-10, 11-1056-01 together with the State of Florida Department of Transportation (F.D.O.T.) Right-of-Way Maps Section 93020-2520 dated 2/20/09 and Project No. 93040-2108 with a last revision date of 10/23/46.
8. Last day of field work: September 12, 2018 .
9. I have reviewed the First American Insurance Company, Title Search Report, Customer File No. 284919; FATIC File No. 1062-4089563; Prepared for: Akerman, LLP; Searched from: November 6, 1916; Through July 10, 2018 at 8:00 a.m. and with regards Easements, Restrictions and Other Matters affecting the lands described herein:
  - There are no easements shown or described on "Plat of Coconut Lodge", as recorded in Plat Book 6, Page 68, public records of Palm Beach County, Florida, that affect the subject property.
  - There are no easement shown or described on "Revised Plat of Coconut Lodge", as recorded in Plat Book 7, Page 52, public records of Palm Beach County, Florida, that affect the subject property.
  - The "Easement for Storm Sewer Manhole" recorded in Deed Book 836, Page 336, public records of Palm Beach County, Florida, does not encumber the subject property.
  - The "Signal Easement" recorded in Official Records Book 29107, Page 1740, public records of Palm Beach County, Florida encompasses the entire subject property.

LEGEND	
(xxxxx) = COMPUTER POINT NUMBER	E. = EAST
D.O.T. = DEPARTMENT OF TRANSPORTATION	W. = WEST
I.P. = IRON PIPE	O.R.B. = OFFICIAL RECORD BOOK
I.R. = IRON ROD	P.B. = PLAT BOOK
N. = NORTH	PGE. = PAGE
S. = SOUTH	Ⓞ = CENTERLINE

NO.	REVISIONS	DATE	BY
3	Revised Survey Date	9/12/18	MRW
2	Revised Entity Name, Revised Title Search	9/10/18	MRW
1	REVISE CITY NAME	6/2/15	RLJ

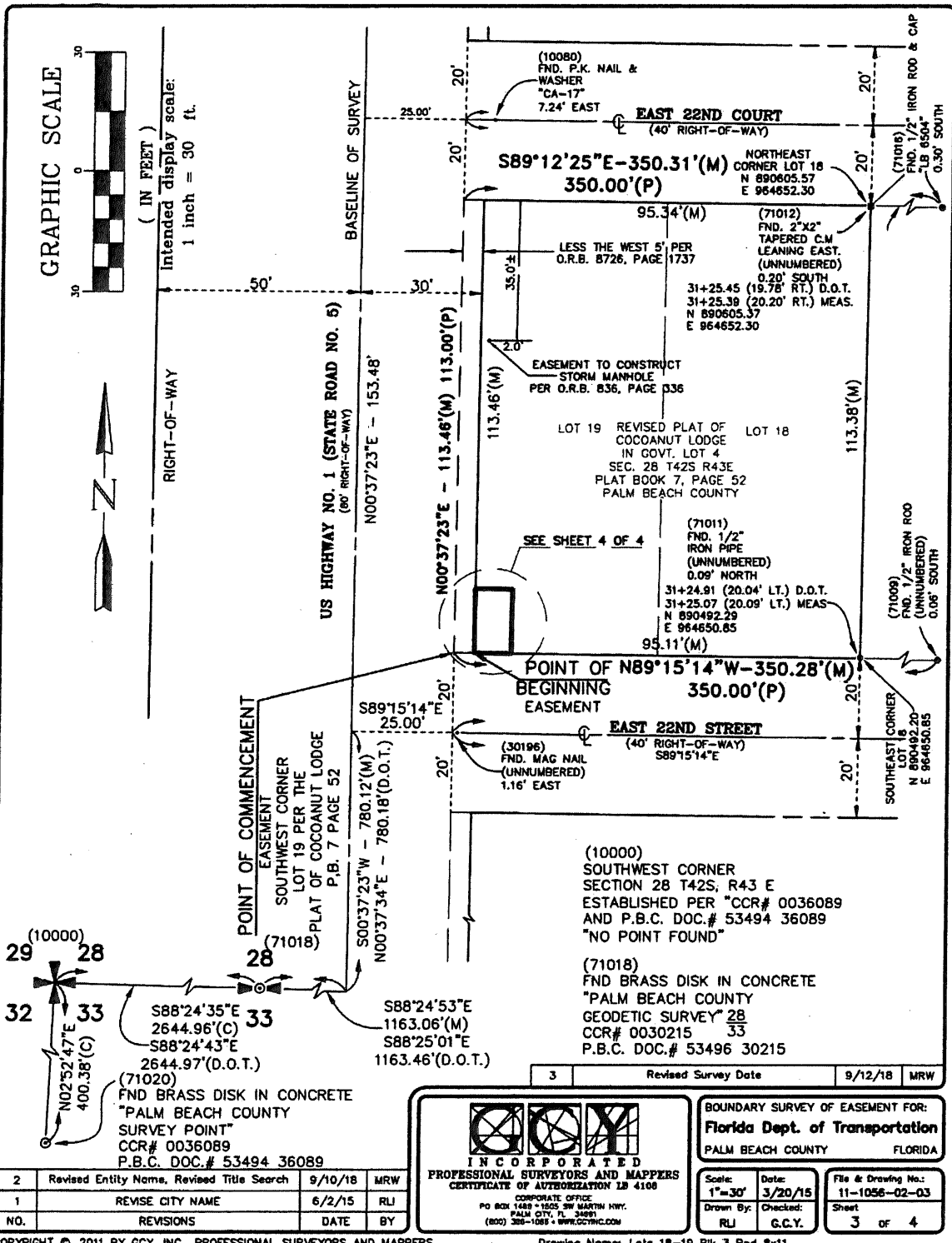
**INCORPORATED**  
**PROFESSIONAL SURVEYORS AND MAPPERS**  
 CERTIFICATE OF AUTHORIZATION LB 4108

CORPORATE OFFICE  
 PO BOX 1489 • 15005 SW MARTIN HWY.  
 PALM CITY, FL 34981  
 (800) 388-1088 • WWW.GCYINC.COM

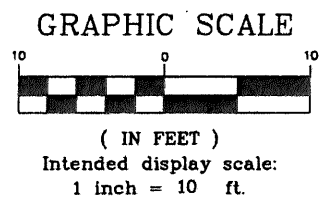
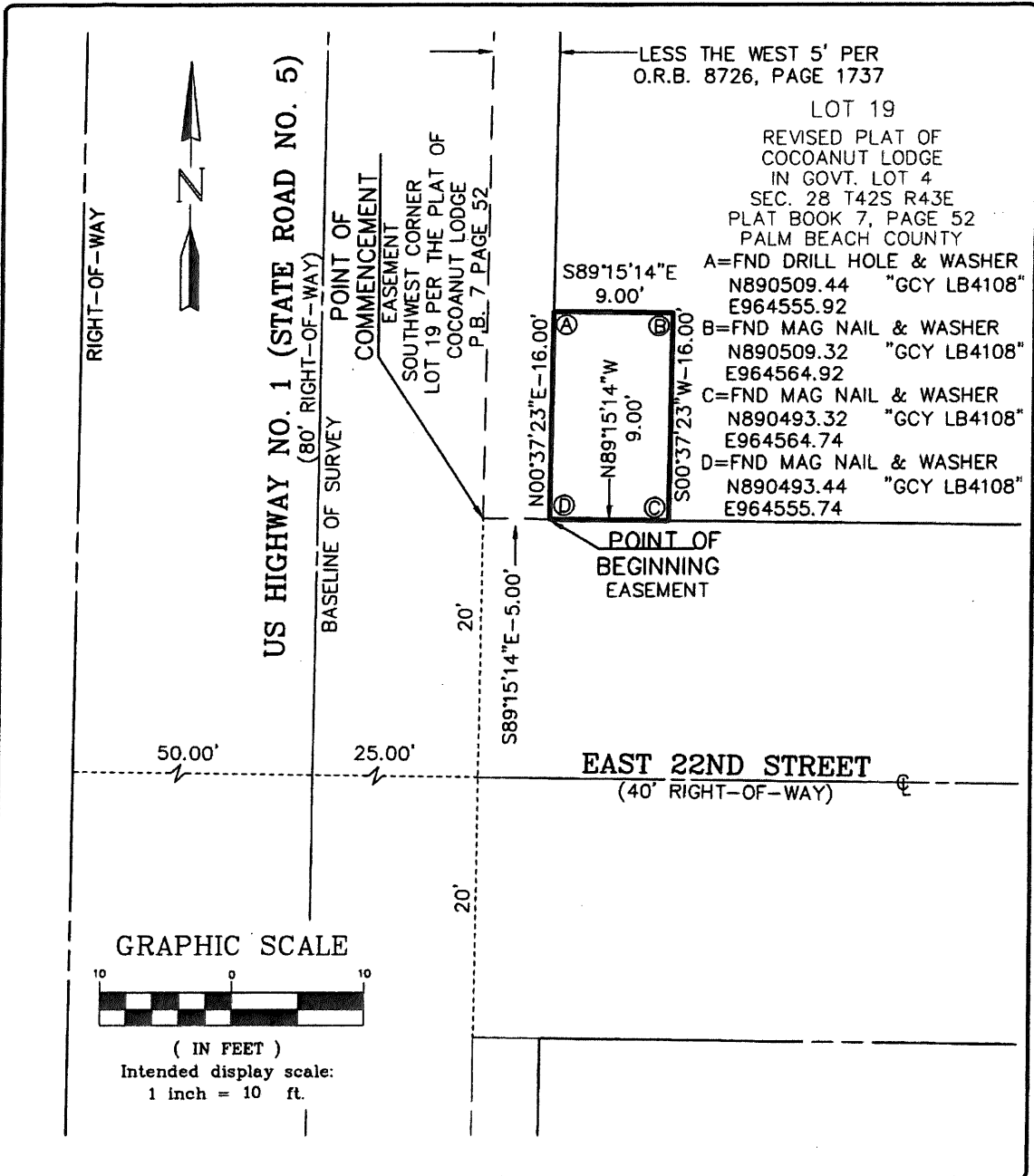
BOUNDARY SURVEY OF EASEMENT FOR: <b>Florida Dept. of Transportation</b> PALM BEACH COUNTY      FLORIDA		
Scale: N/A	Date: 3/20/15	File & Drawing No.: 11-1056-02-03
Drawn By: RLJ	Checked: G.C.Y.	Sheet: 2 of 4

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Drawing Name: Lots 18-19 Blk 3 Bnd Bx11







3	Revised Survey Date	9/12/18	MRW
2	Revised Entity Name, Revised Title Search	9/10/18	MRW
1	REVISE CITY NAME	6/2/15	RLJ
NO.	REVISIONS	DATE	BY

**G C Y**  
INCORPORATED  
PROFESSIONAL SURVEYORS AND MAPPERS  
CERTIFICATE OF AUTHORIZATION LB-4108  
CORPORATE OFFICE  
PO BOX 1463 • 1505 SW MARTIN HWY.  
PALM CITY, FL 34881  
(800) 525-1056 • WWW.GCYINC.COM

BOUNDARY SURVEY OF EASEMENT FOR:  
**Florida Dept. of Transportation**  
PALM BEACH COUNTY FLORIDA

Scale: 1"=10'	Date: 3/20/15	File & Drawing No.:
Drawn By: RLJ	Checked: G.C.Y.	11-1056-02-03
		Sheet 4 OF 4

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Drawing Name: Lots 18-19 Blk 3 Bnd 8x11