

RESOLUTION NO. 2017- 75

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT FROM THE SCHOOL BOARD OF ST. JOHNS COUNTY TO ST. JOHNS COUNTY IN CONNECTION WITH THE RAY ROAD IMPROVEMENTS PROJECT.

RECITALS

WHEREAS, per the County's request, The School Board of St. Johns County has executed and presented to the County a Temporary Construction Easement, attached hereto as Exhibit "A", incorporated by reference and made a part hereof, along a portion of its property on Ray Road; and

WHEREAS, the easement is given in connection with the Ray Road Improvements Project, that includes construction of a right turn lane along Ray Road and the installation of a traffic signal at the intersection of US 1 and Ray Road by the Florida Department of Transportation; and

WHEREAS, it in the best interest of the County to accept the Temporary Construction Easement for the health, safety and welfare of its citizens and move forward with the project.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, as follows:

Section 1. The above Recitals are incorporated into the body of this Resolution and such Recitals are adopted as findings of fact.

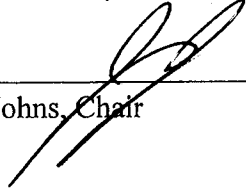
Section 2. The Board of County Commissioners hereby accepts the Temporary Construction Easement for the purposes mentioned above.

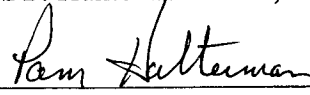
Section 3. The Clerk is instructed to record the original Temporary Construction Easement in the public records of St. Johns County, Florida.

Section 4. To the extent that there are typographical and/or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

PASSED AND ADOPTED by the Board of County Commissioners this 7th day of March, 2017.

**BOARD OF COUNTY COMMISSIONERS OF
ST. JOHNS COUNTY, FLORIDA**

By: 
James K. Johns, Chair

ATTEST: Hunter S. Conrad, Clerk
By: 
Deputy Clerk

RENDITION DATE 3/9/17



Exhibit "A" to Resolution

Prepared by:
Laurie Ford
St. Johns County
500 San Sebastian View
St. Augustine, Florida 32084

TEMPORARY CONSTRUCTION EASEMENT

THIS TEMPORARY CONSTRUCTION EASEMENT made this 13th day of December, 2016, by THE SCHOOL BOARD OF ST. JOHNS COUNTY, FLORIDA, whose address is 40 Orange Street, St. Augustine, Florida 32084 (Grantor) and ST. JOHNS COUNTY, FLORIDA, a political subdivision of the State of Florida, whose address is 500 San Sebastian View, St. Augustine, Florida 32084 (Grantee).

WITNESSETH, that for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, the grantor hereby gives, grants, bargains and releases to the grantee, a Temporary Construction Easement to enter upon and use the Grantor's property as described below for such purposes as clearing, filling and grading during the construction of a turn lane in conjunction with the Florida Department of Transportation's installation of a traffic signal at the intersection of US 1 and Ray Road. This Easement is over the land in St. Johns County, Florida, described as follows:

The Easterly 12 feet of Block 63, Hilden Subdivision, as recorded in Map Book 3, page 59, of the public records of St. Johns County, Florida.

Grantor retains the unilateral but reasonable right of relocation of all or part of this Temporary Construction Easement as Grantor deems appropriate to accommodate school purposes during the term of this Temporary Construction Easement.

As to the Temporary Construction Easement, Grantee shall be liable to Grantor for any consequential or direct damages, and Grantee indemnifies and holds Grantor harmless to the extent authorized by s. 768.28, Fla. Stat., for any damages or declaratory, injunctive, criminal or administrative liability, related to the Temporary Construction Easement, except for and to the extent caused by negligence, recklessness or intentional misconduct of Grantor. Grantee's responsibility for the Temporary Construction Easement includes, but is not limited to, compliance with all federal, state and local laws, rules, ordinances and policies concerning environmental and natural resources, except as limited by this paragraph.

It is understood and agreed by the parties hereto that the rights granted herein shall terminate after a period of 12 months from the date of execution of this Temporary Construction Easement.

IN WITNESS WHEREOF, grantor has hereunto set hand and seal the day and year first above written.

Signed, sealed and delivered in our presence as witnesses:

THE SCHOOL BOARD OF
ST. JOHNS COUNTY, FLORIDA

Vicki Moody
Print Name: Vicki Moody

By: Joseph G. Joyner
Joseph G. Joyner, Ed.D.
Its Superintendent

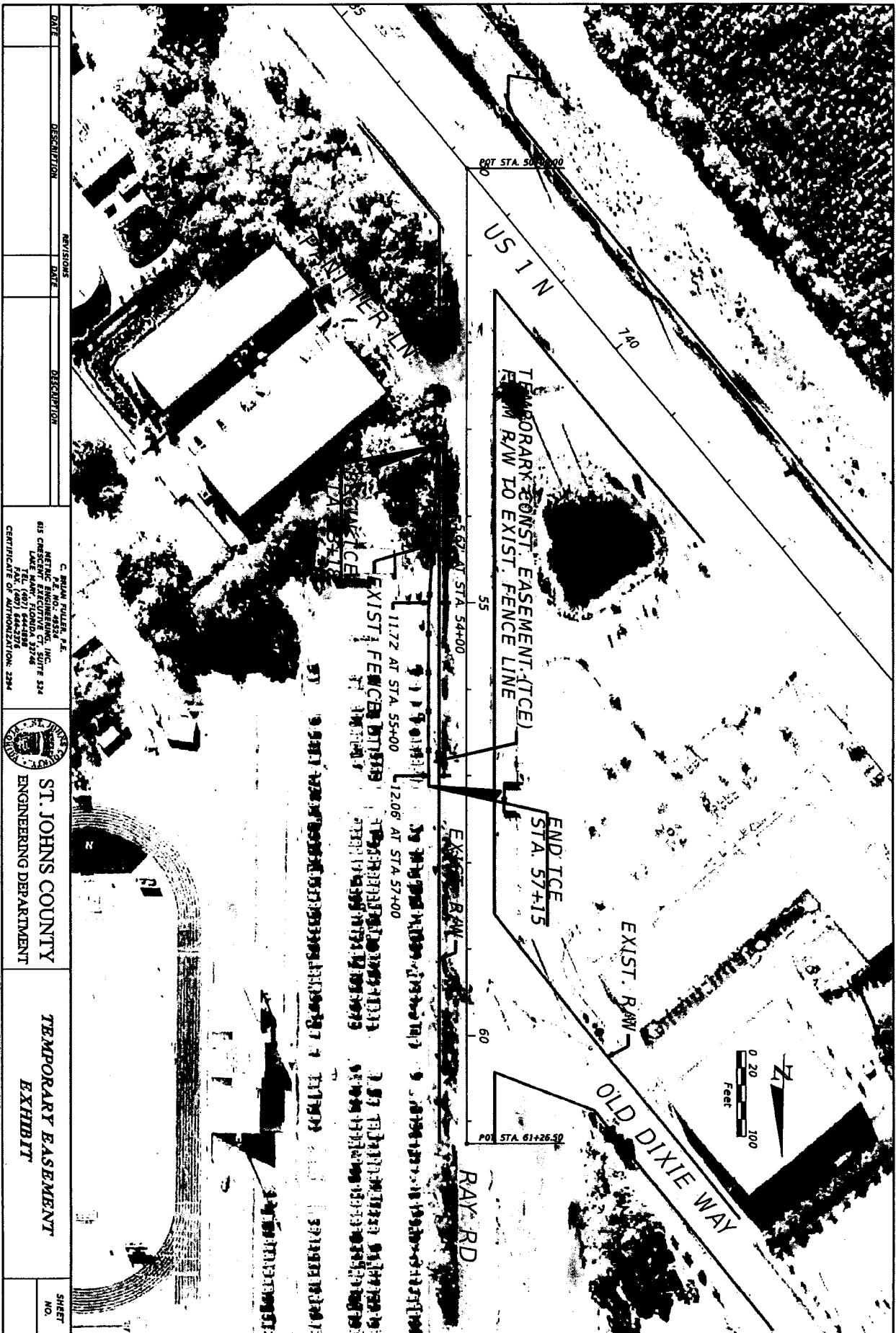
Sharon Carcaba
Print Name: Sharon Carcaba

STATE OF FLORIDA
COUNTY OF ST. JOHNS

The foregoing instrument was acknowledged before me this 13th day of December, 2016, by Joseph G. Joyner, as Superintendent of the School Board of St. Johns County, Florida, on behalf of the school district, who is personally known to me or has produced _____.

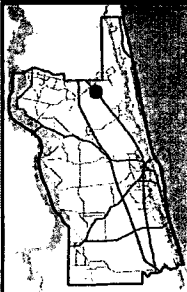
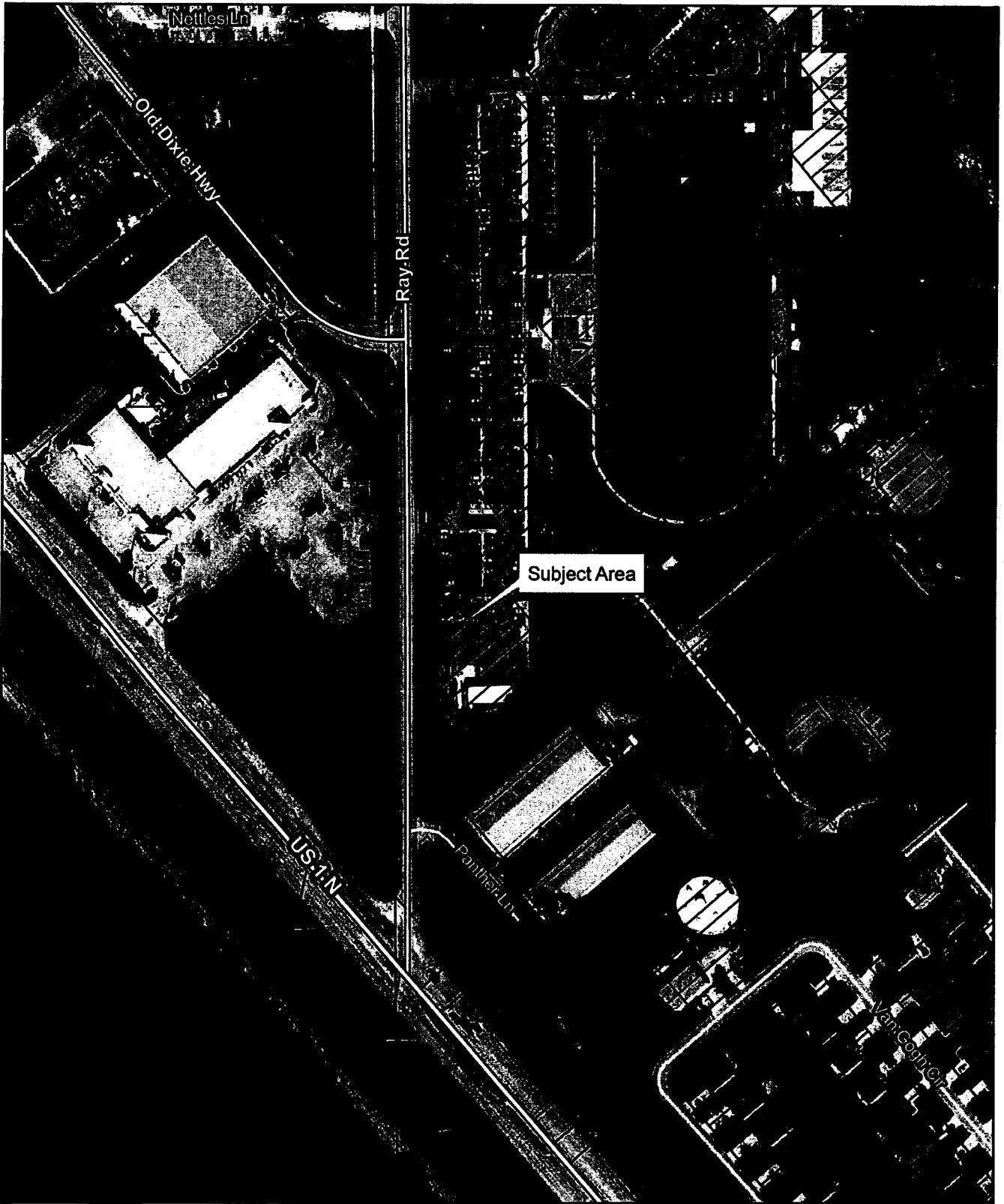


Miriam M. Testasecca
Notary Public
My Commission Expires: 8/14/20



DATE	DESCRIPTION	REVISIONS	DATE	DESCRIPTION

<p>C. WILSON PULLER, P.E. NEMEC ENGINEERING, INC. 615 CRENSHAW BLVD., SUITE 324 LAKE BLUFF, IL 60048-2726 FAX: (847) 544-3276 CERTIFICATE OF AUTHORIZATION: 2294</p>		<p>ST. JOHNS COUNTY ENGINEERING DEPARTMENT</p>	<p>TEMPORARY EASEMENT EXHIBIT</p>	<p>SHEET NO. _____</p>
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2013 Aerial Imagery

February 2, 2017

Temporary Construction Easement

Ray Road Improvements

Land Management
Systems
Real Estate
Division
(904) 209-0790

Disclaimer:
This map is for reference use only.
Data provided are derived from multiple
sources with varying levels of accuracy.
The St. Johns County Real Estate
Division disclaims all responsibility
for the accuracy or completeness
of the data shown hereon.

