

RESOLUTION NO. 2021- 127

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, ACCEPTING A FINAL RELEASE OF LIEN, WARRANTY, EASEMENT FOR UTILITIES AND A BILL OF SALE CONVEYING ALL PERSONAL PROPERTY ASSOCIATED WITH THE WATER, SEWER, REUSE AND SEWER FORCE MAIN SYSTEMS TO SERVE HARTFORD (SILVERLEAF PARCEL 17C) LOCATED OFF ST. JOHNS PARKWAY.

RECITALS

WHEREAS, Land Planners Development, II, Inc., a Florida corporation, has executed and presented to the County an Easement for Utilities associated with the sewer and sewer force main systems to serve Hartford (Silverleaf Parcel 17C) located off St. Johns Parkway, attached hereto as Exhibit "A", incorporated by reference and made a part hereof; and

WHEREAS, Land Planners Development, II, Inc., a Florida corporation, has executed and presented to the County a Bill of Sale and Schedule of Values conveying all personal property associated with the water, sewer, reuse and sewer force main systems to serve Hartford (Silverleaf Parcel 17C) located off St. Johns Parkway; attached hereto as Exhibit "B" incorporated by reference and made a part hereof; and

WHEREAS, J. B. Coxwell Contracting, Inc., a Florida corporation has executed and presented to the County a Final Release of Lien and a Warranty for work performed at Hartford (Silverleaf Parcel 17C), attached hereto as Exhibits "C" and "D", incorporated by reference and made a part hereof; and

WHEREAS, St. Johns County Utility Department has reviewed and approved the documents mentioned above, as stated in a memo attached hereto as Exhibit "E," incorporated by reference and made a part hereof.

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 by reference into the body of this Resolution and such recitals are adopted as findings of fact.

Section 2. The above described Easement for Utilities and Bill of Sale and Schedule of Values, Final Release of Lien and Warranty, attached and incorporated hereto, are hereby accepted by the Board of County Commissioners.

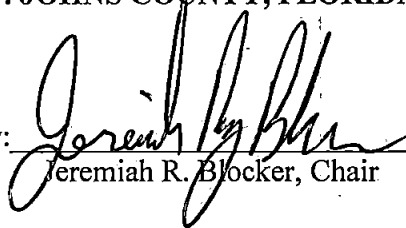
Section 3. To the extent that there are typographical, scrivener or administrative errors that do not change the tone, tenor, or concept of this Resolution, then this Resolution may be revised without subsequent approval by the Board of County Commissioners.

Section 4. The Clerk of the Circuit Court is instructed to record the original Easement for Utilities and Final Release of Lien and file the Warranty and Bill of Sale in the Public Records of St. Johns County, Florida.

PASSED AND ADOPTED this 6 day of April, 2021.

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

By: _____


Jeremiah R. Blocker, Chair

ATTEST: Brandon J. Patty, Clerk of the
Circuit Court & Comptroller

RENDITION DATE 4/8/21



Deputy Clerk



Exhibit "A" to Resolution

EASEMENT FOR UTILITIES

THIS EASEMENT executed and given this 04 day of March, 2021 by Land Planners Development II, Inc., a Florida Corporation, whose address is 111 Nature Walk Parkway, Suite 104, St. Augustine, Florida 32092, hereinafter called "Grantor" to **ST. JOHNS COUNTY, FLORIDA**, a political subdivision of the State of Florida, whose address is 4020 Lewis Speedway, St. Augustine FL 32084, hereinafter called "Grantee".

WITNESSETH:

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor agrees as follows:

1. Grantor does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto Grantee a non-exclusive permanent easement and right-of-way to install, construct, operate, maintain, repair, replace and remove pipes and mains constituting the underground water distribution system, gravity sewer collection system, sewer force mains & reuse and all other equipment and appurtenances as may be necessary or convenient for the operation of the underground water and sewer utility services (hereinafter referred to as "Utility Lines and Associated Equipment") over and upon the real property described on Exhibit A attached hereto (the "Easement Area"); together with rights of ingress and egress to access the Easement Area as necessary for the use and enjoyment of the easement herein granted. The location of the ingress and egress area to the Easement area has been mutually agreed upon by the Grantor and Grantee. This easement is for water and/or sewer utility services only and does not convey any right to install other utilities such as cable television service lines.

TO HAVE AND TO HOLD, unto Grantee, his successors and assigns for the purposes aforesaid. Said Grantor is lawfully seized of said land in fee simple and thereby has the authority to grant said easement.

The easement herein granted is subject to covenants, restrictions, easements, liens and encumbrances of record.

(a) Grantor reserves the right and privilege to use and occupy and to grant to others the right to use and occupy (i) the surface and air space over the Easement Area for any purpose which is consistent with the rights herein granted to Grantee; and (ii) subsurface of the Easement Area for other utility services or other purposes which do

not interfere with the rights herein granted to Grantee, including, without limitation, the right to install, construct, operate, maintain, repair, replace and remove telecommunications, telephone, telegraph, electric, gas and drainage facilities and foundations, footing and/or anchors for surface improvements.

(b) All Utility Lines and Associated Equipment will be installed, operated and maintained at all times beneath the surface of the Easement Area provided that the same may be temporarily exposed or removed to the surface when necessary or desirable for the purpose of repairing and/or replacing the same. Provided, however, that Associated Equipment that is customarily installed above ground may be installed above ground subject to the right of Grantor, consistent with good engineering practices to approve the location of such above ground installation in its reasonable discretion.

(c) The easement granted by this instrument may be relocated to a location acceptable to the Grantee at any time upon Grantor's request provided that Grantor bears the cost of relocating the underground water and sewer utility lines and facilities located within the Easement area. At Grantor's request, and upon relocation of such lines at Grantor's expense, Grantee and Grantor shall execute an instrument in recordable form relocating the easement hereby granted to the new Easement Area designated by and in the title of the Grantor.

(d) Grantee shall exercise the easement rights conveyed herein in a manner which will not unreasonably interfere with use and occupancy of residential or commercial improvements constructed upon the adjacent property owned by Grantor.

2. (a) SEWER FORCE MAINS - Grantee, by acceptance of this Easement, hereby agrees to maintain the sewer force mains located within the Easement Area.

(b) GRAVITY SEWER SYSTEM - Grantee, by acceptance of this Easement, hereby agrees to maintain sewer force mains and gravity sewer lines located within the Easement Area. The Grantee's maintenance of gravity sewer lines shall extend "manhole to manhole", but shall not include a responsibility for maintenance of sewer service laterals; The Grantor or Grantor's successors and assigns shall be responsible for the maintenance of such sewer service laterals. Grantor hereby specifically indemnifies and holds Grantee harmless from and against costs and expenses associated with installation, maintenance, repair or replacement of sewer service laterals.

3. After any installation, construction, repair, replacement or removal of any utility lines or equipment as to which easement rights are granted, Grantee shall refill any holes or trenches in a proper and workmanlike manner to the condition existing prior to such installation, construction, repair, replacement or removal, but Grantee shall not be responsible for restoration of sod, landscaping, planting, pavement or other surface improvements which are required to be removed in connection with installation, construction, repair, replacement or removal of utility lines or equipment. To the extent permitted by law, however, Grantee shall be responsible for damage to improvements that are caused by Grantee's negligence.

4. This Grant of Easement shall inure to the benefit of and be binding of and be binding upon Grantee and its successors and assigns.

5. For the purposes of the terms and conditions of this Grant of Easement, "Grantor" means the owner from time to time of the Easement Area or any part thereof.

IN WITNESS WHEREOF, Grantor has caused this instrument to be executed by its duly authorized officer and its corporate seals to be hereunto affixed as of the day and year first above written.

Signed, sealed and delivered In the presence of:

GRANTOR:

Land Planners Development II, Inc.

Loral E. Burke
Witness

By: Gary F. Hannon
Its: VICE PRESIDENT

Loral E. Burke
Print Name

Beverly L. Cunningham
Witness

Beverly L. Cunningham
Print Name

STATE OF FLORIDA
COUNTY OF St. Johns

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 4th day of March, 2021, by Gary F. Hannon as Vice President for Land Planners Development II, Inc.



Beverly L. Cunningham
NOTARY PUBLIC
STATE OF FLORIDA
Comm# GG933307
Expires 11/20/2023

Beverly L. Cunningham
Notary Public
My Commission Expires: 11/20/2023

Personally Known or Produced Identification
Type of Identification Produced



BILL OF SALE
UTILITY IMPROVEMENTS
for
Hartford (Silverleaf Parcel 17C)

Land Planner Development II, Inc.

111 Nature Walk Parkway

St. Augustine, FL 32092, (the "Seller")

for and in consideration of the sum of Ten and No/100 Dollars (\$10) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, hereby grants, bargains, sells, transfers and delivers to **ST. JOHNS. COUNTY, FLORIDA**, a political subdivision of the State of Florida, the following personal property:

"SEE EXHIBIT A SCHEDULE OF VALUES FOR Hartford (Silverleaf (Parcel 17C)

The Seller does, for itself and its successors and assigns, covenant to and with St. Johns County and its successors and assigns, that it is lawful owner of said personal property; that the personal property is free of all encumbrances; that it has good rights to sell the same; and that it will warrant and defend the sale of the personal property against the lawful claims and demands of all persons.

IN WITNESS WHEREOF, the Seller has caused this instrument to be duly executed and delivered by its duly authorized office on this 29th of Jan., 2021.

WITNESS:

Loral E. Burke
Witness Signature

Loral E. Burke
Print Witness Name

OWNER:

Cody Hutson
Owner's Signature

Cody Hutson, Vice President
Print Owner's Name

STATE OF FLORIDA
COUNTY OF St Johns

The foregoing instrument was sworn to and subscribed before me, by means of physical presence or online notarization, this 29th day of January, 2021, by Cody Hutson, Vice President of **Land Planners Development II, Inc.**, a Florida Corporation, who is personally known to me.



Beverly L. Cunningham
NOTARY PUBLIC
STATE OF FLORIDA
Comm# GG933307
Expires 11/20/2023

Notary Signature:

Beverly L. Cunningham
[NOTARY STAMP]



St. Johns County Utility Department
 Asset Management
 Schedule of Values

Project Name: Silverleaf Parcel 17C Hartford
 Contractor: J.B. Coxwell Contracting, Inc.
 Developer: Land Planners Development II, Inc.

	UNIT	QUANTITY	UNIT COST	TOTAL COST
Reuse Mains (Size, Type & Pipe Class)				
02" SDR-11 Poly RM	LF	170	\$ 18.00	\$ 3,060.00
04" DR-18 PVC RM	LF	193	\$ 20.00	\$ 3,860.00
06" DR-18 FPVC RM	LF	330	\$ 48.00	\$ 15,840.00
06" DR-18 PVC RM	LF	1780	\$ 22.70	\$ 40,406.00
08" DR-18 FPVC RM	LF	80	\$ 58.00	\$ 4,640.00
08" DR-18 PVC RM	LF	3700	\$ 25.60	\$ 94,720.00
12" DR-18 FPVC RM	LF	40	\$ 100.00	\$ 4,000.00
12" DR-18 PVC RM	LF	150	\$ 35.90	\$ 5,385.00
Reuse Valves (Size and Type)				
06" Gate Valve - RM	EA	6	\$ 1,200.00	\$ 7,200.00
08" Gate Valve - RM	EA	8	\$ 1,620.00	\$ 12,960.00
12" Gate Valve - RM	EA	1	\$ 2,760.00	\$ 2,760.00
Sevices (Size and Type)				
1" Poly	EA	198	\$ 530.00	\$ 104,940.00
Total Reuse System Cost				\$ 299,771.00



St. Johns County Utility Department
Asset Management
Schedule of Values

Project Name: Silverleaf Parcel 17C Hartford
Contractor: J.B. Coxwell Contracting, Inc.
Developer: Land Planners Development II, Inc.

	UNIT	QUANTITY	UNIT COST	TOTAL COST
Water Mains (Size, Type & Pipe Class)				
02" SDR-11 Poly WM	LF	200	\$ 18.00	\$ 3,600.00
04" DR-18 PVC WM	LF	250	\$ 20.00	\$ 5,000.00
06" DR-18 PVC WM	LF	165	\$ 37.20	\$ 6,138.00
08" DR-18 FPVC WM	LF	430	\$ 60.00	\$ 25,800.00
08" DR-18 PVC WM	LF	7,000	\$ 25.60	\$ 179,200.00
12" DR-18 PVC WM	LF	20	\$ 37.20	\$ 744.00
Water Valves (Size and Type)				
08" Gate Valve - American	Ea	19	\$ 1,620.00	\$ 30,780.00
06" Gate Valve - American	Ea	12	\$ 1,200.00	\$ 14,400.00
Hydrants Assembly (Size and Type)				
Fire Hydrant	Ea	12	\$ 3,200.00	\$ 38,400.00
Flushing Hydrant 2"	Ea	1	\$ 1,650.00	\$ 1,650.00
Sevices (Size and Type)				
1" Poly	Ea	198	\$ 530.00	\$ 104,940.00
Total Water System Cost				\$ 410,652.00



St. Johns County Utility Department
Asset Management
Schedule of Values

Project Name: Silverleaf Parcel 17C Hartford
Contractor: J.B. Coxwell Contracting, Inc.
Developer: Land Planners Development II, Inc.

	UNIT	QUANTITY	UNIT COST	TOTAL COST
Force Mains (Size, Type & Pipe Class)				
04in DR-18 FPVC	LF	970	\$ 41.60	\$ 40,352.00
Sewer Valves (Size and Type)				
04in Gate Valve	Ea	3	\$ 1,200.00	\$ 3,600.00
Gravity Mains (Size, Type & Pipe Class)				
08" SDR-26 PVC	LF	3673	\$ 45.70	\$ 167,856.10
Laterals (Size and Type)				
06" SDR-26 PVC Sewer Service	EA	65	\$ 920.00	\$ 59,800.00
Manholes (Size and Type)				
Type A Sanitary Sewer Manhole	EA	15	\$ 4,900.00	\$ 73,500.00
Type A Sanitary Sewer Manhole, Lined	EA	4	\$ 9,720.00	\$ 38,880.00
Type B Sanitary Sewer Manhole	EA	1	\$ 7,500.00	\$ 7,500.00
Type B Sanitary Sewer Manhole, Lined	EA	4	\$ 13,260.00	\$ 53,040.00
Lift Station			\$ -	\$ -
Mechanical Equipment	Lump Sum	1	\$ 120,000.00	\$ 120,000.00
Process Piping	Lump Sum	1	\$ 40,000.00	\$ 40,000.00
Process Structure	Lump Sum	1	\$ 150,000.00	\$ 150,000.00
Process Electrical Equipment	Lump Sum	1	\$ 70,000.00	\$ 70,000.00
Other Improvements	Lump Sum	1	\$ 20,000.00	\$ 20,000.00
Total Sewer System Cost			\$	844,528.10



FINAL RELEASE OF LIEN

UTILITY IMPROVEMENTS

The undersigned lienor, in consideration of the sum (\$1,554,951.10, one million, five hundred fifty four thousand, nine hundred fifty one dollars and ten cents) hereby waives and releases its lien and right to claim a lien for Water and Sewer labor, services or materials furnished through (December 27, 2021) to (Land Planners & Development II, Inc.). to the following described property:

"SEE EXHIBIT A SCHEDULE OF VALUES FOR (Silverleaf Parcel 17c) Hartford"

The waiver and release does not cover any retention or labor, services, or materials furnished after the date specified.

IN WITNESS WHEREOF, the Lienor has caused this instrument to be duly executed and delivered by its duly authorized office on this

27th January, 2021

WITNESS:

[Signature]

Witness Signature

Dawson Riddle

Print Witness Name

OWNER:

[Signature]

Lienor's Signature

Chris Blank, VP of Operations

Print Lienor's Name

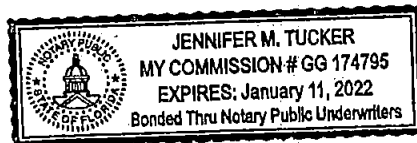
STATE OF FLORIDA
COUNTY OF Duval

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 27th day of January, 2021, by Christopher C. Blank as VP of Operations for J.B. Coxwell Contracting, Inc.

[Signature]
Notary Public

My Commission Expires: 1/11/2022

Personally Known or Produced Identification
Type of Identification Produced





St. Johns County Utility Department
Asset Management
Schedule of Values

Project Name:	Silverleaf Parcel 17C Hartford
Contractor:	J.B. Coxwell Contracting, Inc.
Developer:	Land Planners Development II, Inc.

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St. Johns County Utility Department
Asset Management
Schedule of Values

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St. Johns County Utility Department
Asset Management
Schedule of Values

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Process Electrical Equipment	Lump Sum	1	\$ 70,000.00	\$ 70,000.00
Other Improvements	Lump Sum	1	\$ 20,000.00	\$ 20,000.00
			Total Sewer System Cost	\$ 844,528.10



WARRANTY
UTILITY IMPROVEMENTS

Date: (01/27/2021)
Project Title: (Silverleaf Parcel 17c) Hartford
St. Johns County, Florida

FROM: (J. B. Coxwell Contracting, Inc.)
(6741 Lloyd Road West)
(Jacksonville, FL 32254)

TO: St. Johns County Utility Department
Post Office Box 3006
St. Augustine, Florida 32085

The undersigned warrants all its work performed in connection with the above project to be free from all defects in material and workmanship for a period of (1) year from the date of acceptance of the project by St. Johns County and agrees to remedy all defects arising with that period at its expense.

The term defects shall not be construed as embracing damage arising from misuse, negligence, Acts of God, normal wear and tear or failure to follow operating instructions.

Contractor:

Contractor's Signature

Chris Blank, VP of Operations

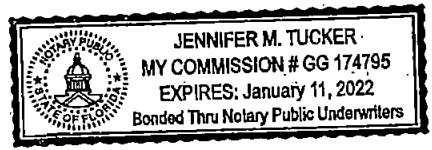
Print Contractor's Name

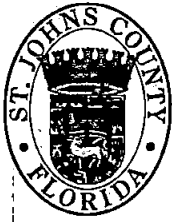
STATE OF FLORIDA
COUNTY OF ST JOHNS

The foregoing instrument was acknowledged before me by means of physical presence or online notarization, this 27 day of January, 2021, by Christopher C. Blank as VP of Operations for J. B. Coxwell Contracting, Inc.

Notary Public
My Commission Expires: 1/11/2022

Personally Known or Produced Identification
Type of Identification Produced





St. Johns County Board of County Commissioners

Utility Department

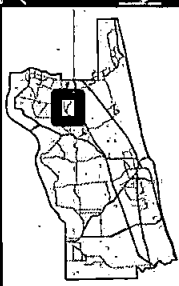
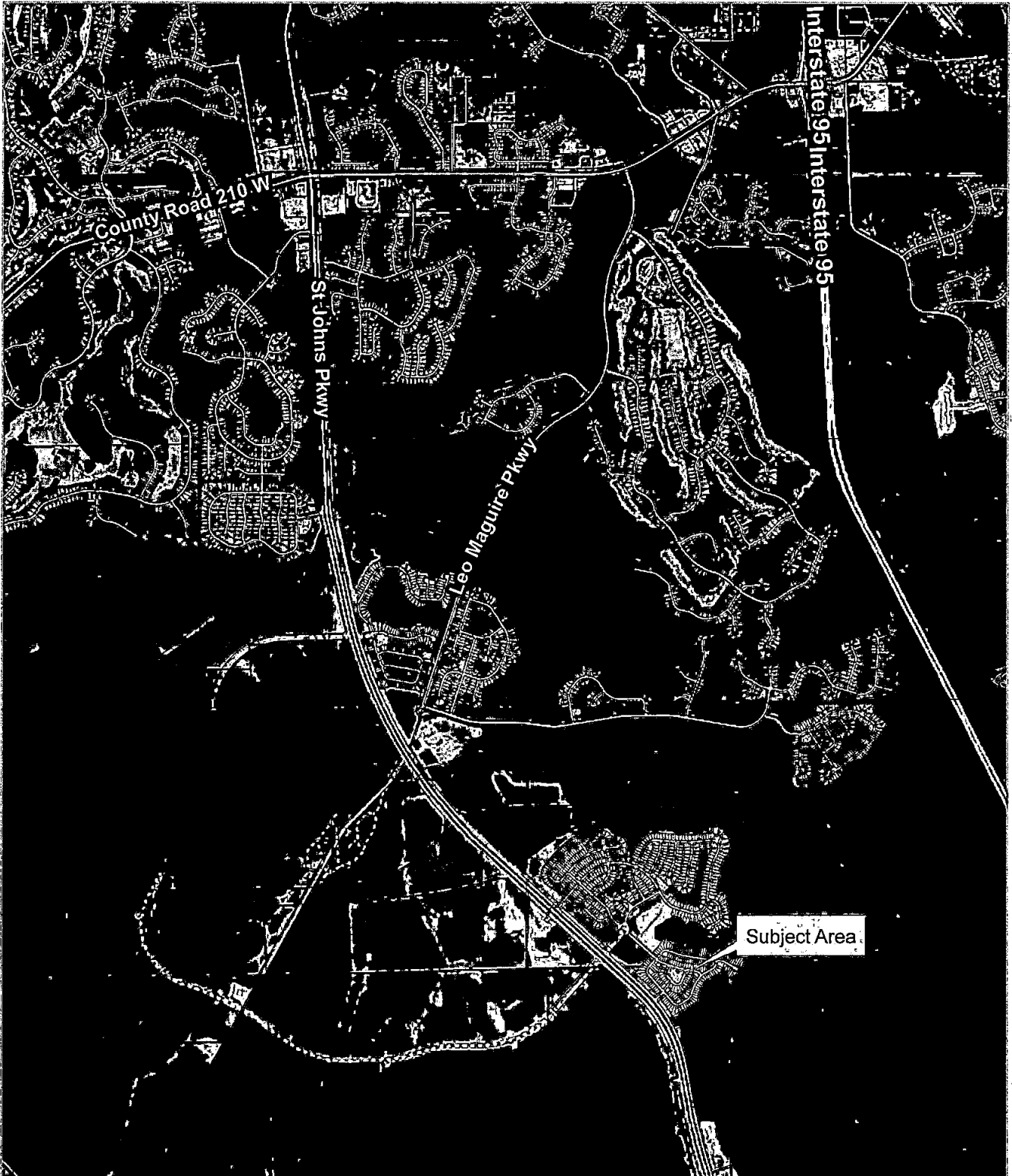
INTEROFFICE MEMORANDUM

TO: Debbie Taylor, Real Estate Manager
FROM: Melissa Caraway, Utility Review Coordinator
SUBJECT: Hartford (Silverleaf Parcel 17C)
DATE: February 25, 2021

Please present the Easement, Bill of Sale, Schedule of Values, Release of Lien, and Warranty to the Board of County Commissioners (BCC) for final approval and acceptance of Hartford (Silverleaf Parcel 17C).

After acceptance by BCC, please provide the Utility Department with a copy of the executed resolution for our files.

Your support and cooperation as always are greatly appreciated.



2019 Aerial Imagery

0 625 1,250 2,500
Feet

Date: 3/11/2021

Easement for Utilities,
Bill of Sale, Schedule of
Values, Final Release of
Lien, & Warranty

Hartford (Silverleaf
Parcel 17C)

Land Management
Systems
Real Estate
Division
(904) 209-0782

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.

