



**Agenda**  
**City Council**

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Monday, June 19, 2017

7:00 PM

Council Chambers

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**MEMORANDUM TO:**

The Honorable Mayor and  
Members of the City Council  
City of Jacksonville Beach, Florida

Council Members:

The following Agenda of Business has been prepared for consideration and action at the Regular Meeting of the City Council.

**CALL TO ORDER**

**OPENING CEREMONIES: INVOCATION, FOLLOWED BY SALUTE TO THE FLAG**

**ROLL CALL**

**APPROVAL OF MINUTES**

- a. 17-098 City Council Shade Meeting and Executive Session Held June 5, 2017
- b. 17-099 Regular City Council Meeting Held June 5, 2017

**ANNOUNCEMENTS**

**COURTESY OF THE FLOOR TO VISITORS**

**MAYOR AND CITY COUNCIL**

- 17-100 Presentation of Proclamation

**CITY CLERK**

**CITY MANAGER**

- a. 17-101 Accept the Monthly Financial Reports for the Month of May 2017

- b. 17-102 Approve the Council Budget Workshop Schedule
- c. 17-103 Authorize the City's Participation with the City of Neptune Beach in Milling, Paving and Striping of Seagate Avenue
- d. 17-104 Approve the Installation of Both a 4" and 2" Natural Gas Main to the Two (2) Restaurant Locations at Beach Marine Located on the North Side of Beach Blvd
- e. 17-105 Approve the Purchase and Installation of Luxury Vinyl Tile Flooring from Carpet Image for the Exhibition Hall and Tennis Center
- f. 17-106 Approve the Purchase and Installation of Field Turf at the South Beach Park Sports Field from FieldTurf USA, Inc.
- g. 17-107 Award Bid No. 1617-10 Pad Mount Switchgear to the Lowest Qualified Bidders, **Anixter, Inc.** and **Gresco Utility Supply, Inc.**

### **RESOLUTIONS**

- a. 17-108 **RESOLUTION NO. 1984-2017**  
**A RESOLUTION PROVIDING FOR THE DONATION OF SURPLUS PROPERTY**
- b. 17-109 **RESOLUTION NO. 1977-2017**  
**A RESOLUTION ESTABLISHING RATES AND FEES FOR THE MUNICIPAL COMMUNITY CENTER AND EXHIBITION HALL AT SOUTH BEACH PARK.**
- c. 17-110 **RESOLUTION NO. 1978-2017**  
**A RESOLUTION ESTABLISHING RATES, CHARGES, AND FEES FOR THE MUNICIPAL CEMETERY, AND CREATING A SEPARATE CAPITAL IMPROVEMENT ACCOUNT.**
- d. 17-111 **RESOLUTION 1979-2017**  
**A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, ESTABLISHING RATES, CHARGES, AND FEES FOR THE MUNICIPAL BALL FIELDS AND SPORTS FIELDS.**
- e. 17-112 **RESOLUTION NO. 1983-2017**  
**A RESOLUTION APPROVING THE TEMPORARY EASEMENT AND THE PERPETUAL EASEMENT FROM THE CITY OF JACKSONVILLE BEACH TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE STATE ROAD A1A DRAINAGE IMPROVEMENTS PROJECT HAVING FINANCIAL PROJECT NUMBER 4360771, FOR**

**IMPROVEMENTS ALONG THE DEPARTMENT'S DRAINAGE CHANNEL  
AT 15TH AND 18TH AVENUES NORTH AND SEAGATE AVENUE.**

**ORDINANCES**

**ADJOURNMENT**

**NOTICE**

*In accordance with Section 286.0105, Florida Statutes, any person desirous of appealing any decision reached at this meeting may need a record of the proceedings. Such person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.*

*The public is encouraged to speak on issues on this Agenda that concern them. Anyone who wishes to speak should submit the request to the City Clerk or to the recording secretary prior to the beginning of the meeting. These forms are available at the entrance of the City Council Chambers for your convenience.*

*In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this meeting should contact the City Clerk's Office at (904) 247-6299, extension 10, no later than one business day before the meeting.*

**Minutes of Executive Session of the City Council  
held Monday, June 5, 2017, at 5:15 P.M.  
in the Council Chambers, 11 North 3<sup>rd</sup> Street,  
Jacksonville Beach, Florida.**



**CALL TO ORDER:**

Mayor Latham called the meeting to order at 5:15 P.M.

**The following Council Members were in attendance:**

Mayor: William C. Latham

Council Members: Lee Buck Keith Doherty(*absent*) Christine Hoffman  
Bruce Thomason Phil Vogelsang Jeanell Wilson(*late*)

Also present were City Attorney Susan Erdelyi and Assistant City Clerk Catherine Ponson.

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Mayor Latham called the Public Meeting to order.

Mayor Latham stated this agenda item concerned one of the City's ongoing lawsuits and asked the City Attorney if she had a statement to make.

City Attorney Susan Erdelyi stated she would like to inform the Council she is seeking advice concerning Las Olas Development vs. City of Jacksonville Beach, Case No. 16-2009-CA-0399 Division CV-H. The City is a party to that lawsuit. Florida Statute 286.011 allows the City Council to hold a private meeting to provide that advice.

Mayor Latham announced that the closed attorney-client meeting concerning the Las Olas lawsuit would commence at 5:15 P.M. in the City's Board Room and is estimated to last 45 minutes. Attending the session will be Mayor Charlie Latham, Council Members Jeanell Wilson, Christine Hoffman, Phil Vogelsang, Lee Buck, and Bruce Thomason. Also, attending will be City Manager George Forbes, City Attorney Susan Erdelyi, and the Court Reporter.

Mayor Latham closed the Public Meeting at 5:16 P.M.

Mayor Latham re-opened the Public Meeting at 6:04 P.M.

The following Council Members were in attendance:

Mayor: William C. Latham

Council Members: Lee Buck Keith Doherty(*absent*) Christine Hoffman  
Bruce Thomason Phil Vogelsang Jeanell Wilson

**Motion:** It was moved by Ms. Wilson, seconded by Ms. Hoffman, and passed unanimously, to allow the City Attorney to negotiate a 50-foot height limit with no variances. The plaintiff will pay attorney's fees and costs pursuant to the Bert Harris Act, be required to obtain a building permit within 18 months, complete the project within 36 months of the court approval, and allow the City Attorney to negotiate a penalty if not completed in a timely manner. If the plaintiff refuses, then it will be recommended to go to trial.

Mayor Latham closed the Public Meeting at 6:07 P.M.

The Council then proceeded to the City Hall Boardroom located on the 2<sup>nd</sup> floor of City Hall for an Executive Session to discuss labor negotiations.

Submitted by: Catherine Ponson  
Assistant City Clerk

Approval:

\_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

**Minutes of Regular City Council Meeting  
held Monday, June 5, 2017, at 7:10 P.M.  
in the Council Chambers, 11 North 3<sup>rd</sup> Street,  
Jacksonville Beach, Florida**



**OPENING CEREMONIES:**

Council Member Buck gave the invocation, followed by the salute to the flag.

**CALL TO ORDER:**

Mayor Latham called the meeting to order at 7:10 P.M.

**ROLL CALL:**

Mayor: William C. Latham

Council Members: Lee Buck Keith Doherty (*absent*) Christine Hoffman  
Bruce Thomason Phil Vogelsang Jeanell Wilson

Also present were City Manager George Forbes, Assistant City Clerk Catherine Ponson, and Staff Assistant Mandy Murnane.

**APPROVAL OF MINUTES**

It was moved by Ms. Wilson, seconded by Ms. Hoffman, and passed unanimously, to approve the following minutes:

- City Council Briefing held May 15, 2017
- Regular City Council Meeting held May 15, 2017

**ANNOUNCEMENTS**

**COURTESY OF THE FLOOR TO VISITORS**

**Speakers:**

- Casey Jones, 358 11<sup>th</sup> Street, Atlantic Beach, spoke regarding sea turtle protection.

**MAYOR AND CITY COUNCIL**

**CITY CLERK**

**CITY MANAGER**

**(a) Item #17-088, Appointment of Member to the Board of Adjustment**

**Motion:** It was moved by Ms. Wilson and seconded by Mr. Vogelsang, to nominate Sylvia Osewalt for reappointment to the Board of Adjustment for a four-year term expiring December 31, 2020.

**Roll call vote:** Ayes – Buck, Hoffman, Thomason, Vogelsang, Wilson, and Mayor Latham. The motion carried unanimously.

**(b) Item #17-089, Appointment of Members and Alternates to Planning Commission**

**Motion:** It was moved by Mr. Thomason and seconded by Ms. Wilson, to nominate Dr. Georgette Dumont for reappointment to the Planning Commission for a four-year term expiring December 31, 2020.

**Roll call vote:** Ayes – Hoffman, Thomason, Vogelsang, Wilson, Buck, and Mayor Latham. The motion carried unanimously.

**Motion:** It was moved by Mr. Thomason and seconded by Ms. Hoffman, to nominate Mr. Britton Sanders to the Planning Commission to replace Mr. Terry DeLoach, for a four-year term expiring on December 31, 2020.

**Roll call vote:** Ayes – Thomason, Vogelsang, Wilson, Buck, Hoffman, and Mayor Latham. The motion carried unanimously.

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to nominate Ms. Margo Moehring to fill the remainder of the term of the first alternate term expiring on December 31, 2020.

**Roll call vote:** Ayes – Wilson, Buck, Hoffman, Thomason, Vogelsang and Mayor Latham. The motion carried unanimously.

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to nominate Mr. Jason Lee as the second alternate to the Planning Commission for a four-year term expiring on December 31, 2020.

**Roll call vote:** Ayes – Vogelsang, Wilson, Buck, Hoffman, Thomason, and Mayor Latham. The motion carried unanimously.

**(c) Item #17-090, Appointment of Two Members to the Community Redevelopment Agency**

**Motion:** It was moved by Mr. Thomason and seconded by Ms. Hoffman, to nominate Ms. Frances Povloski for one of the two positions for a new four-year term on the Community Redevelopment Agency, expiring on December 31, 2020.

**Roll call vote:** Ayes – Buck, Hoffman, Thomason, Vogelsang, Wilson, and Mayor Latham. The motion carried unanimously.

Cory Nichols, 1107 1<sup>st</sup> Street South, Unit C, Jacksonville Beach, requested reappointment to the Community Redevelopment Agency for four years.

**Motion:** It was moved by Mr. Thomason and seconded by Mr. Buck, to nominate Mr. Samuel Hall, Jr., to an appointment to the Community Redevelopment Agency for a new four-year term expiring on December 31, 2020.

**Motion:** It was moved by Ms. Wilson to nominate Mr. Jon McGowan to the Community Redevelopment Agency for a new four-year term, expiring on December 31, 2020.

The motion died for lack of a second.

**Roll call vote:** Ayes – Hoffman, Thomason, Vogelsang, Buck, and Mayor Latham.  
Nays – Wilson.  
The motion passed by a 5-1 vote.

**(d) Item #17-091, Adopt Special Events Policy**

Mayor Latham proposed tabling this item until a workshop can be held to seek public input on the Special Events Policy.

Ms. Hoffman agreed with Mayor Latham and commended Deputy City Manager Trish Roberts on the classification of the city-contracted events.

Mr. Thomason thanked City staff for the work on this policy. He added there were issues he would like legal advice on and supports having a workshop where residents and business owners can be heard from.

Ms. Wilson stated her support of a public workshop.

Mr. Vogelsang stated he is abstaining from voting on this issue as he has a business associate who sponsors a Special Event in Jacksonville Beach. He submitted Form 8B, Memorandum of Voting Conflict for County, Municipal, and Other Public Officers. He also thanked City staff for the effort and time clarifying the issues.

The Special Events Policy was tabled by a voice vote of all ayes until a workshop can be held to receive public input.

**(e) Item #17-092, Approve an Amendment to the Commercial Lease Agreement with Four Brothers of Jacksonville, Inc. for a Temporary Reduction to the Monthly Lease Rate**

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to approve an amendment to the Commercial Lease Agreement with Four Brothers of Jacksonville, Inc., for a temporary reduction to the monthly lease rate to \$2,529 per month for 12 months beginning June 2017 through May 2018, as described in the memorandum from the Director of Parks and Recreation dated May 19, 2017.

Mr. Forbes explained the monthly lease rate for Four Brothers of Jacksonville Inc., was reduced to \$1,500 in November 2016 due to a reduction in play at the Golf Course. This proposed rate is an increase from \$1,500 to \$2,529 for 12 months. At the end of that period, the monthly lease rate would revert to the original monthly rate of \$3,000.

Ms. Wilson questioned if the tenant was current on their monthly payments and was the commercial tax paid in addition to the monthly lease.

Jason Phitides, Parks and Recreation Director, confirmed that the tenant is current in paying the lease, the commercial tax is included, and the new rate would be retroactive to June 1, 2017.

**Roll call vote:** Ayes – Thomason, Vogelsang, Wilson, Buck, Hoffman, and Mayor Latham. The motion carried unanimously.

**(f) Item #17-094, Approval of Bid No. 1617-11 – Electric Supplies – 12 Months Requirements**

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to award Bid No. 1617-11 to the lowest bidders meeting specifications as explained in the memorandum from Beaches Energy Services Director dated May 18, 2017.

Mr. Forbes stated the City of Jacksonville Beach solicited bids from six vendors. On May 10, 2017, six bids were received for Bid No. 1617-11. This bid covers 30 different items stocked in the storeroom for use by Beaches Energy Services for maintenance of the overhead and underground electric system.

**Roll call vote:** Ayes – Vogelsang, Wilson, Buck, Hoffman, Thomason, and Mayor Latham. The motion carried unanimously.

**RESOLUTIONS**

**ORDINANCES:**

**(a) Item # 17-095, ORDINANCE NO. 2016-8082, Second Reading**

Mayor Latham requested that the City Clerk read Ordinance No. 2016-8082 (Second Reading), by title only, whereupon Ms. Ponson read the following:

**“AN ORDINANCE TO REPEAL IN ITS ENTIRETY CHAPTER 18 "NOISE", OF THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, AND REPLACING IT WITH A NEW CHAPTER 18, THAT INCLUDES SECTION 18-7 "LOW VOLUME OUTDOOR AMPLIFIED AND ACOUSTIC SOUND", PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE AND FOR OTHER PURPOSES.”**

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to amend Ordinance 2016-8082 by:

- a. Amending Section 18-5(a)(2) to read as follows: After the person or persons responsible for the noise are given such notice, the person

responsible for the noise shall instantly comply with the limits of Table I in Section 18-3(d)(1).

- b. Amending Section 18-5(b)(1) by striking the words, “within a reasonable time” and inserting the word, “instantly.”

Mr. Forbes stated the Downtown Action Plan directed staff to research and present an ordinance that would allow establishments that provide outdoor dining to play music at low volume to further increase the beach ambiance while seeking to protect, preserve and promote the health, safety, and quality of life of its residents and visitors.

The result is the new section of the Code of Ordinances, Section 18-7, “Low Volume Outdoor and Acoustic Sound.” This allows for outdoor dining with background sound played at low volume. This is a pilot project that expires on June 5, 2018, unless re-adopted by the City Council.

Low volume is defined in the ordinance as “sound played at a level such that a person outside of the property line of the source of the sound, speaking in a normal tone of voice, is plainly audible and can be heard clearly and understandably by another person standing a maximum of thirty-six inches (36”) away from the person speaking, without the aid of a listening device.”

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to adopt Ordinance 2016-8082, which repeals the existing Chapter 18 “Noise” in its entirety, and replace it with a new chapter on noise that includes a section on Low Volume Outdoor Amplified and Acoustic Sound Permits.

Jim Sorrell, 1410 Pinewood Road, Jacksonville Beach, spoke in opposition of Ordinance No. 2016-8082.

Sara Ashauer, 1415 1<sup>st</sup> Street North, # 1210, Jacksonville Beach, spoke in opposition of Ordinance No. 2016-8082.

Brenda Shields, 315 18<sup>th</sup> Street North, Jacksonville Beach, stated her concerns regarding Ordinance No. 2016-8082.

Shandy Thompson, 522 3<sup>rd</sup> Avenue South, Jacksonville Beach, filled out a speaker card in support of Ordinance No. 2016-8082 but did not wish to address the Council.

Ms. Wilson stated she had concerns regarding the effect on the residents and she would like more time to review the ordinance. She suggested a workshop to receive public input.

Mr. Vogelsang commented he would not support tabling this item. He stated the concerns of the residents deal with the grandfather clause of the old policy and this ordinance adds the ambient noise for businesses to apply for a permit.

Mr. Thomason stated he had concerns with the possible increase in a number of noise

complaints to the Police Department. Mr. Thomason questioned if there is an unusually high number of complaints, is it possible to bring this back prior to the expiration date for reconsideration. Mr. Forbes confirmed that it could be brought back to the Council if there are problems.

Ms. Hoffman stated this ordinance would assist in enforcing the noise ordinance as businesses would have to self-identify and the permits could be revoked.

**Roll call vote (both motions):** Ayes – Buck, Hoffman, Thomason, Vogelsang and Mayor Latham.  
Nays – Wilson.

**(b) Item # 17-096, ORDINANCE NO. 2017-8088, Second Reading**

Mayor Latham requested that the Clerk read Ordinance No. 2017-8088 (Second Reading), by title only, whereupon Ms. Ponson read the following:

**“AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF JACKSONVILLE BEACH, FLORIDA; AMENDING CHAPTER 5, “ANIMALS AND FOWL,” ARTICLE III. - DOGS AND CATS, DIVISION 1. - IN GENERAL, SECTION 5-24 “DANGEROUS DOGS,” SECTION 5-24.1 “ATTACK OR BITE BY DANGEROUS DOG.”; AMENDING TO APPEAL TO THE CIRCUIT COURT AND NOT COUNTY COURT, PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE.”**

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to adopt City Ordinance No. 2017-8088 amending specified sections of Chapter 5, Section 5-24, “Dangerous dogs” and Section 5-24.1 “Attack or bite by dangerous dog.”

Mr. Forbes explained that this ordinance is to ensure our Dangerous Dog Ordinance complies with new State Laws by stating there are 30 days to appeal instead of ten days and the appeal must be made to Circuit Court.

Mr. Thomason pointed out that on the second page, the date should read “June” and not “May.”

**Roll call vote:** Ayes – Buck, Hoffman, Thomason, Vogelsang, Wilson, and Mayor Latham. The motion carried unanimously.

**(c) Item # 17-097, ORDINANCE NO. 2017-8089, Second Reading**

Mayor Latham requested that the Clerk read Ordinance No. 2017-8089 (Second Reading), by title only, whereupon Ms. Ponson read the following:

**“AN ORDINANCE TO AMEND REDEVELOPMENT DISTRICT: RD ORDINANCE NO. 2016-8070, SUPPLEMENTING THE COMPREHENSIVE ZONING REGULATIONS AND PLAN FOR THE CITY OF JACKSONVILLE**

**BEACH, FLORIDA, AS PROVIDED UNDER CHAPTER 34 OF THE CODE OF ORDINANCES OF SAID CITY.** (This amends the currently approved RD ordinance governing the property at the northwest corner of 1<sup>st</sup> Street North and 6<sup>th</sup> Avenue North by increasing the number of hotel rooms and by providing a revised site plan and building elevation drawing)”

**Motion:** It was moved by Ms. Wilson and seconded by Ms. Hoffman, to adopt Ordinance No. 2017-8089, to amend Redevelopment District: RD Ordinance No. 2016-8070 governing the property located on the northwest corner of 1<sup>st</sup> Street North and 6<sup>th</sup> Avenue North.

Mr. Forbes explained this project already has been approved and the applicant is asking to make some changes. The Redevelopment District amendment seeks to amend the approved project to:

- Provide 57 hotel rooms instead of 36;
- Provide 54 apartments;
- Increase the number of parking spaces from 164 to 193 spaces; and
- The applicant has also selected a different architect and would like to replace the approved building site plan and elevation drawings with the new design for the project.

**Speakers:**

David Pennington, 768 2<sup>nd</sup> Street North, Jacksonville Beach, stated he had concerns regarding the compactor and transformer locations. He also stated there is no greenspace proposed for the location. He requested that the Council consider the impact on the area.

Grace Stewart, 710 2<sup>nd</sup> Street North, Jacksonville Beach, stated she had questions regarding if there were special exceptions regarding setbacks, if all the rooms were short-term rentals, and if there was a traffic study done at 2<sup>nd</sup> Street and 6<sup>th</sup> Avenue. She also had concerns about the location of the garbage dumpster, transformer and the entrances to the property. She stated all four sides of the building should be reviewed before approval.

George Sherwood, 734 2<sup>nd</sup> Street North, Jacksonville Beach, stated he had concerns regarding stormwater runoff. He questioned the 2,500 square feet of retail space, parking issues, public safety, the location of the garbage dumpster, and the poor conditions of the lot as it exists today.

Michael Leach, 710 2<sup>nd</sup> Street South, Jacksonville Beach, stated he also had concerns regarding runoff, noise, and the effect it would have on the beach lifestyle.

The following opposed to the agenda item and did not wish to speak:

- Stephanie Pennington, 768 2<sup>nd</sup> Street North, Jacksonville Beach.
- Steve Nelson, 784 2<sup>nd</sup> Street North, Jacksonville Beach.

Scott Gay, representing Dolphin Depot, LLC, 814 North First Street #101, Jacksonville

Beach, stated the compactor location and transformer locations had been reviewed with City staff. There are four parking spaces being put back on 7<sup>th</sup> Avenue North and the 1<sup>st</sup> Street corner and one curb cut onto 7<sup>th</sup> Avenue is being eliminated. He added there was no requirement for a traffic study.

Mr. Gay explained the next step is the Application for Development Plan and that is when the element of construction entrance would be addressed. He stated the St. Johns River Water Management District would issue a permit once the plans have been submitted to them. There are underground vaults to hold certain amounts of water.

Mr. Gay further stated that the garbage would be handled by a garbage compactor which has a lid and would be enclosed.

Frank Mendola, with J.B. Ritz, Inc., explained that Public Works has a specific criteria for how the garbage compactor would be placed. He added that the elevations drawings would come at a later stage for this type of project. The runoff and the storm situation have been analyzed by the engineers, Kimley-Horn. He added that the lighting would be up to Code to ensure safety.

Bill Mann, Planning and Development Director, stated the only water that would drain directly onto any surface street would come from the driveways between the sidewalk and the edge of the existing street pavement. The rest of that property would drain underground to the vault and then into the Downtown Master Stormwater System.

Mr. Mann added that the landscaping would be part of the Development Plan. The placement of the garbage compactor and transformer will be reviewed in the Development Plan review. Site lighting will be reviewed by the Police Department.

Mr. Forbes questioned if the building meets the side yard requirement for a building of this height. Mr. Mann explained that the requirement is two additional feet of side yard for every additional foot above 35 feet and this project meets that requirement.

Mr. Mann further explained that a traffic study had not been required due to the Mobility Fee Program. This program requires developers to pay a fee based on how many daily trips their project would generate.

Mr. Forbes confirmed with Mr. Mann that the City would work with the developer to review the location for the garbage compactor.

Mr. Thomason questioned the type of compactor that would be used. Mr. Gay stated it would weigh the garbage and then automatically self-compact. Mayor Latham confirmed that the compactor is gauged on usage and would be operating during the day for the most part.

**Roll call vote:** Ayes – Hoffman, Thomason, Vogelsang, Wilson, Buck, and Mayor Latham. The motion carried unanimously.

**Motion:** It was moved by Ms. Wilson, seconded by Ms. Wilson, and passed unanimously, to approve the Findings of Fact, Ordinance No. 2017-8089, dated June 5, 2017.

**ADJOURNMENT:**

There being no further business, the meeting adjourned at 8:50 P.M.

Submitted by: Catherine Ponson  
Assistant City Clerk

Approval: \_\_\_\_\_

William C. Latham, Mayor

Date: \_\_\_\_\_

DRAFT

# Proclamation

## *Susan King Day*

*Whereas*, Susan King began as the Executive Director of Beaches Emergency Assistance Ministry (BEAM) in 2011; and

*Whereas*, Susan opened the first client-choice food pantry in the Jacksonville area in 2012, and currently has two operating food pantries in Jacksonville Beach and Mayport; and

*Whereas*, she opened the first BEAM Thrift Shop in Jacksonville Beach in 2013. The thrift shop provides low cost items to the community while providing financial support to BEAM. There are currently three operating thrift shops; and

*Whereas*, Susan opened Grace Garden in April 2013, a 6,000 square foot production farm with fifty-seven 4' x 12' raised beds. The garden provides 7,500 pounds of fresh produce annually for beaches-area families; and

*Whereas*, she assisted with the opening of 7North at the location of the old Jacksonville Beach Post Office. 7North houses a food distribution center (Beaches Community Food Bank) in partnership with Feeding Northeast Florida and a thrift shop to support beaches families; and

*Whereas*, Susan began developing wrap-around services through a new Paths to Wellness Nutrition Program and a Single Parent Program in 2014.

*Now, Therefore*, I, William C. Latham, Mayor of the City of Jacksonville Beach, by virtue of the authority vested in me, do hereby proclaim June 19, 2017, as

## *Susan King Day*

in recognition of the many contributions made to beaches area families and our community.

*In Witness Whereof*, I have hereunto set my hand and caused the Seal of the City of Jacksonville Beach to be affixed this 19<sup>th</sup> day of June, 2017.



A handwritten signature in blue ink, appearing to read "W. C. Latham", is written over a horizontal line.

William C. Latham, MAYOR

**CITY OF JACKSONVILLE BEACH**

City of

Jacksonville Beach

City Hall

11 North Third Street

Jacksonville Beach

FL 32250

Phone: 904.247.6274

Fax: 904.270.1642

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

**MEMORANDUM**

**TO:** George D. Forbes, City Manager  
**FROM:** Karen Nelson, Chief Financial Officer  
**SUBJECT:** Monthly Financial Reports for May 2017  
**DATE:** June 7, 2017

**Action Requested**

Accept the monthly financial reports for the month of May 2017.

**Background**

The monthly financial reports for May 2017 are provided for your information and review. These reports can be found in the "Reports and Information" portion of this agenda.

**Recommendation**

Accept the financial reports for the month of May 2017, as submitted by the Chief Financial Officer.



City of  
Jacksonville Beach

City Hall  
11 North Third Street  
Jacksonville Beach

FL 32250

Phone: 904.247.6268

Fax: 904.247.6276

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

TO: The Honorable Mayor  
Members of the City Council

FROM: George D. Forbes  
City Manager

SUBJECT: Budget Workshop Schedule

DATE: June 6, 2017

### **Action Requested**

Approve the Council Budget Workshop Schedule. (Attached)

### **Background**

As in the past, this year's budget workshops will be held in the conference room located behind the City Council chamber.

In addition to the Council Tour, this year's Budget Workshop Schedule provides for 4 workshops over a two-week period. It is designed to be informative for the Council and, by spreading the workshops out over two weeks, make it easier on the Council members' schedules.

### **Action Requested**

Approve the Budget Workshop Schedule as proposed by the City Manager in a memo dated June 6, 2017.

Attachment  
GDF:ag



*Budget Workshop Calendar*

<b>Date</b>	<b>Topic/Department Reviewed</b>
Friday, 8-4 1:30-5:00 p.m.	Budget Tour of the City
Monday, 8-7 4:00-6:00 p.m.	Executive & Legislative Planning & Development Redevelopment Finance Human Resources
Tuesday, 8-8 5:00-7:00 p.m.	Fire Police
Monday, 8-14 5:00-7:00 p.m.	Public Works
Tuesday, 8-15 5:00-7:00 p.m.	Beaches Energy Services Parks & Recreation

ALL WORKSHOPS WILL BE HELD IN THE CONFERENCE ROOM BEHIND THE COUNCIL CHAMBER.

**Tentative Dates for Budget Adoption:**

First Reading: Tuesday, September 5  
City Hall, 6:00 p.m.

Second Reading: Monday, September 11  
City Hall, 6:00 p.m.

**These dates may change, subject to the dates chosen by the School Board and the County.**

# JACKSONVILLE BEACH

City of

Jacksonville Beach

Operations &

Maintenance Facility

Department of Public

Works

1460-A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6219

Fax: 904.247.6117

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

June 7, 2017

**TO:** George D. Forbes, City Manager

**FROM:** Ty Edwards, Public Works Director

**SUBJECT:** Authorize the City's Participation with the City of Neptune Beach for the Mill and Repave Project for Seagate Avenue

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**ACTION REQUESTED:**

Authorize the City's participation with the City of Neptune Beach in milling, paving and striping of Seagate Avenue.

**BACKGROUND:**

Seagate Avenue from 3<sup>rd</sup> Street N. to Penman Road is in need of milling and repaving. Seagate Avenue is on the boundary between Jacksonville Beach and Neptune Beach. Jacksonville Beach properties are adjacent to the southern boundary of the street right-of-way. The city limits boundary is in the middle of the paved street from 3<sup>rd</sup> Street to approximately Eastern Drive. From Eastern Drive to Penman, the paved street shifts to the north and is entirely in Neptune Beach.

Recently, Neptune Beach Public Works coordinated with Jacksonville Beach Public Works about milling, repaving and striping this segment of Seagate Avenue during the school summer break. Neptune Beach intends to use an existing, competitively awarded St. Johns County paving contract for the project. It was requested that the City pay the costs of the project for the eastbound travel lane. Neptune Beach will manage the project and pay the contractor as work is completed. The City will reimburse Neptune Beach upon project completion.



The estimated costs for the City are:

<b>Seagate Avenue - Eastbound Lane (3<sup>rd</sup> St. N. to Penman Rd.)</b>	<b>Est. Costs</b>	<b>Description</b>
• Mill and repave	\$56,200.00	Mill 2 inches; pave 1 inch Type S-3 asphalt; pave 1 inch Type S-1 asphalt
• Striping	\$4,500.00	
• Pedestrian Crosswalk	\$4,750.00	
<b>Sub-Total:</b>	<b>\$65,450.00</b>	
• 10% Contingency:	\$ 6,545.00	
<b>GRAND TOTAL:</b>	<b>\$71,995.00</b>	
Funding is available in the FY2017 Public Works Streets Division Local Option Gas Tax account.		

**RECOMMENDATION:**

Authorize \$71,995.00 to fund the City's portion of the cost of the Mill and Repave Project for the eastbound lane of Seagate Avenue from 3<sup>rd</sup> Street North to Penman Road as explained in the memorandum from the Public Works Director dated June 7, 2017.

## OVERVIEW MAP

- Seagate Avenue Mill and Repave Project
- Pedestrian Crosswalks



### SUMMARY

#### Seagate Avenue Mill and Repave Project

- Mill 2 inches of existing asphalt pavement
- Repave with 1 inch of Type S-3 asphalt
- Then, repave with 1 inch of Type S-1 asphalt
- Restripe the repaved street
- Install pedestrian crosswalks

Pedestrian Crosswalks  
(approximate locations)

**CITY OF NEPTUNE BEACH, FLORIDA**

116 First Street  
(904) 270-2400 - Fax: 270-2417

Order # 8880

**PURCHASE AUTHORIZATION**

Vendor Name: Atlantic Coast Asphalt Date: 6/6/2017  
 Vendor Address: 5154 Edward St. Phone Number: 904-788-1020  
Jacksonville, Fl. 32254 Contact: Megan George  
 Requesting Department: Public Works Account to Charge: \_\_\_\_\_  
 Purpose or Use: Paving and Micro-Resurfacing as Described in Attached Quote.  
 Vehicle or Equipment No.: \_\_\_\_\_

Requirements (check the appropriate box)  
 \$500-\$999 Two verbal quotes (PLEASE ATTACH QUOTES)  
 \$1,000-\$24,999 Three quotes signed by vendor  
 \$25,000 and over-Appropriate Authorization and Project Approved by Council

Quantity	Description	Price	Total
	Mill and Paving: Oleander St, 4th St., Myra St, Leeward Ln cul-de-sac, Hopkins Ck. Cul-de-sac, Kings Way cul-de-sac, 1/2 Seagate Ave.		
	Microsurfacing: Leeward Ln, Kings Way, Hopkins Creek Ln., Kings Rd.		
	<b>CONB:</b>		
1	Paving	\$ 312,165.00	\$ 312,165.00
1	Striping (estimate)	\$ 8,000.00	\$ 8,000.00
1	Speed Table	\$ 4,750.00	\$ 4,750.00
1	Microsurfacing	\$ 79,615.00	\$ 79,615.00
	<b>City of Jax Beach Reimbursement:</b>		
1	Paving (1/2 Seagate)	\$ 56,200.00	\$ 56,200.00
1	Striping	\$ 4,500.00	\$ 4,500.00
1	Speed Table	\$ 4,750.00	\$ 4,750.00
	(COJB Reimbursement total \$ \$ 65,450.00 )		
<b>TOTAL AMOUNT OF PURCHASE</b>			<b>\$ 469,880.00</b>

APPROVED: \_\_\_\_\_ Date \_\_\_\_\_  
*Department Head*

APPROVED: \_\_\_\_\_ Date \_\_\_\_\_  
*Finance Director*

APPROVED: \_\_\_\_\_ Date \_\_\_\_\_  
*City Manager*

Prepared by: Bob Harding



BEACHES | ENERGY  
SERVICES

**TO:** George D. Forbes  
City Manager

**FROM:** Allen Putnam  
Director of Beaches Energy Services

**DATE:** June 8, 2017

**SUBJECT:** Natural Gas Main Extensions

---

**ACTION REQUESTED:**

Approve the installation of both a 4" and 2" natural gas main to the two (2) restaurant locations at Beach Marine located on the north side of Beach Boulevard (see attached map).

**BACKGROUND:**

We have been in discussion with Beach Marine regarding providing natural gas service to their restaurant and condominium locations (currently under construction). This will provide significant cost savings for customers and will allow us the opportunity to serve other nearby locations in the future. These locations could include Phase II of the Beach Marine condominiums, a 64-bed hotel, Safe Harbor restaurant, Taco Lu and Adventure Landing.

The initial project will allow us to gain additional gas load with revenues from the two restaurants estimated at \$10,755 annually. The project is contingent upon our reaching an agreement with Beach Marine to take natural gas delivery in order for Beaches Energy to fully recover the investment in infrastructure.

**Projected Costs/Benefits**

Main extension to 20<sup>th</sup> St. N. and Beach Blvd. – 1,555 feet of main (4") - Cost \$45,000

Main extension to 20<sup>th</sup> St. N. and Beach Blvd. – 1,500 feet of main (2") - Cost \$31,800

Connection costs to both restaurants - \$7,200

**TOTAL Cost - \$84,000**

Estimated revenues (annually) - \$10,755

Estimated pay back (in years) – 7.81 years

George D. Forbes  
June 8, 2017

This project will be funded by the Beaches Energy Services Natural Gas Division and will be included in the year-end budget mod. TECO will be constructing the gas line in accordance with our current construction agreement.

**RECOMMENDATION:**

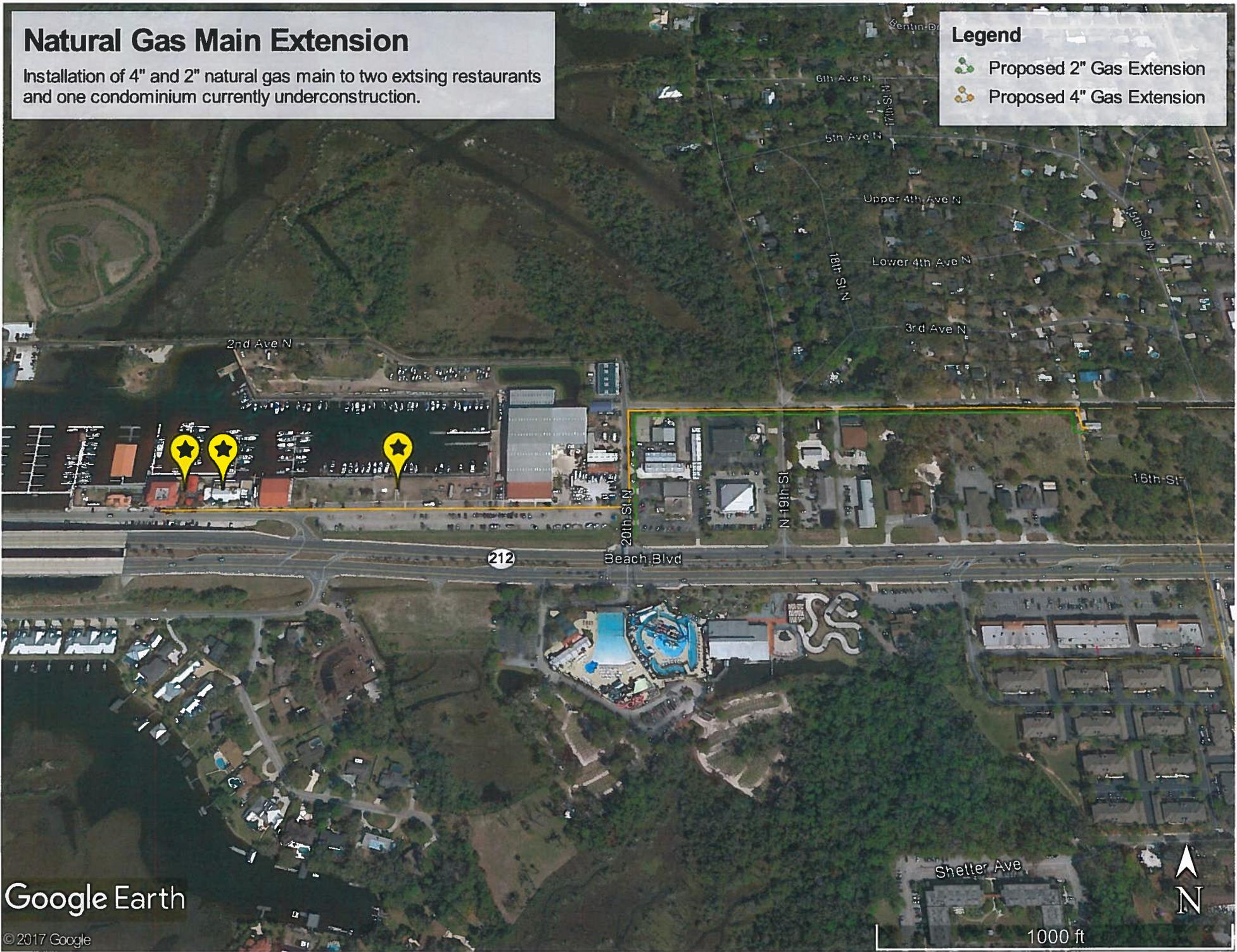
Approve the installation of a natural gas main by TECO People's Gas in the amount of \$84,000 as described in the memorandum from the Director of Beaches Energy Services dated June 8, 2017.

# Natural Gas Main Extension

Installation of 4" and 2" natural gas main to two existing restaurants and one condominium currently under construction.

## Legend

-  Proposed 2" Gas Extension
-  Proposed 4" Gas Extension



City of

Jacksonville Beach

1460A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6226

Fax: 904.270.1639

[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

**TO:** George Forbes  
City Manager

**FROM:** Jason Phitides  
Director of Parks and Recreation

**DATE:** June 8, 2017

**RE:** Flooring for Exhibition Hall and Tennis Center

**ACTION REQUESTED:**

Approve the purchase and installation of Luxury Vinyl Tile flooring from Carpet Image for the Exhibition Hall and Tennis Center.

**BACKGROUND:**

The Exhibition Hall at South Beach Park is used for a variety of functions such as business meetings, conferences and weddings, etc. It was built in 2007 and has the original Vinyl Composite Tile flooring. This type of flooring does not have a clear protective overlay, which means it's necessary to perform consistent maintenance involving stripping, waxing and polishing. Each maintenance costs approximately \$600. Depending on the number of functions, the floors could be waxed and polished several times during a calendar year. The Tennis Center has the same flooring and is also about ten (10) years old. Both floor systems are showing their age and are in need of replacement at this time.

Luxury Vinyl Tile is a contemporary replacement for Vinyl Composite Tile flooring. It has the look and feel of wood, yet is waterproof, scratch resistant and is an excellent choice for heavy foot traffic areas. No waxing or polishing is needed. It is used extensively in commercial businesses and also becoming very popular in residential properties. Luxury Vinyl Tile has a lifespan between 20 to 25 years. The commercial warranty is ten (10) years.

We requested quotes from three vendors and received the lowest quotes from Carpet Image. Pricing includes floor preparation and installation.

Following is the tabulation of quotes:

	<b>Carpet Image</b>	<b>Carpet One</b>	<b>Mr. David's Flooring</b>
Exhibition Hall	\$ 13,609	\$ 18,173	\$ 17,977
Tennis Center	\$ 6,754	\$ 7,252	\$ 8,787
<b>Totals</b>	<b>\$ 20,363</b>	<b>\$ 25,425</b>	<b>\$ 26,764</b>



Funding for this project will be provided by the General Capital Projects Fund. The budget adjustment will be included in the Year-End Budget Adjustment.

**RECOMMENDATION:**

Approve the purchase and installation of Luxury Vinyl Tile flooring from Carpet Image for the Exhibition Hall and Tennis Center as described in the memorandum from the Director of Parks and Recreation dated June 8, 2017.

City of

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**TO:** George Forbes  
City Manager

**FROM:** Jason Phitides  
Director of Parks and Recreation

**DATE:** June 12, 2017

**RE:** Field Turf Installation at South Beach Park

**ACTION REQUESTED:**

Approve the purchase and installation of Field Turf at the South Beach Park sports field from FieldTurf USA, Inc.

**BACKGROUND:**

A sports field of natural grass can withstand about 20 hours of playability per week. The field at South Beach Park is used extensively throughout the year and usage greatly exceeds normal levels. As a result, the field is in constant need of repair and attention. Each year, the field requires grading, top-dressing and sodding just to maintain safe playing conditions. The surface has been re-sodded several times over the past few years. This is in addition to the normal annual maintenance investment. (A natural grass field requires approximately \$50,000 annually for irrigation, fertilizer, pesticides and labor to mow, stripe and maintain).

Field turf is an artificial alternative to natural grass and is being selected more by schools, colleges and professional sports franchises. Despite higher up-front costs, artificial turf provides a lower net cost per hour of use than natural grass because of the substantially increased hours of use. Artificial turf offers virtually unlimited playability without wear and tear and costs to maintain are significantly lower than natural grass. Labor maintenance can be reduced to about four (4) hours per month, and unlike natural grass, it does not require irrigation, pesticides, herbicides, fertilizers or mowing and stripping.

FieldTurf USA, Inc., offers the most advanced artificial surface, comprised of a synthetic blend of fibers infilled with layers of washed silica sand, cryogenic rubber and cork composite.

According to the manufacturer: "Cryogenic rubber is the cleanest and highest grade of recycled crumb rubber granule. It is made from ground-up recycled tires, which are cryogenically frozen and then shattered to yield a clean, smooth



rounded particle. It is odorless, non-toxic and affords stable footing for athletes. A finely grained cork composite overlays the rubber granules for the top layer to provide a cooler playing surface.

Cryogenic rubber has been safely used in many products since being introduced in the early 1990s, and in use in playgrounds and athletic tracks for much longer. The resilient material provides enhanced durability and cushioning to prevent injuries. Aside from its use in synthetic sports fields, crumb rubber is also used in a variety of products from children's rubber toys to surgical gloves to food packaging, and even chewing gum."

Before the acceptance of crumb rubber as an approved, safe, infill material for artificial turf, hundreds of studies had been commissioned and executed by health and safety experts worldwide. Their assessments did not find a public health threat.

Since 2007, an estimated 4.5 billion square feet of synthetic turf has been installed around the world, including 800 million square feet in the U.S. Recycled rubber infill is used in over 98% of the 12,000+ synthetic turf sports fields. No lawsuits have been filed where artificial turf is alleged to have caused health issues.

FieldTurf USA, Inc. can provide the product and installation using competitively bid contract pricing afforded by The Cooperative Purchasing Network (TCPN). Many public schools and universities have used this contract to procure both product and installation.

The sports field at South Beach Park is 53,261 square feet. Total cost to complete the project would be \$524,856, which includes \$268,842 for engineering, site work and installation and \$256,014 for the synthetic turf and field markings. Costs include one (1) year warranty on civil work and eight (8) years warranty on the product. The surface is expected to last ten (10) years and can be replaced for about half the initial investment. We would budget approximately \$25,000 each year to fund the replacement, which is less than annual costs to maintain natural grass. The pricing proposal is attached.

**RECOMMENDATION:**

Approve the purchase and installation of Field Turf at the South Beach Park sports field from FieldTurf USA, Inc., as described in the memorandum from the Director of Parks and Recreation dated June 12, 2017, contingent on CRA funding. Authorize the City Manager to send this request to the Redevelopment Agency for funding.



THE ULTIMATE  
SURFACE EXPERIENCE

**Date:** May 4, 2017

**To:** City of Jacksonville Beach Recreation Dept. (FL)  
2508 South Beach Parkway  
Jacksonville Beach, FL  
32250

**Phone:** 904-247-6236  
**Email:** [jaxparks@coj.net](mailto:jaxparks@coj.net)

**From:** Chris Wedge  
**Phone:** 1-352-242-7620  
**Email:** [Chris.Wedge@fieldturf.com](mailto:Chris.Wedge@fieldturf.com)

**Subject:** Project Jacksonville Beach – South Beach Park Field

FieldTurf USA, Inc. is pleased to present the following proposal. Price estimates are based off of The Cooperative Purchasing Network (TCPN) pricing. TCPN provides predetermined preferential pricing through approved vendors. Since the products have already been bid at the national level, individual schools do not have to duplicate the bidding process per TCPN #R5176.

**R5176-FL-7467**

	Description	Quantity	Units	Unit Price	Total
	<b>Sitework</b>				
1	Site/Base Construction	53,261	SF	\$4.325	\$230,367.42
2	Survey	1	EA	\$5,896.750	\$5,896.75
3	Design	1	EA	\$20,497.00	\$20,497.00
	<b>Subtotal Synthetic Turf Site Work</b>				<b>\$256,761.17</b>
	<b>Synthetic Turf</b>				
4	Install FieldTurf Classic HD 2.25"	53,261	SF	\$4.003373	\$213,223.65
5	Inlaid Soccer Markings	1	EA	\$7,210.00	\$7,210.00
6	Inlaid Flag Football Markings	1	EA	\$7,210.00	\$7,210.00
7	Maintenance Equipment: GroomRight & SweepRight	1	LS	\$6,180.00	\$6,180.00
	<b>Subtotal Synthetic Turf</b>				<b>\$233,823.65</b>
	<b>Subtotal Project</b>				<b>\$490,584.83</b>
8	Performance & Payment Bonds	1	LS		\$5,519.08
	<b>Total Project</b>				<b>\$496,103.91</b>
	<b>Voluntary Alternates</b>				
9	Add for FieldTurf CoolPlay	53,261	SF	\$0.42	\$22,190.40
11	Furnish and Install (4) 12" Nyloplast Basins at the end of the exfiltration ditches	1	EA	\$6,562.00	\$6,562.00

Price Includes:

- Design Assistance including:
  - a. Review existing Geotechnical information and Stormwater Calculations prepared by others
  - b. Layout Plan
  - c. Grading Plan
  - d. Utility Plan
  - e. Field Marking Plan
  - f. Detail Plans to include curbs, piping systems, base section and additional details as required to complete the installation of the field
  - g. Furnish Sealed Drawings
- Mobilization
- Basic Erosion Control Measures (silt fence on low sides as needed and inlet protection as needed)
- Layout
- Cut and cap Irrigation outside field area if possible
- Excavation of dirt to proposed subgrade, haul dirt off site
- Grade and compact subgrade
- Install 8" x 8" exposed concrete curbing with nailer board as turf attachment
- Install 12" perforated perimeter collector drain and tie into existing storm system with 40 linear feet of the perimeter of field area
- Exfiltration trench down each side of the field approximately 100 ln ft in length
- Installation of 1" x 12" Flat Panel drains on 20 ft. centers
- Installation of a 4 oz. geotextile fabric full coverage on the turf limits of the field
- Install 5" of base stone clean washed or approved equal
- Install 1" of finish stone clean washed or approved equal
- Laser Grade and compact stone courses
- Site clean of the proposed scope of work
- One year warranty on all civil work
- Installation of the artificial in-filled grass surface upon a suitable base
- An 8 year 3rd party pre-paid insured warranty on the FieldTurf artificial grass surface
- (1) set of U-12 Soccer Markings package
- (1) set of Flag Football Markings package
- (1) FieldTurf GroomRight and (1) FieldTurf SweepRight Maintenance Equipment
- This proposal and offered pricing are based upon FieldTurf's typical dynamic base drainage system and storm water calculations. However, the scope of work/services and associated pricing are subject to change in the event of: (i) design and/or construction requirements of the local permitting authorities which dictate a change in design and/or construction and/or (ii) existing site conditions which are concealed, unknown and/or differ from readily available published data for the region.

Price does not include:

- a) Any costs associated with necessary charges relating to the delineation of the field
- b) Unless otherwise specified, does not include any G-max testing
- c) The supply of manholes or clean-outs or grates, or supply of the manhole covers
- d) Any alteration or deviation from specifications involving extra costs, which alteration or deviation will be provided only upon executed change orders, and will become an extra charge over and above the offered price.
- e) The implementation of a storm water pollution prevention plan
- f) Site security
- g) Boring for utilities
- h) Any electrical work
- i) Athletic equipment
- j) Asphalt paving
- k) Selective demolition
- l) Synthetic Track Surfacing

- m) Once subgrade has been established, a proof roll will be performed to ensure structural stability of the soils; in the event that unsuitable soils are encountered, a price to remedy these areas can be negotiated based on recommended methods per project Engineer.
- n) Installation of manholes, junction boxes, gabions, concrete rip wrap, storm drainage not related to the field construction, grate inlets and RCP.
- o) Relocation, removal and repair of existing utilities not limited to electrical conduits, power poles, water, sewer, gas, cable, telephone, owner placed conduits or communication feeds within the field of play
- p) All union labor or other labor law levies.

**NOTES:**

Notwithstanding any other document or agreement entered into by FieldTurf in connection with the supply and installation only of its product pursuant to the present bid proposal, the following shall apply:

- a) This bid proposal and its acceptance is subject to strikes, accidents, delays beyond our control and *force majeure*;
- b) Final payment shall be upon the substantial completion of FieldTurf's obligations;
- c) Accounts overdue beyond 30 days of invoice date will be charged at an interest rate of 1.5% per month (19.56% per annum);
- d) FieldTurf requires a minimum of 21 days after receiving final approvals on shop drawings to manufacture, coordinate delivery and schedule arrival of installation crew. Under typical field size and scenario, FieldTurf further requires 28 days to install the Product subject to weather and *force majeure*.
- e) FieldTurf requires a suitable staging area. Staging area must be square footage of field x 0.12, have a minimum access of 15 feet wide by 15 feet high, and, no more than 100ft from the site. A 25 foot wide by 25 foot long hard or paved clean surface area located within 50 feet of the playing surface shall be provided for purposes of proper mixing of infill material. Access to any field will include suitable bridging over curbs from the staging area to permit suitable access to the field by low clearance vehicles.
- f) This proposal is based on a single mobilization. If the site is not ready and additional mobilizations are necessary, additional charges will apply.
- g) FieldTurf shall be accountable for its negligence but shall not be bound by any penalty clauses.
- h) FieldTurf shall be entitled to recover all costs and expenses, including attorney fees, associated with collection procedures in the event that FieldTurf pursues collection of payment of any past due invoice.
- i) All colors are to be chosen from FieldTurf's standard colors.
- j) The FieldTurf product carries an 8 year 3<sup>rd</sup> party insured warranty.

*The price is valid for a period of 90 days. The price is subject to increase if affected by an increase in raw materials, freight, or other manufacturing costs, a tax increase, new taxes, levies or any new legally binding imposition affecting the transaction.*

Please contact Eric Fisher if you have any questions or require additional information regarding FieldTurf's SmartBuy Cooperative Purchasing Program. 888-209-0065, ext. 246 or via e-mail at [eric.fisher@fieldturf.com](mailto:eric.fisher@fieldturf.com). Be sure to visit our website at [www.fieldturf.com](http://www.fieldturf.com)





BEACHES ENERGY  
SERVICES

**TO:** George D. Forbes  
City Manager

**FROM:** Allen Putnam  
Director of Beaches Energy Services

**DATE:** May 25, 2017

**SUBJECT:** Bid Award – Pad Mount Switchgear

---

**ACTION REQUESTED:**

Award Bid No. 1617-10 Pad Mount Switchgear to the lowest qualified bidders, **Anixter, Inc. and Gresco Utility Supply Inc.**

**BACKGROUND:**

A switchgear is a combination of electrical switches, fuses or circuit breakers used to control, protect or isolate electrical equipment. Pad mounted switchgear is a ground mounted low-profile, three-phase switchgear in a (locked) steel cabinet on a concrete pad.

This bid covered four (4) different configurations of pad-mounted switchgears that are currently stocked in the City Storeroom for Beaches Energy Services.

Purchasing and Procurement advertised the bid and mailed the bid package to six (6) potential bidders. Two (2) bidders responded.

Anixter and Gresco provided identical bids (i.e.: pricing, delivery and manufacturer). Cooper, the manufacturer, considers this item an Agency Item. An authorized distributor is not allowed to increase the cost quoted by the manufacturer (backup information is attached). That being the case, material orders utilizing this award will be alternated between the two vendors commencing in alphabetical order. Following are the bid responses.

Bid Item	Anixter	GRESKO
<b>Pad Mount Switchgear:</b>		
1) Type 5: 600 Amp 1 way	\$ 21,752	\$ 21,752
2) Type 9: 200 Amp 2 way	\$ 46,162	\$ 46,162
3) Type 9: 200 Amp 1 way	\$ 32,588	\$ 32,588
4) Type 11:600 Amp 1 way	\$ 32,788	\$ 32,788

George D. Forbes

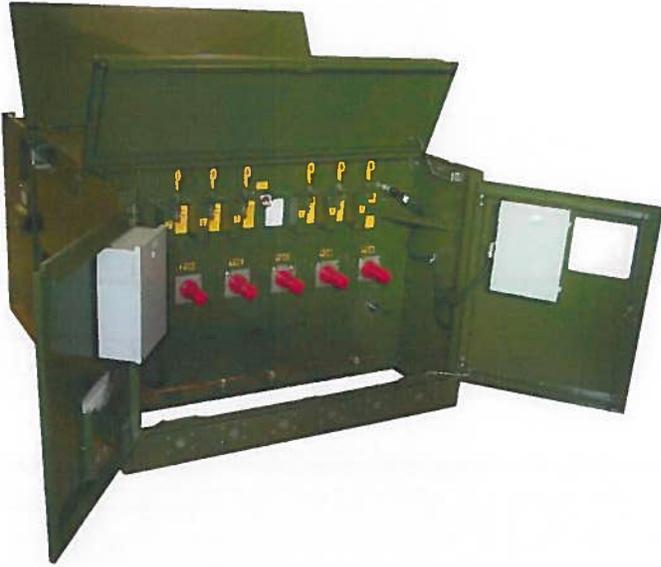
Page 2

May 25, 2017

Based upon historical use and current level of development in the service area, Beaches Energy Services anticipates using one to two pad mounted switchgears during FY 2017 at a total cost of approximately \$240,000. Funding for this project is budgeted in the Beaches Energy Services Capital Improvement Plan for FY 2017.

**RECOMMENDATION:**

Award Bid No. 1617-10 Pad Mount Switchgear for Beaches Energy to the lowest qualified bidders, ***Anixter Inc. and Gresco Utility Supply Inc.*** as explained in the memorandum from the Director of Beaches Energy Services dated May 10<sup>th</sup> 2017.



**From:** [Luis Flores](#)  
**To:** [Allen A. Putnam](#)  
**Subject:** FW: Award Notification - Bid No. 1617-10 Pad Mount Switchgear  
**Date:** Thursday, May 25, 2017 8:04:58 AM  
**Attachments:** [RE Award Notification - Bid No. 1617-10 Pad Mount Switchgear.msg](#)

---

Allen – I spoke to Anixter (Christopher Therien) and Gresco (Terry Anderson) yesterday regarding their identical pricing/terms for Bid No. 1617-10 Pad Mount Switchgear. Both gentlemen stated that Cooper Power Systems (EATON parent company/Manufacturer) provided ‘agency item’ pricing for the specified BES products. Since Anixter and Gresco are the two authorized distributors in the area they are bound by Cooper to extend ‘agency item’ pricing without markup. Additionally, once awarded each authorized distributor (regardless who it is) placing an order will be provided the agreed upon sum by Cooper for the items purchased.

**Luis F. Flores, CFM, LEED AP BD+C**  
Property and Procurement Officer  
City of Jacksonville Beach  
1460-A Shetter Avenue  
Jacksonville Beach, Florida 32250  
Office: (904) 247-6226  
Email: [lflores@jaxbchfl.net](mailto:lflores@jaxbchfl.net)

Please note that under Florida's very broad public records law, e-mail communications to and from city officials are subject to public disclosure



Please consider the environment before printing this email.

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**From:** Terry Anderson [mailto:[Terry.Anderson@gresco.com](mailto:Terry.Anderson@gresco.com)]  
**Sent:** Wednesday, May 24, 2017 2:42 PM  
**To:** Luis Flores <[lflores@jaxbchfl.net](mailto:lflores@jaxbchfl.net)>  
**Subject:** RE: Award Notification - Bid No. 1617-10 Pad Mount Switchgear

Luis:

The items quoted on Bid No. 1617-10 Pad Mount Switchgear are considered Agency Items by Cooper, the Manufacturer.

The Authorized distributors of this material are not allowed by Cooper to increase the cost quoted by the manufacturer.

If you have any questions or need additional information let me know.

Thanks,

Terry Anderson  
Gresco  
Office 352-748-9550  
Cell 352-446-0284



*Powering Business Worldwide*

Dear Beaches,

Eaton's Power Systems Division utilizes authorized Distributors to service and support our customers in the Utility Market.

A portion of our product portfolio is sold directly to distributors, for resale to Electric Utilities. These items are typically what distributors hold in their stock to support customers.

The Power Systems Division (PSD) classifies engineered to order items, such as reclosers, regulators, network protectors, and capacitors, as AGENCY ITEMS, and sells direct to Utilities. We utilize authorized DISTRIBUTOR AGENTS, to support these AGENCY ITEMS in the field, and pay commissions to the DISTRIBUTOR AGENTS based on sales to the end user.

Clarke Clingenpeel  
Regional Vice President - Utility  
Eaton Corporation  
615-305-7619

City of

Jacksonville Beach

1460A Shetter Avenue

Jacksonville Beach

FL 32250

Phone: 904.247.6226

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[www.jacksonvillebeach.org](http://www.jacksonvillebeach.org)

**TO:** George Forbes  
City Manager

**FROM:** Jason Phitides  
Director of Parks and Recreation

**DATE:** June 13, 2017

**RE:** Donation of Surplus Property

**ACTION REQUESTED:**

Adopt Resolution 1984-2017 authorizing the donation of surplus property to the HEAL Foundation.

**BACKGROUND:**

Surplus and salvaged equipment or material may be disposed by auction, sale, transfer or donation when authorized by the City Council.

The City currently owns fifty-five (55) surf boards and three (3) kayaks that are no longer needed. Staff recommend that these items be declared surplus and request authorization to donate these items to the HEAL Foundation.

The HEAL Foundation is a local non-profit outreach organization that provides educational programs and camps to serve the needs of those with Autism Spectrum Disorders. The donated equipment will be used for surf camps. The majority of the funds the City received to purchase this equipment came from the HEAL Foundation.

**RECOMMENDATION:**

Adopt Resolution 1984-2017 authorizing the donation of surplus property to the HEAL Foundation, as described in the memorandum from the Director of Parks and Recreation dated June 13, 2017.



Introduced by: \_\_\_\_\_

Adopted: \_\_\_\_\_

**RESOLUTION NO. 1984-2017**

**A RESOLUTION PROVIDING FOR THE  
DONATION OF SURPLUS PROPERTY**

**WHEREAS**, it is hereby declared that certain personal property owned by the City of Jacksonville Beach particularly described as fifty-five (55) surfboards and three (3) kayaks, are in excess of the foreseeable needs of the public, and for that reason, it is in the best interest of the City that the same be donated to the HEAL Foundation, an outreach organization that provides educational programs and camps to serve the needs of those with Autism Spectrum Disorders.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE  
CITY OF JACKSONVILLE BEACH AS FOLLOWS:**

**Section 1.** Fifty five (55) surfboards and three (3) kayaks will be disposed of by donation to the HEAL Foundation.

**Section 2.** All items shall be donated, as is, where is, and without warranty.

**Section 3.** This resolution shall take effect upon its passage and publication as required by law.

**AUTHENTICATED** this \_\_\_\_\_ day of \_\_\_\_\_, A.D., 2017.

\_\_\_\_\_  
William C. Latham, MAYOR

\_\_\_\_\_  
Laurie Scott, CITY CLERK

## DONATION AGREEMENT

This is a Donation Agreement for fifty-five (55) surfboards and three (3) kayaks ("Property") between the City of Jacksonville Beach ("Donor") and the HEAL Foundation, a Florida non-profit outreach organization ("Donee").

1. **RECITALS:** This Donation Agreement is made and entered into on the basis of the following facts and understandings of the parties hereto:
  - A. The Donor desires to donate the Property to the Donee.
  - B. Donor is unwilling to make any representations or warranties whatsoever regarding the Property and Donor is only willing to grant Donee the Property on an "as is, where is" and "with all faults" basis.
  - C. Donee has been given a full and complete opportunity to conduct its own investigation as to any matter, fact or issue that might influence Donee's decision to accept the Property from Donor. Accordingly, Donee is willing to accept the Property from Donor without any representations or warranties whatsoever regarding the Property and on an "as is, where is" and "with all faults" basis.
2. **DONATION:**
  - A. **Transfer.** Donor agrees to donate the Property to Donee and Donee agrees to accept the Property from Donor on the terms and conditions set forth herein. In consideration of Donor's transfer of the Property to Donee, Donee shall perform all of Donee's obligations hereunder including, but not limited to, the release and indemnity set forth in Section of this Donation Agreement.
  - B. **Inspection Period.** The Donee may cancel this Agreement at any time by written notice to the Donor within the first 30 days the Effective Date ("Inspection Period"). If such notice is delivered the Agreement shall be terminated and no party will have any further obligation under this it.
  - C. **Further Assurances.** Donee and Donor agree to execute all instruments and documents and to take all actions reasonably necessary and appropriate in a timely manner to consummate the transfer and donation of the Property.
3. **ACKNOWLEDGMENTS, RELEASE AND INDEMNITY - DONEE'S ACKNOWLEDGMENTS.** DONEE ACKNOWLEDGES THAT DONEE IS ACCEPTING THE PROPERTY SOLELY IN RELIANCE ON DONEE'S OWN INVESTIGATION, AND THE PROPERTY IS IN "AS IS, WHERE IS" CONDITION WITH ALL FAULTS AND DEFECTS, LATENT OR OTHERWISE. DONEE EXPRESSLY ACKNOWLEDGES THAT, IN CONSIDERATION OF THE AGREEMENT OF DONOR HEREIN, AND EXCEPT AS OTHERWISE SPECIFIED HEREIN, DONOR MAKES AND HAS MADE NO REPRESENTATIONS OR WARRANTIES, EXPRESS OR IMPLIED, OR ARISING BY OPERATION OF LAW, INCLUDING, BUT NOT LIMITED TO, ANY WARRANTY AS TO CONDITION, MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE, WITH RESPECT TO ANY PROPERTY OR ANY MATTER RELATED THERETO, OR (WITHOUT LIMITATION) TO ANY PHYSICAL AND MECHANICAL DEFECTS IN OR ON THE PROPERTY.
4. **RELEASE AND INDEMNITY.**
  - A. **RELEASE.** DONEE FULLY RELEASES AND DISCHARGES DONOR FROM AND RELINQUISHES ALL RIGHTS, CLAIMS AND ACTIONS THAT DONEE MAY HAVE OR ACQUIRE AGAINST DONOR

WHICH ARISE OUT OF OR ARE IN ANY WAY CONNECTED WITH THE CONDITION OF THE PROPERTY, INCLUDING WITHOUT LIMITATION ANY MATTER SET FORTH ABOVE, THIS RELEASE APPLIES TO ALL DESCRIBED RIGHTS, CLAIMS AND ACTIONS, WHETHER KNOWN OR UNKNOWN, FORESEEN OR UNFORESEEN, PRESENT OR FUTURE.

- B. **INDEMNIFICATION.** DONEE SHALL INDEMNIFY AND HOLD THE DONOR, ITS TRUSTEES, OFFICERS, EMPLOYEES, AND AGENTS HARMLESS AGAINST ALL COSTS, FEES, EXPENSES, DAMAGES, AND LIABILITIES OF ANY KIND INCURRED BY THE DONOR ARISING FROM OR ASSOCIATED WITH THE ACTS OR OMISSIONS OF THE DONEE. THE DONEE WILL BE LIABLE FOR ALL DAMAGE TO BUILDINGS AND EQUIPMENT INCIDENT TO THE DONEE'S USE OF THE PROPERTY AS WELL AS ANY EVENT PARTICIPANTS, EMPLOYEES, AGENTS, AND CONTRACTORS OF DONEE. DONEE SHALL INDEMNIFY AND HOLD HARMLESS THE DONOR AND ITS TRUSTEES, EMPLOYEES AND AGENTS ACTING IN THE SCOPE OF THEIR OFFICIAL DUTIES FROM ANY CLAIMS OR SUITS ARISING OUT OF THE INJURY OR DEATH TO ANY PERSON OR DAMAGE TO ANY PROPERTY RESULTING FROM THE USE OF THE PROPERTY BY USER, ITS EVENT PARTICIPANTS, EMPLOYEES, AGENTS, AND CONTRACTORS.
- C. **EFFECTIVENESS.** THE PROVISIONS OF THIS SECTION SHALL BE EFFECTIVE AS OF THE EFFECTIVE DATE AND SHALL SURVIVE THE EFFECTIVE DATE OR TERMINATION OF THIS DONATION AGREEMENT.

1. **GENERAL PROVISIONS**

- A. **The "Effective Date"** shall be the date that the last of the parties to this Contract signs and executes below.
- B. **Successors and Assigns.** This Donation Agreement shall be binding upon and inure to the benefit of the successors and assigns of the parties. Notwithstanding the foregoing, Donee may not transfer, assign or encumber Donee's rights under this Donation Agreement without Donor's prior written approval.
- C. **Entire Agreement.** This Donation Agreement contains the entire agreement between the parties concerning the Donation of the Property, and supersedes all prior written or oral agreements between the parties to this Donation Agreement. No addition to or modification of any term or provision shall be effective unless in writing, signed by both Donor and Donee.
- D. **Time of Essence.** Donor and Donee hereby acknowledge and agree that time is strictly of the essence with respect to each term and condition of this Donation Agreement and that the failure to timely perform any of the terms and conditions by either party shall constitute a breach and default under this Donation Agreement by the party failing to so perform.
- E. **Partial Invalidity.** If any portion of this Donation Agreement shall be declared by any court of competent jurisdiction to be invalid, illegal or unenforceable, that portion shall be deemed severed from this Donation Agreement and the remaining parts shall remain in full force as fully as though the invalid, illegal or unenforceable portion had never been part of this Donation Agreement.
- F. **Governing Law.** The parties intend and agree that this Donation Agreement shall be governed by and construed in accordance with the laws of the state of Florida.
- G. **No Third Parties Benefits.** No person other than Donor and Donee, and their permitted suc-

cessors and assigns, shall have any right of action under this Donation Agreement.

- H. **Waivers.** No waiver by either party of any provision shall be deemed a waiver of any other provision or of any subsequent breach by either party of the same or any other provision.
- I. **Captions.** The captions and Section numbers of this Donation Agreement are for convenience and in no way define or limit the scope or intent of the Sections of this Donation Agreement.

IN WITNESS WHEREOF, the parties hereto agree to the above terms and have caused this Agreement to be executed in their names by their duly authorized officers.

DONEE: The HEAL Foundation

By: \_\_\_\_\_  
Signature  
\_\_\_\_\_  
Print name and title

Date: \_\_\_\_\_

DONOR: City of Jacksonville Beach

\_\_\_\_\_  
Signature George Forbes, City Manager

Date: \_\_\_\_\_

City of

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## MEMORANDUM

TO: Mayor Latham  
Members of the City Council

FROM: Trish Roberts  
Deputy City Manager

DATE: May 27, 2017

RE: Adopt Resolution 1977-2017, Community Center and Exhibition Hall Rates, Fees and Charges

---

### **ACTION REQUESTED**

Adopt Resolution 1977-2017 revising rates and charges for the Community Center and Exhibition Hall.

### **BACKGROUND**

South Beach Park Community Center and Exhibition Hall has two rooms that are available for rent. The large community center room can be rented for business, government and social gatherings and holds as many as 269 persons. The smaller conference room can accommodate functions of up to 20 people, depending on the type of function. The facility also houses the administrative offices of the City's Parks & Recreation Department.

The deposits and rates are intended to cover operating costs for the room rental such as set up, tear down, clean up, security and general maintenance. A deposit is charged to ensure that any additional costs that become apparent after a rental occurs will be covered. The City Council previously adopted rates for the facility nine years ago (Resolution 1789-2008).

The changes in the attached rate resolution are as follows:

- Rental time periods have been revised slightly to correspond with the hours when Parks & Recreation staff is present at the facility.
- Rental rates have been revised based on a survey of current market rates for similar spaces.



- A provision has been added providing that, if an outside cleaning contractor is necessary to provide cleaning beyond the normal level of cleaning, the additional cost will be deducted from the deposit.
- A provision has been added to allow the rates to be adjusted if the cost of outside contractors (for set up, tear down, clean up and/or security) included in the rate increases above its current cost.
- A provision has been added to allow the City Manager to adjust the rates in the resolution by an amount not to exceed the annual percentage increase in the Consumer Price Index.

### **RECOMMENDATION**

Adopt Resolution 1977-2017 establishing rates and fees and other provisions for the Municipal Community Center and Exhibition Hall at South Beach Park.

Introduced by: \_\_\_\_\_

Adopted: \_\_\_\_\_

**RESOLUTION NO. ~~1977-2017~~1789-2008**

**A RESOLUTION ESTABLISHING RATES AND FEES FOR  
THE MUNICIPAL COMMUNITY CENTER AND  
EXHIBITION HALL AT SOUTH BEACH PARK**

**WHEREAS**, the City operates the South Beach Exhibition Hall & Community Center;  
and

**WHEREAS**, the City desires to establish rates, fees, and charges which are consistent with the orderly operation, rental, and maintenance of said facility; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH AS FOLLOWS:**

**SECTION 1.** That there is hereby established a schedule of rates, charges, and fees for the City Community Center & Exhibition Hall at South Beach Park:

<b>Conference Room</b>	
Weekday 8:00 am to 4:00 <del>5</del> pm	\$ <del>25.00</del> <u>10.00</u> per hour (no minimum)
Weekday 4:00 <del>5</del> pm to 12:00 midnight	\$ <del>41.50</del> <u>26.00</u> per hour (2 hour minimum)
Weekends & Holidays	\$ <del>41.50</del> <u>26.00</u> per hour (2 hour minimum)
<b>Exhibition Hall</b>	
Weekday 8:00 am to 4:00 <del>5</del> pm	\$ <del>100.00</del> <u>75.00</u> per hour no minimum
Weekday 4:00 <del>5</del> pm to 12:00 midnight	\$ <del>200.00</del> <u>150.00</u> per hour (3 hour minimum)
Weekends & Holidays	\$ <del>200.00</del> <u>150.00</u> per hour (3 hour minimum)
<b>Deposits</b>	
Refundable deposit: Conference Room	\$ <del>100.00</del> <u>No deposit</u> <del>required</del>
Refundable deposit: Exhibition Hall	\$200.00 if no alcohol is served
Refundable deposit: Exhibition Hall	\$400.00 if no alcohol is served

- Rates do not include tax, insurance or Police presence, if required.
- The Weekday 4:00 pm – 12:00 midnight and Weekend & Holiday rates include one (1) security person. Should the per hour cost of the security person increase, the room rates will be adjusted accordingly to cover the security cost increase.
- The Exhibition Hall Weekday 4:00 pm – 12:00 midnight and Weekend & Holiday rates include an outside contractor to set up, break down and lightly clean after the event. Should the per hour cost of the outside contractor increase, the room rates will be adjusted to reflect the cost increase.

**SECTION 2.** That the City Manager, or designee, shall establish rental procedures for the

use of the

Community Center, ~~and~~ Exhibition ~~h~~Hall, and Conference Room.

~~SECTION 3. This resolution shall take effect upon its adoption.~~

SECTION ~~3~~4. The City Manager or his designee has the authority to offer a promotional rate for ~~all~~ day rentals ~~s~~ not to exceed 8 hours.

SECTION 45. A "Non-profit" group, as verified by a Federal Tax ID number, may rent the ~~e~~Exhibition ~~h~~Hall one (1) time per year at the lowest (~~\$75~~100.00 per hour) rate, including weekends, holidays, and after hours.

SECTION 5. Should the outside cleaning contractor have to clean the room after an event beyond the normal cleaning, the additional cost shall be deducted from the rental deposit.

SECTION 6. The City Manager, or designee, may adjust rates in the Resolution annually, in an amount not to exceed the annual percentage increase in the Consumer Price Index (CPI) for All Urban Consumers, for the previous calendar year. The CPI adjustment is in addition to any other rate adjustment related to the cost of security personnel or outside contractor set up, break down and cleaning services.

SECTION 7. Resolution Number 1789-2008 is hereby repealed in its entirety.

SECTION ~~8~~3. This resolution shall take effect upon its adoption.

AUTHENTICATED this \_\_\_ day of \_\_\_\_\_, 2017.

---

Charles W. Latham, MAYOR

---

Laurie Scott, CITY CLERK

City of

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## MEMORANDUM

**TO:** Mayor Latham  
Members of the City Council

**FROM:** Trish Roberts  
Deputy City Manager

**DATE:** May 27, 2017

**RE:** Adopt Resolution 1978-2017, Rates, Charges and Fees for  
Municipal Cemeteries

---

### ACTION REQUESTED

Adopt Resolution 1978-2017 establishing rates, charges and fees for municipal cemeteries.

### BACKGROUND

The City of Jacksonville Beach operates H. Warren Smith and Lee Kirkland cemeteries that are on Beach Boulevard, near Penman Road. Lee Kirkland Cemetery also has a columbarium that contains space for 480 cremation niches with a garden area for scattering cremation ashes.

The City Council previously adopted rates for the cemeteries and columbarium eight years ago. In addition, some language contained in previous resolutions was omitted from the 2009 resolution. The resolution has been revised to make it a complete listing of all rates and charges that could be charged at the cemeteries.

The Parks & Recreation staff compared the current rates to those at three other local cemeteries: Ponte Vedra Valley, Greenlawn and Beaches Memorial (attached).

Based on the comparisons, the City's cost to provide the related services, and its current practices, the following changes are recommended as shown on the next page:



	Current	Proposed
<b>In-ground space:</b>		
Single grave space	\$3,000	\$3,000
Cremation in-ground space	\$550	\$1,000
Cremation in-ground space opening & closing:		
Weekday, Monday through Friday	\$350	\$500
Saturday	\$450	\$600
Infant grave space	\$75	\$75
Mausoleum crypt (each space)	\$900	\$5,000
<b>Columbarium space:</b>		
Wall niche space	\$1,200	\$1,500
Wall niche space opening & closing (includes niche door engraving):		
Weekday, Monday through Friday	\$200	\$325
Saturday	\$200	\$400
Scatter of ashes with memorial plaque	\$150	\$150

A provision has been added allowing the City Manager to adjust the rates annually in an amount not to exceed the annual percentage increase in the Consumer Price Index.

**RECOMMENDATION**

Adopt Resolution 1978-2017 establishing rates, charges and fees for the municipal cemeteries.

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

Adopted: July 1, 2009

**RESOLUTION NO. ~~1827-2009~~1978-2017**

**A RESOLUTION ESTABLISHING RATES, CHARGES, AND FEES FOR  
THE MUNICIPAL CEMETERY, AND CREATING A SEPARATE  
CAPITAL IMPROVEMENT ACCOUNT**

WHEREAS, the City operates and maintains the H. Warren Smith Memorial Cemetery and Lee Kirkland Cemetery; and

WHEREAS, the City desires to establish rates, fees, and charges which are consistent with the orderly running and maintaining of said facilities;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH THAT:**

**SECTION 1.** There is hereby established a schedule of rates, charges, and fees for the City municipal cemeteries:

**SECTION 2.** The City Manager is hereby authorized and directed to contact all owners of unused grave spaces on behalf of the City and offer to purchase said unused grave spaces for an amount not to exceed one thousand dollars (\$1,000) per grave space, except that in cases where the purchase price exceeded the sum of (\$1,000) he may offer an amount not to exceed the purchase price.

<b>In-Ground Space and Related Services:</b>	
Single <u>In-ground</u> Grave Space	\$3,000
<u>Opening and Closing Fee Charge (full grave space)</u>	<u>\$750</u>
<u>Weekday after 3 pm (additional)</u>	<u>\$100</u>
<u>Saturday charge up to 12:00 Noon (additional)</u>	<u>\$150</u>
<u>Saturday charge after 12:00 Noon (additional)</u>	<u>\$300</u>
<u>— (times are arrival at the cemetery)</u>	
Cremation <u>In-ground</u> Grave Space <u>Plot</u>	<u>\$1,000</u> <u>550</u>
<u>Cremation In-ground Grave Space</u> Opening and Closing Fee Charge <u>(cremation plot):</u>	
Weekday, Monday through Friday	<u>\$500</u> <u>350</u>
Saturday	<u>\$600</u> <u>450</u>
<u>Single Babyland Plot</u> <u>Cradleland In-ground Grave Space</u> (1/6 size of adult grave plot)	\$75
Mausoleum <u>eCrypts</u> (per space <u>—includes opening and closing</u> )	<u>\$5,000</u> <u>900</u>

<b>Columbarium Space and Related Services:</b>	
<del>Cremation</del> <u>Columbarium Wall Niche Space</u>	\$1, <del>5</del> <u>2</u> 00
<u>Columbarium Wall Niche Space</u> Opening and Closing Fee <del>for Niche</del> (includes niche door engraving):	\$ <del>200</del>
<u>Weekday, Monday through Friday</u> <del>Opening and Closing Fee for Niche</del>	\$ <del>325</del> <u>200</u>
<u>Saturday</u>	\$ <del>400</del>
Scatter of ashes with memorial plaque	\$150

SECTION 3. No burials will be scheduled on Sunday or holidays. The City does not provide opening or closing services for in-ground grave space, or for mausoleum space.

**SECTION 43.** There is hereby established a Capital Improvement Account that will set aside funds for projects that will result in long-term benefits to the facilities of both cemeteries. This account will be funded by allocating 63% of the revenue generated from the sale of the remaining grave plots, cremation plots and columbarium cremation niches~~plots~~. These funds will be placed in a Restricted Cash Account; expenditure of such funds will be included in the City's Annual Budget Appropriation.

SECTION 54. The City Manager or designee may adjust the rates in the Resolution annually in an amount not to exceed the annual percentage increase in the Consumer Price Index (CPI) for All Urban Consumers for the previous calendar year.

**SECTION 456.** Resolutions No. ~~17571827-2007-2009, 1757-2007, 1742-2006, 1478-95,~~ and Resolution No. ~~998-1986~~ be repealed in ~~its~~their entirety.

**SECTION 57.** This resolution shall take effect \_\_\_\_\_, 2017.

AUTHENTICATED this \_\_\_\_\_<sup>th</sup> day of \_\_\_\_\_, A.D. ~~2009~~2017

\_\_\_\_\_  
William C. Latham, MayorMAYOR

\_\_\_\_\_  
Laurie Scott, CITY CLERK

Resolution No. ~~1827-2009~~

Computer Save: CEMETERY-RESOLUTION-1827-2009-RATES-FEES-CHARGES-MW

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## MEMORANDUM

**TO:** Mayor Latham  
Members of the City Council

**FROM:** Trish Roberts  
Deputy City Manager

**DATE:** May 27, 2017

**RE:** Adopt Resolution 1979-2017, Municipal Ball Fields and Sports  
Fields Rates and Charges

---

### **ACTION REQUESTED**

Adopt Resolution 1979-2017 establishing rates and charges for municipal ball fields and sports fields.

### **BACKGROUND**

The City of Jacksonville Beach provides a variety of facilities for sports and recreation including adult softball, adult flag football, youth baseball, youth softball and youth football. A number of leagues use facilities at Wingate Park, Gonzales Park, and Seabreeze Elementary for these sports.

As part of its review of rates for the ball fields, the Parks & Recreation staff compared its current rates with those from the City of Jacksonville, St. Johns County, Palm Coast, Fleming Island, Clay County and a few others. The current rates for softball and flag football include a refundable deposit of approximately \$160 if a team doesn't forfeit any games in a season.

The City Council previously adopted rates for the ball fields eight years ago (2009). Based on the review, and the fact that there is a refundable deposit included in the softball and flag football fee, the following changes have been made to the attached rate resolution:

- Softball and flag football per season team fees have been increased by \$50.



- Fees have been added for lacrosse and youth flag football, neither of which were in previous resolutions; current price of \$5.00 per participant per season has been increased to \$10
- Minor changes in formatting and for scrivener's errors.

**RECOMMENDATION**

Adopt Resolution 1979-2017 establishing rates, charges and fees for the municipal ball fields and sports fields.

Introduced by: \_\_\_\_\_

Adopted: \_\_\_\_\_

**RESOLUTION NO. 1979-2017~~1826-2009~~**

**A RESOLUTION OF THE CITY OF JACKSONVILLE BEACH,  
FLORIDA, ESTABLISHING RATES, CHARGES, AND FEES  
FOR THE MUNICIPAL BALL FIELDS AND SPORTS FIELDS.**

**WHEREAS**, the City owns and maintains municipal ball fields and sports fields throughout the City of Jacksonville Beach, and

**WHEREAS**, the City desires to establish rates, fees, and charges which are consistent with the orderly operation and maintenance of said facilities, ~~and~~

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, THAT:**

**SECTION 1.** ~~That~~ there is hereby established a schedule of rates, charges, and fees for the City sports fields:

**SPORTS PROGRAM FEES**

<u>Adult Softball per season per team</u> <u>(includes a refundable umpire deposit if no games are forfeited)</u> <del>(includes a refundable umpire deposit if no games are forfeited)</del>	<del>\$500</del> <u>550</u> .00
<u>Adult Flag Football per season per team</u> <u>(includes a refundable umpire deposit if no games are forfeited)</u> <del>(includes a refundable umpire deposit if no games are forfeited)</del>	<del>\$550</del> <u>600</u> .00
Rental fees for lights per field	\$30.00 for 2 hours; \$15.00 each additional hour
Rental Fees per field per day (adult)	\$150.00 (includes lights & 1 field preparation per day)
Additional field preparation	\$40.00 each time
Field usage fee for camps (Junior)	\$50.00 for 1 day
Field Usage fee for camps (Junior)	\$150.00 monthly
<u>Youth Lacrosse per season per participant</u>	<del>\$5</del> <u>10</u> .00
<u>Youth Flag Football per season per participant</u>	<del>\$5</del> <u>10</u> .00
<u>Youth Baseball (including Little League), Babe Ruth Baseball, Youth Girls Softball</u>	<u>Pay utilities at each of the concession stand they use</u>

**SECTION 2.** ~~That~~ The City Manager or designee shall establish policies for the use of the sports fields, ball fields, camps and tournaments.

**SECTION 3.** The City Manager or designee may adjust the rates in the Resolution annually in an amount not to exceed the annual percentage increase in the Consumer Price Index (CPI) for All Urban Consumers for the previous calendar year.

**SECTION 4.** Resolution No. ~~1826-2009~~~~1782-2008~~ is hereby repealed in its entirety.

**SECTION 5.** This Resolution shall become effective immediately upon its adoption.

**AUTHENTICATED** this \_\_\_ day of \_\_\_\_\_, 2017.

---

William C. Latham, MAYOR

---

Laurie Scott, CITY CLERK

City of

Jacksonville Beach

Operations &

Maintenance Facility

Department of Public

Works

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**DATE:** June 8, 2017  
**TO:** George Forbes, City Manager  
**FROM:** Ty Edwards, Public Works  
**SUBJECT:** Adopt Resolution 1983-2017, Authorizing Temporary and Perpetual Easements for the Florida Department of Transportation (FDOT) State Road A1A Drainage Improvements Project.

Authorize the Two Agreements with the FDOT Subordinating the City's Interest in the Temporary and Perpetual Easements to the Interest of the FDOT.

---

**ACTION REQUESTED:**

1. Adopt Resolution 1983-2017, authorizing the Mayor and City Manager to execute the Temporary Easement (EXHIBIT "A") and the Perpetual Easement (EXHIBIT "B") in order to facilitate the construction of the portion of the FDOT SR A1A Drainage Improvements Project within Jacksonville Beach.
2. Authorize the Mayor and City Manager to execute with FDOT the two (2) Agreements subordinating the City's interest in the Temporary Easement and the Perpetual Easement to the interest of the FDOT.

**BACKGROUND:**

The design of the FDOT A1A Drainage Improvements Project (Financial Project No. 4360771) is nearing completion. This project will construct major drainage channel improvements for the FDOT A1A Drainage Channel. This project starts east of the Kings Road Bridge in Neptune Beach to 400 feet south of 15th Avenue N. in Jacksonville Beach.

Along the FDOT (8th Street N.) Drainage Channel Easement, the FDOT design widens the three (3) road crossings to improve stormwater flow at 15th and 18th Avenues N. and Seagate Avenue by spanning the channel bulkheads with new bridges.

For this construction project, FDOT is requesting the City provide a Perpetual Easement for the three (3) new bridges and a Temporary Easement during



construction of the entire project. The term of the Temporary Easement is fifty-four (54) months.

In addition, the City must subordinate its interest to FDOT in the land with both the Perpetual Easement, and the Temporary Easement to facilitate FDOT paying for the relocation of any City facilities within the construction areas. The subordination of interest within the Temporary Easement expires with the easement.

After construction is completed, the City of Jacksonville Beach will be required to maintain the new bridges at 15<sup>th</sup> and 18<sup>th</sup> Avenues North. We will also be required, jointly with Neptune Beach, to maintain the bridge on Seagate Avenue.

**RECOMMENDATION:**

1. Adopt Resolution 1983-2017, authorizing the Mayor and City Manager to execute the Temporary Easement and the Perpetual Easement to facilitate the construction by the Florida Department of Transportation of the State Road A1A Drainage Improvements Project.
2. Authorize the Mayor and City Manager to execute with the Florida Department of Transportation the two Agreements, subordinating the City's interest in the land of both the Perpetual Easement and the Temporary Easement. This will facilitate FDOT funding the relocation of City facilities within these areas.

Seagate Avenue

Part "H"

Part "D"

Part "G"



-  FDOT Temporary Easement
-  FDOT Perpetual Easement
-  City Property
-  Existing City 15' Easement

Part "F"

Part "C"

Part "E"

FDOT Drainage Channel Easement

Part "D"

Part "B"

Part "C"

18<sup>th</sup> Avenue N.

FDOT Drainage Channel Easement (8<sup>th</sup> Street ROW)

### OVERVIEW MAP

- Parts of FDOT Temporary Easement
- Parts of FDOT Perpetual Easement

15<sup>th</sup> Avenue N.

Part "B"

Part "A"

Part "A"

Introduced by: \_\_\_\_\_  
Adopted: \_\_\_\_\_

**RESOLUTION NO. 1983-2017**

**A RESOLUTION APPROVING THE TEMPORARY EASEMENT AND THE PERPETUAL EASEMENT FROM THE CITY OF JACKSONVILLE BEACH TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE STATE ROAD A1A DRAINAGE IMPROVEMENTS PROJECT HAVING FINANCIAL PROJECT NUMBER 4360771, FOR IMPROVEMENTS ALONG THE DEPARTMENT'S DRAINAGE CHANNEL AT 15<sup>TH</sup> AND 18<sup>TH</sup> AVENUES NORTH AND SEAGATE AVENUE.**

**WHEREAS**, the State of Florida Department of Transportation, hereinafter referred to as the ("FDOT"), is to construct the State Road A1A Drainage Improvements Project in Duval County, Florida, having FDOT Financial Project Number 4360771, hereinafter referred to as the ("PROJECT"), and

**WHEREAS**, a portion of the PROJECT, including bridge and channel improvements, is to be constructed within the limits of the City of Jacksonville Beach, hereinafter referred to as the ("CITY"), and

**WHEREAS**, the FDOT requires temporary easements and perpetual easements on certain lands owned by the CITY to facilitate the PROJECT construction at or in the vicinity of 15<sup>th</sup> and 18<sup>th</sup> Avenues North and Seagate Avenue, and

**WHEREAS**, said use is in the best interest of the CITY, and

**WHEREAS**, in order for the FDOT to proceed with this PROJECT, it is necessary for the CITY to execute the Temporary Easement (EXHIBIT "A") and the Perpetual Easement (EXHIBIT "B") in favor of the FDOT.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JACKSONVILLE BEACH, FLORIDA, THAT:**

**SECTION 1.** The above recitals are true and correct and incorporated herein.

**SECTION 2.** The Mayor and City Manager of the CITY are hereby authorized to execute the Temporary Easement (EXHIBIT "A") and the Perpetual Easement (EXHIBIT "B").

**SECTION 3.** The executed Temporary Easement and the executed Perpetual Easement, along with a certified copy of this Resolution, shall be delivered forthwith to the FDOT.

**SECTION 4.** This Resolution shall become effective immediately upon its adoption.

**AUTHENTICATED** this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

---

Charles W. Latham, MAYOR

---

Laurie Scott, CITY CLERK

**EXHIBIT "A"**

08-TE.13-Date: May 3, 2017

T. S. No. N/A  
R/W Map Sheet No. 4, 5  
Tax Parcel No. N/A

This instrument prepared by  
or under the direction of:  
David M. Robertson  
Chief Counsel District Two  
Florida Department of Transportation  
1109 South Marion Avenue  
Lake City, Florida 32025-5874

PARCEL NO. 706.1  
SECTION NO. 72100  
F.P. NO. 4360771  
STATE ROAD NO. A1A  
COUNTY OF DUVAL

**TEMPORARY EASEMENT**

THIS EASEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250, grantor, and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, 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 for the purpose of constructing a roadway bridge and associated bridge structures and/or maintenance of Stormwater facilities, and tying in and harmonizing said property and the roadways, thereon with the construction to be undertaken by the Department, in State Road A1A adjacent thereto, in, upon, over and through the following described land in Jacksonville Beach, Duval County, Florida, viz:

SEE **Exhibit "A"**, attached hereto and by reference made a part hereof.

THIS EASEMENT shall be for a period of fifty-four (54) months commencing on the date the State of Florida Department of Transportation becomes the owner of this easement.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Clerk

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

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

**CITY:**  
**CITY OF JACKSONVILLE BEACH,**  
A Florida Municipal Corporation

By: \_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_  
George D. Forbes, City Manager

Date: \_\_\_\_\_

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by William C. Latham, Mayor, and George D. Forbes, City Manager, and \_\_\_\_\_, its City Clerk who are personally known to me.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Form Approved:

\_\_\_\_\_  
Assistant General Counsel

Exhibit "A"

Section No. 72100 State Road No. A1A Duval County  
F.P. No. 4360771

Parcel No. 706 Temporary Easement

Part "A"

A Part Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 80° 14' 48" East A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The Southwest Corner Of Lot 1, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Said Corner Also Lying On The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North; Thence North 80° 14' 48" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 125.00 Feet; Thence South 09° 44' 33" East A Distance Of 120.00 Feet Thence South 80° 14' 48" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 125.00 Feet To The Northwest Corner Of Lot 5 Block 9, Plat Of Surf Park Unit One – Replat As Recorded In Plat Book 20, Page 27 Of The Current Public Records Of Duval County, Florida; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The **Point Of Beginning**.

Containing 15,000 Square Feet, More Or Less.

ALSO:

Part "B"

A Part Of 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Of Way) And A Part Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section

28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 09° 40' 33" East, Along Said Baseline Of Survey, A Distance Of 29.56 Feet To The Intersection With The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; Thence South 80° 11' 53" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue South 80° 11' 53" West, Along Said Prolongation And Along Said Southerly Existing Right Of Way Line, A Distance Of 90.14 Feet To A Point Of Curvature Of A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South 35°14'13" West, 28.27 Feet; Thence Southwesterly, Along The Arc Of Said Curve And Along Said Southerly Existing Right Of Way Line, Through A Central Angle Of 89°55'20", An Arc Distance Of 31.39 Feet; Thence South 80° 11' 53" West, A Distance Of 54.00 Feet; Thence North 09° 40' 21" West, A Distance Of 100.00 Feet; Thence North 80° 11' 53" East, A Distance Of 54.00 Feet To The Easterly Existing Right Of Way Line Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Point On A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South 54°46'20" East, 28.30 Feet; Thence Southeasterly, Along The Arc Of Said Curve And Along Said Easterly Existing Right Of Way Line, Through A Central Angle Of 90°03'34", An Arc Distance Of 31.44 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North 80° 11' 53" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 89.98 Feet; Thence South 09° 44' 33" East, A Distance Of 60.00 Feet To The Southerly Existing Right Of Way Line Of Said 15th Avenue North And To The **Point Of Beginning**.

Containing 12,175 Square Feet, More Or Less.

ALSO:

Part "C"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said

Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 95.01 Feet; Thence South 09° 44' 09" East, A Distance Of 80.00 Feet To The Northeast Corner Of Lot 12, Block 8, Of The Aforementioned Plat Of Surf Park Unit One, Also Lying On The Aforementioned Southerly Existing Right Of Way Line Of 18th Avenue North; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 95.00 Feet; Thence North 09° 44' 33" West, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 7,600 Square Feet, More Or Less.

ALSO:

Part "D"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 09° 44' 33" East, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Northeast Corner Of Lot 13, Block 2, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; To The **Point Of Beginning**; Thence Continue South 80° 15' 51" West, Along Said Right Of Way Line, A Distance Of 220.00 Feet; Thence North 09° 44' 09" West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of Said 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 219.99 Feet; Thence South 09° 44' 33" East, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 17,599 Square Feet, More Or Less.

ALSO:

Part "E"

A Part Of Seventh Street (A Closed 80.00 Foot City Of Jacksonville Beach Right Of Way) And Also A Part Of An Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way Lying Between Blocks 197 And 207, Plat Of Pablo Beach, As Recorded In Plat Book 3, Page 28 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northeast Corner Of Lot 13, Block 2, As Per Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County Florida, Said Northeast Corner Also Being The Point Of Intersection Of The Westerly Existing Easement Line Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement) With The Southerly Existing Right Of Way Line Of 18th Avenue North (An 80.00 Foot City Of Jacksonville Beach Right Of Way); Thence North 80°15'51" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Baseline Of Survey Of Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 342.00 Feet To The Westerly Prolongation Of The Southerly Right Of Way Line Of The Aforementioned Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation, A Distance Of 25.00 Feet To The Easterly Existing Easement Line Of The Aforementioned S.R. No. 212 Drainage Easement And To The **Point Of Beginning**; Thence North 09° 44' 33" West, Along Said Easterly Existing Easement Line, A Distance Of 80.00 Feet To The Westerly Prolongation Of The Northerly Right Of Way Line Of The Said Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation And Along Said Northerly Right Of Way Line, A Distance Of 35.00 Feet; Thence South 09°44'33" East, A Distance Of 80.00 Feet To The Southerly Right Of Way Line Of Said 80.00 Foot Unnamed Right Of Way; Thence South 80° 15' 51" West, Along Said Southerly Right Of Way Line And Along The Westerly Prolongation Thereof, A Distance Of 35.00 Feet To The **Point Of Beginning**.

Containing 2,800 Square Feet, More Or Less.

ALSO:

Part "F"

A Part Of Lots 1 And 8, And A Part Of The 12.00 Foot Alleyway Lying Between Said Lots 1 And 8, Block 208, Pablo Beach, As Recorded In Plat Book 3 page 28 Of The Current Public Records of Duval County, Florida, And A Portion of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00°52'23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of

Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3; Thence South 89° 13' 50" West, Along Baseline Of Survey, And Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 11.49 Feet To An Angle Point; Thence South 05° 47' 46" West, Along Said Baseline Of Survey, A Distance Of 25.16 Feet To The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 13' 50" West, Along Said Prolongation, A Distance Of 25.17 Feet To The Intersection Of Said Southerly Existing Right Of Way Line Of Seagate Avenue With The Westerly Easement Line Of The Aforementioned S.R. 212 Drainage Easement (A 50.00 Foot Drainage Easement, As Shown On Florida Department Of Transportation Right Of Way Map, S.R. No. A-1-A (3rd Street) Drainage Improvements, F.P. No. 4360771 And To The **Point Of Beginning**; Thence South 05° 47' 46" West, Along Said Westerly Easement Line, A Distance Of 187.76 Feet To An Angle Point; Thence South 09° 44' 33" East; Continuing Along Said Westerly Easement Line, A Distance Of 228.13 Feet; Thence South 77° 03' 31" West, A Distance Of 15.02 Feet; Thence North 09° 44' 33" West, A Distance Of 231.01 Feet; Thence North 05° 47' 46" East, A Distance Of 188.08 Feet To The Aforementioned Southerly Existing Right Of Way Line Of Seagate Avenue; Thence North 89° 13' 50" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 15.10 Feet To The **Point Of Beginning**.

Containing 6,262 Square Feet, More Or Less.

ALSO:

Part "G"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" West, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence North 89° 13' 50" East, Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 3.00 Feet To An Angle Point; Thence North 89° 00' 33" East, Continuing Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 24.95 Feet The **Point Of Beginning**; Thence Continue North 89° 00' 33" East, Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 82.05 Feet; Thence South 0° 52' 23" East, A Distance Of 25.00 Feet To The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 00' 33" West, Along Said Southerly Existing Right Of Way Line, A Distance Of

79.11 Feet; Thence North 7° 35' 53" West, A Distance Of 25.17 Feet To The Aforementioned Centerline Of Said Seagate Avenue And To The **Point Of Beginning**.

Containing 2,015 Square Feet, More Or Less.

ALSO:

Part "H"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

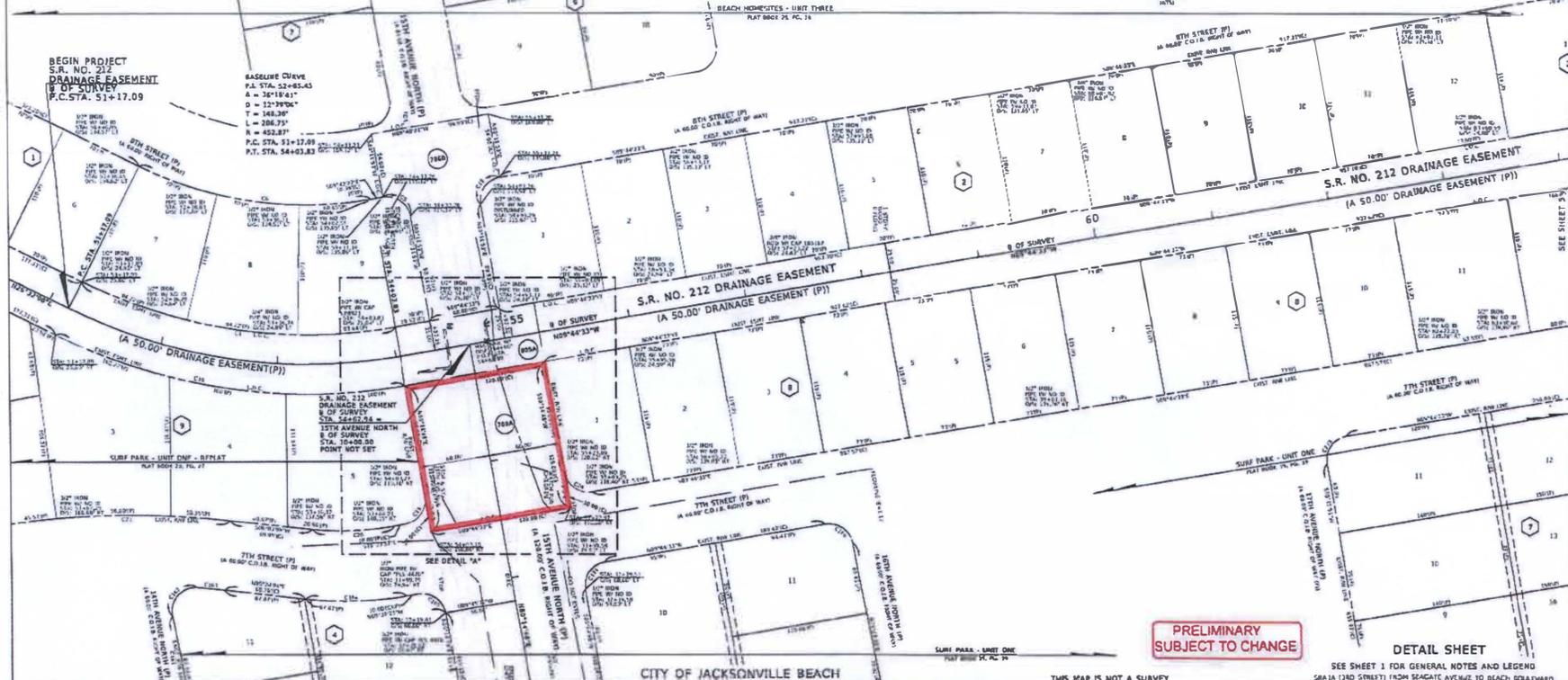
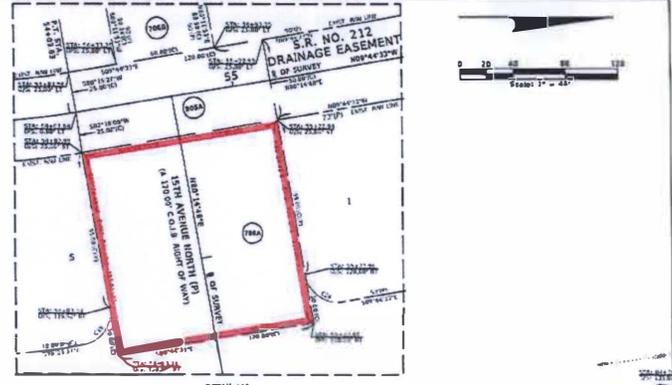
**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence South 89° 13' 50" West, Along Baseline Of Survey And Its Westerly Prolongation Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 32.29 Feet To The **Point Of Beginning**; Thence South 15° 23' 51" West A Distance Of 26.03 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned Seagate Avenue; Thence South 89° 13' 50" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 160.41 Feet; Thence North 00° 52' 23" West, A Distance Of 25.00 Feet To The Aforementioned Centerline Of Seagate Avenue and North Line Of Government Lot 3; Thence North 89° 13' 50" East, Along Said Centerline And North Line Of Government Lot 3, A Distance Of 167.71 Feet To The **Point Of Beginning**.

Containing 4,102 Square Feet, More Or Less.

SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST



CHAIN	STATION	CHORD	CHORD BEARING	CHORD DISTANCE
1	0+00	0.00		0.00
1	1+00	100.00	S 89° 14' 12" W	100.00
1	2+00	200.00	S 89° 14' 12" W	200.00
1	3+00	300.00	S 89° 14' 12" W	300.00
1	4+00	400.00	S 89° 14' 12" W	400.00
1	5+00	500.00	S 89° 14' 12" W	500.00
1	6+00	600.00	S 89° 14' 12" W	600.00
1	7+00	700.00	S 89° 14' 12" W	700.00
1	8+00	800.00	S 89° 14' 12" W	800.00
1	9+00	900.00	S 89° 14' 12" W	900.00
1	10+00	1000.00	S 89° 14' 12" W	1000.00
1	11+00	1100.00	S 89° 14' 12" W	1100.00
1	12+00	1200.00	S 89° 14' 12" W	1200.00
1	13+00	1300.00	S 89° 14' 12" W	1300.00
1	14+00	1400.00	S 89° 14' 12" W	1400.00
1	15+00	1500.00	S 89° 14' 12" W	1500.00
1	16+00	1600.00	S 89° 14' 12" W	1600.00
1	17+00	1700.00	S 89° 14' 12" W	1700.00
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1	20+00	2000.00	S 89° 14' 12" W	2000.00
1	21+00	2100.00	S 89° 14' 12" W	2100.00
1	22+00	2200.00	S 89° 14' 12" W	2200.00
1	23+00	2300.00	S 89° 14' 12" W	2300.00
1	24+00	2400.00	S 89° 14' 12" W	2400.00
1	25+00	2500.00	S 89° 14' 12" W	2500.00
1	26+00	2600.00	S 89° 14' 12" W	2600.00
1	27+00	2700.00	S 89° 14' 12" W	2700.00
1	28+00	2800.00	S 89° 14' 12" W	2800.00
1	29+00	2900.00	S 89° 14' 12" W	2900.00
1	30+00	3000.00	S 89° 14' 12" W	3000.00
1	31+00	3100.00	S 89° 14' 12" W	3100.00
1	32+00	3200.00	S 89° 14' 12" W	3200.00
1	33+00	3300.00	S 89° 14' 12" W	3300.00
1	34+00	3400.00	S 89° 14' 12" W	3400.00
1	35+00	3500.00	S 89° 14' 12" W	3500.00
1	36+00	3600.00	S 89° 14' 12" W	3600.00
1	37+00	3700.00	S 89° 14' 12" W	3700.00
1	38+00	3800.00	S 89° 14' 12" W	3800.00
1	39+00	3900.00	S 89° 14' 12" W	3900.00
1	40+00	4000.00	S 89° 14' 12" W	4000.00
1	41+00	4100.00	S 89° 14' 12" W	4100.00
1	42+00	4200.00	S 89° 14' 12" W	4200.00
1	43+00	4300.00	S 89° 14' 12" W	4300.00
1	44+00	4400.00	S 89° 14' 12" W	4400.00
1	45+00	4500.00	S 89° 14' 12" W	4500.00
1	46+00	4600.00	S 89° 14' 12" W	4600.00
1	47+00	4700.00	S 89° 14' 12" W	4700.00
1	48+00	4800.00	S 89° 14' 12" W	4800.00
1	49+00	4900.00	S 89° 14' 12" W	4900.00
1	50+00	5000.00	S 89° 14' 12" W	5000.00



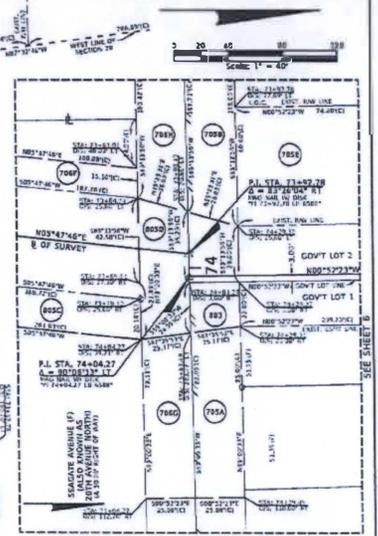
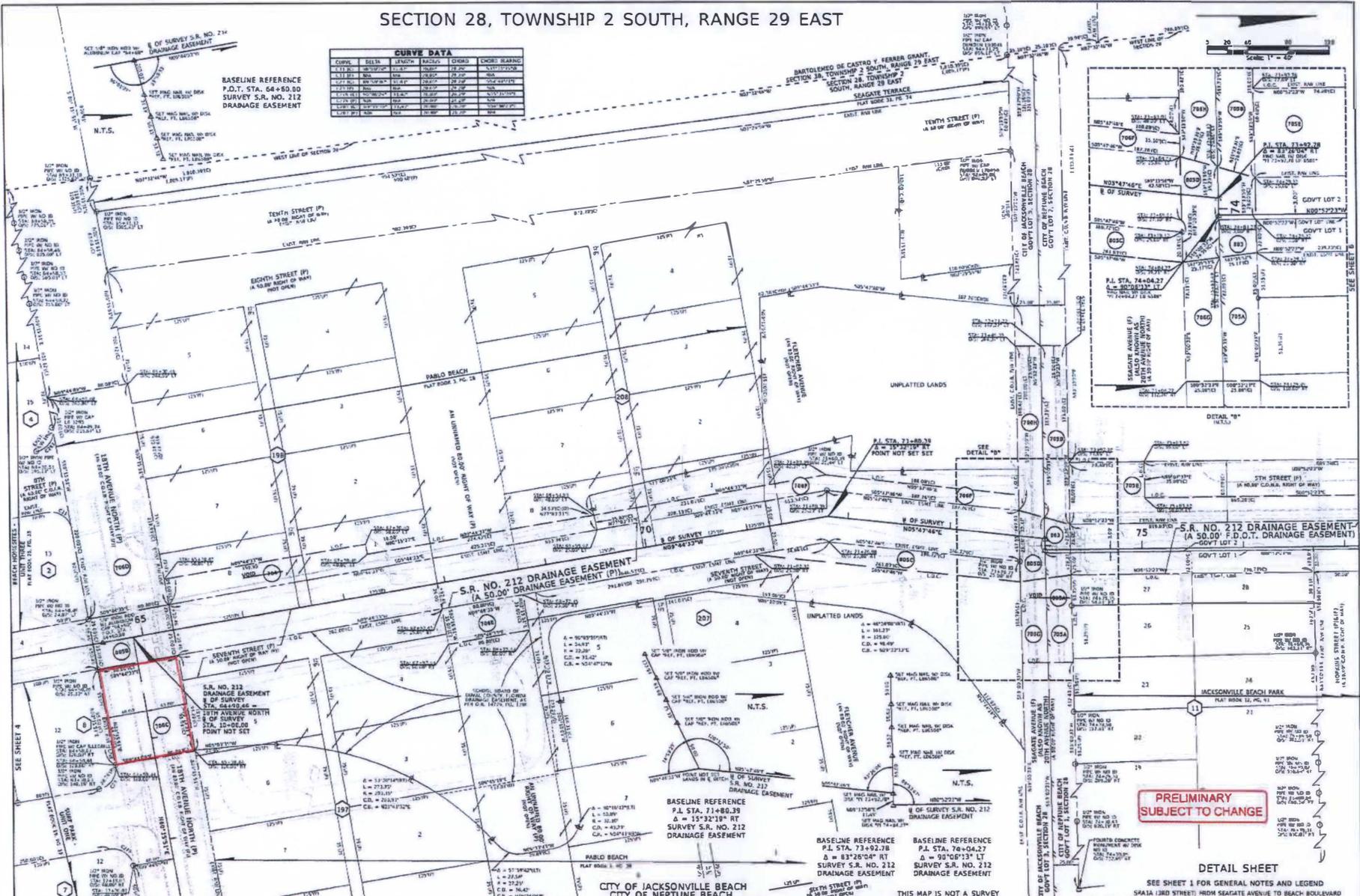
RIGHT OF WAY MAP	FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAPPING	DATE: 05/10/20	BY: JLD	FILE NO: 2019-001	PROJECT: 50A 1A (2ND STREET) FROM SEAGATE AVENUE TO BEACH BOULEVARD	F.A.P. NO. N/A	SECTION 72100	DATE: 05/10/20	SHEET 4 OF 12
						S.R. A1A (3RD STREET) DRAINAGE IMPROVEMENTS	DUVAL COUNTY	F.P. NO. 4360771	



# SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST

CURVE	BELEN	LENGTH	ANGLE	CHORD	CHORD BEARING
1	111.11	100.00	90.00	141.42	S135°00'00"W
2	111.11	100.00	90.00	141.42	S45°00'00"W
3	111.11	100.00	90.00	141.42	S45°00'00"W
4	111.11	100.00	90.00	141.42	S135°00'00"W

**BASELINE REFERENCE**  
 P.D.T. STA. 64+50.00  
 SURVEY S.R. NO. 212  
 DRAINAGE EASEMENT



PRELIMINARY  
SUBJECT TO CHANGE

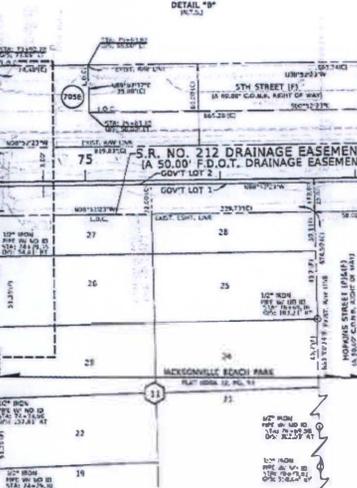
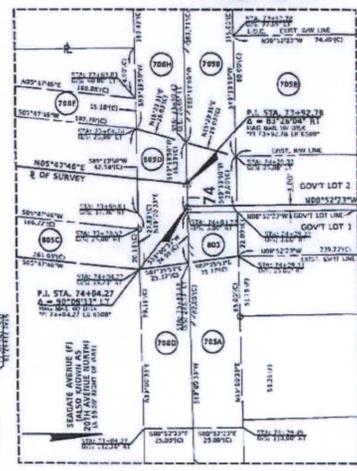
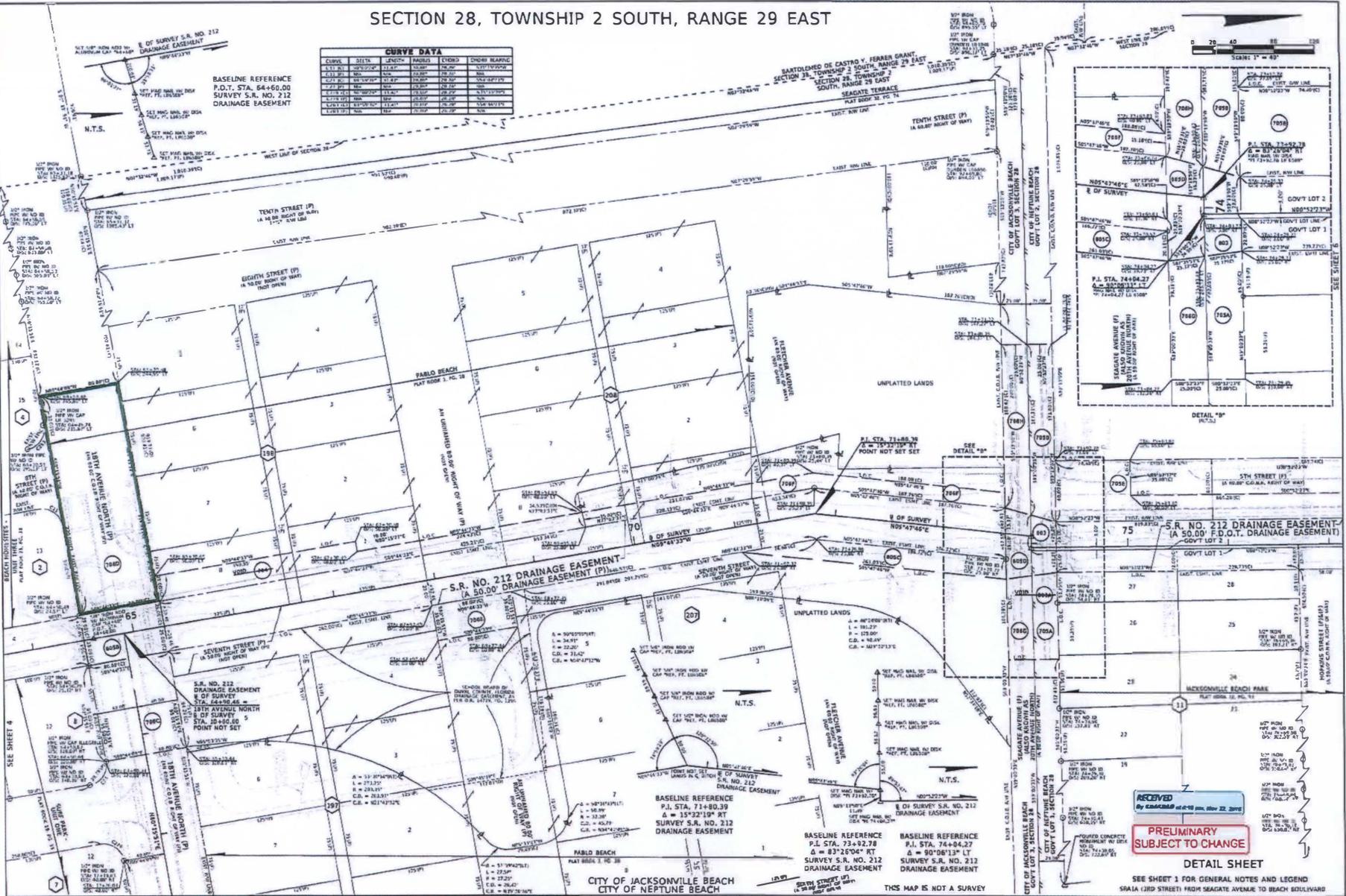
**DETAIL SHEET**  
 SEE SHEET 1 FOR GENERAL NOTES AND LEGEND  
 SHADA (3RD STREET) FROM SAGAMORE AVENUE TO BEACH BOULEVARD

RIGHT OF WAY MAP	FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAPPING	APPROVED BY: _____ DATE: _____	DRAWN BY: _____ CHECKED BY: _____	F.A.P. NO. N/A	SECTION 72160	DATE PREPARED BY: CARBITO & ASSOCIATES, INC. JACKSONVILLE, FL 32202	DATE SOURCE: E76 CASE DATABASE 2/18/22
			CITY OF JACKSONVILLE CITY OF NEPTUNE BEACH	S.R. A1A (3RD STREET) DRAINAGE IMPROVEMENTS	DUVAL COUNTY	F.P. NO. 4360771	SHEET 5 OF 12

SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST

CURVE	STATION	LENGTH	PIVOT	CHORD	CHORD BEARING
1	12+00.00	100.00	12+50.00	100.00	N00°00'00"W
2	13+00.00	100.00	13+50.00	100.00	N00°00'00"W
3	14+00.00	100.00	14+50.00	100.00	N00°00'00"W
4	15+00.00	100.00	15+50.00	100.00	N00°00'00"W
5	16+00.00	100.00	16+50.00	100.00	N00°00'00"W
6	17+00.00	100.00	17+50.00	100.00	N00°00'00"W
7	18+00.00	100.00	18+50.00	100.00	N00°00'00"W
8	19+00.00	100.00	19+50.00	100.00	N00°00'00"W
9	20+00.00	100.00	20+50.00	100.00	N00°00'00"W
10	21+00.00	100.00	21+50.00	100.00	N00°00'00"W

BASELINE REFERENCE  
P.O.T. STA. 64+60.00  
SURVEY S.N. NO. 212  
DRAINAGE EASEMENT



RECEIVED  
By *[Signature]* at 10:00 AM, Nov 22, 2019

PRELIMINARY  
SUBJECT TO CHANGE

DETAIL SHEET

SEE SHEET 1 FOR GENERAL NOTES AND LEGEND  
SP1A (3RD STREET FROM SEAGATE AVENUE TO BEACH BOULEVARD)

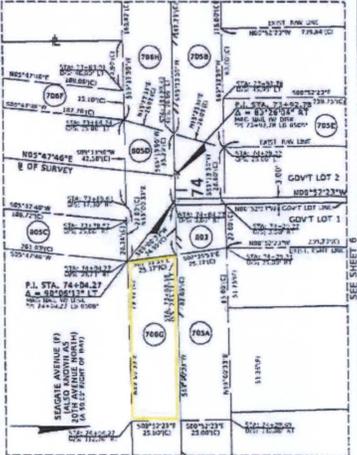
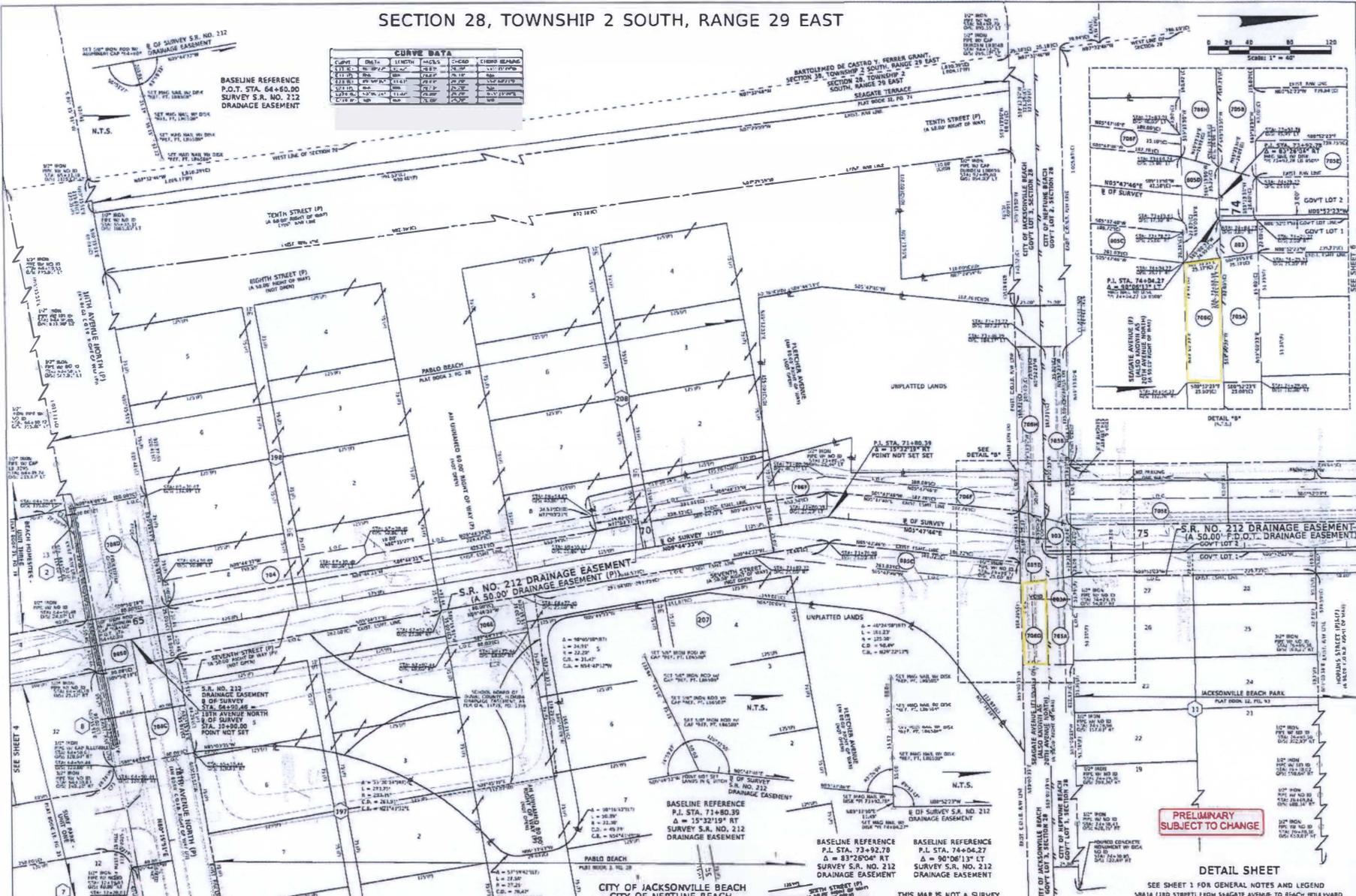




SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST

CURVE	DATA	LENGTH	CHORD	CHORD BEARING
1	115.00	115.00	115.00	0°00'00"
2	115.00	115.00	115.00	0°00'00"
3	115.00	115.00	115.00	0°00'00"
4	115.00	115.00	115.00	0°00'00"
5	115.00	115.00	115.00	0°00'00"
6	115.00	115.00	115.00	0°00'00"
7	115.00	115.00	115.00	0°00'00"
8	115.00	115.00	115.00	0°00'00"
9	115.00	115.00	115.00	0°00'00"
10	115.00	115.00	115.00	0°00'00"

BASELINE REFERENCE  
P.O.T. STA. 64+80.00  
SURVEY S.R. NO. 212  
DRAINAGE EASEMENT



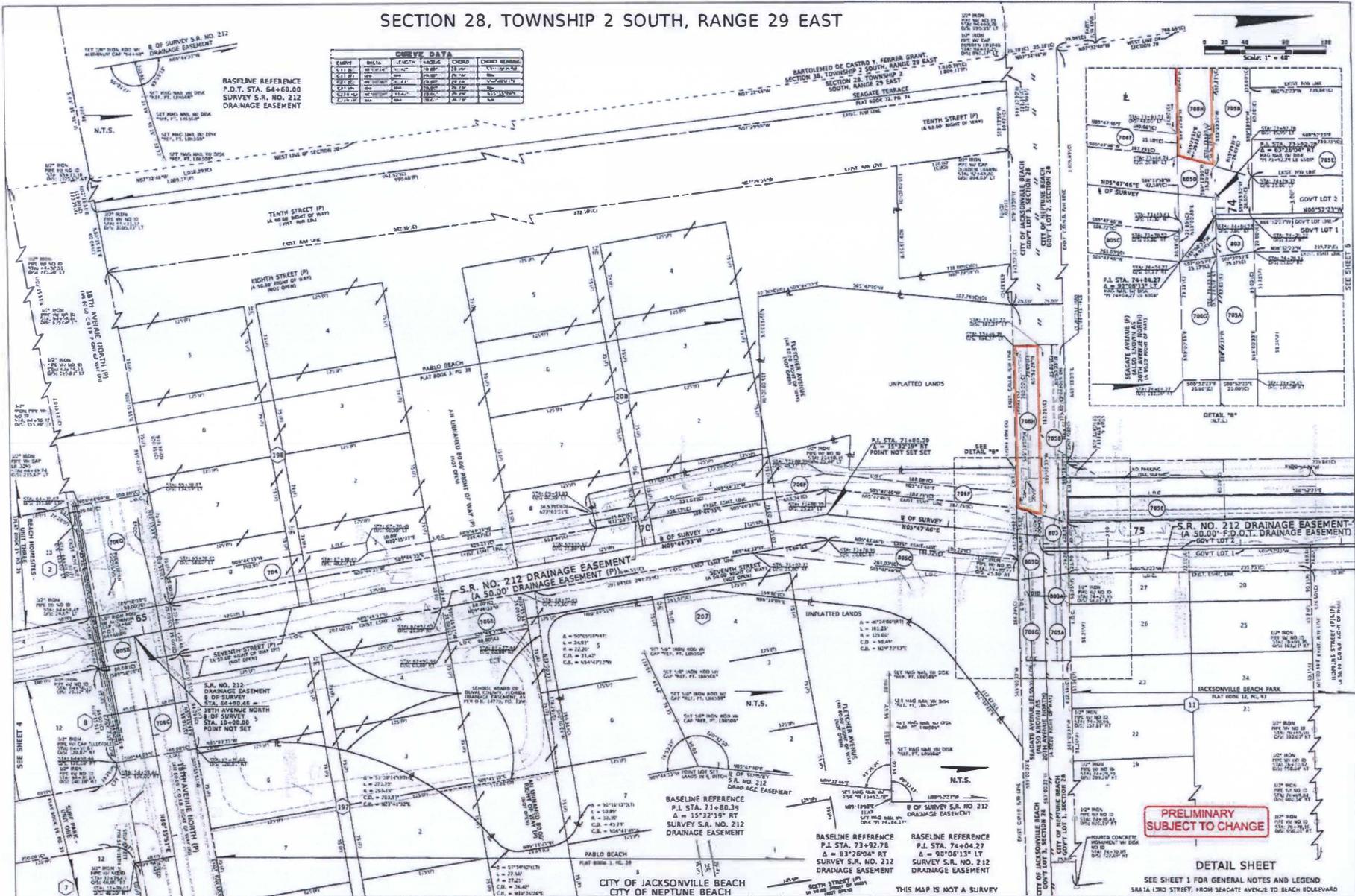
PRELIMINARY  
SUBJECT TO CHANGE

DETAIL SHEET

SEE SHEET 1 FOR GENERAL NOTES AND LEGEND  
S818 13RD STREET) FROM SEAGATE AVENUE TO BEACH BOULEVARD

RIGHT OF WAY MAP	FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAPPING	APPROVED BY: _____ DATE: _____	BY: _____ DATE: _____	F.A.P. NO. N/A	SECTION 72100	MADE BY: CHERRY & COOK, P.L.L.C.	GROUP: 72100
				S.R. A1A (3RD STREET) DRAINAGE IMPROVEMENTS	DUVAL COUNTY	P.P. NO. 4360771	SHEET 5 OF 12

# SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST



CURVE	BEARING	LENGTH	ANGLE	CHORD	CHORD BEARING
C-1	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-2	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-3	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-4	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-5	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-6	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-7	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-8	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-9	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W
C-10	N 89° 00' 00" E	100.00	90.00	100.00	S 00° 00' 00" W

**EXHIBIT "B"**

07-PE.13-Date: May 3, 2017

T. S. No. N/A  
R/W Map Sheet No. 4, 5  
Tax Parcel No. N/A

This instrument prepared by  
or under the direction of:  
David M. Robertson  
Chief Counsel District Two  
Florida Department of Transportation  
1109 South Marion Avenue  
Lake City, Florida 32025-5874

PARCEL NO. 805.1  
SECTION NO. 72100  
F.P. NO. 4360771  
STATE ROAD NO. A1A  
COUNTY OF Duval

**PERPETUAL EASEMENT**

THIS EASEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations paid, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto the grantee, its successors and assigns, a perpetual easement for the purpose of road and bridge construction; maintenance of channel improvements in, over, under, upon and through the following described land in Jacksonville Beach, Duval County, Florida, viz:

SEE Exhibit "A", attached hereto and by reference made a part hereof.

TO HAVE AND TO HOLD the same unto said grantee, its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Clerk

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

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

CITY:  
**CITY OF JACKSONVILLE BEACH,**  
A Florida Municipal Corporation

By: \_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_  
George D. Forbes, City Manager

Date: \_\_\_\_\_

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by William C. Latham, Mayor, and George D. Forbes, City Manager, and \_\_\_\_\_, its City Clerk who are personally known to me.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Form Approved:

\_\_\_\_\_  
Assistant General Counsel

**Exhibit "A"**

Section No. 72100  
F.P. No. 4360771

State Road No. A1A

Duval County

Parcel No. 805

Perpetual Easement

Part "A"

A Part Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement, As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 60.00 Feet To The Westerly Prolongation Of The South Line Of Lot 1, Block 8, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25 Page 38 Of The Current Public Records Of Duval County, Florida And To The **Point Of Beginning**; Thence North 80° 11' 53" East, Along Said Westerly Prolongation, A Distance Of 25.00 Feet To The Southwest Corner Of Lot 1, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19 Page 39 Of The Current Public Records Of Duval County, Florida; Thence South 09° 44' 33" East, A Distance Of 120.00 Feet To The Northwest Corner Of Lot 5, Block 9, Plat Of Surf Park Unit One-Replat, As Recorded In Plat Book 20, Page 27 Of The Current Public Records Of Duval County, Florida And The Southerly Existing Right Of Way Line Of Said 15th Avenue North; Thence South 80° 14' 48" West, Along Said Prolongation And Along Said Right Of Way Line, A Distance Of 50.00 Feet; Thence North 09° 44' 33" West, A Distance Of 120.00 Feet To The Northerly Existing Right Of Way Line Of Said 15th Avenue North; Thence North 80° 11' 53" East, Along Said Northerly Existing Right Of Way Line And Along The Westerly Prolongation Thereof, A Distance Of 25.00 Feet To **Point Of Beginning**;

Containing 6,000 Square Feet, More Or Less.

ALSO:

Part "B"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Also Being A Portion Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A

Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1a (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 09° 44' 33" East, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North And To The **Point Of Beginning**; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Northeast Corner Of Lot 13, Block 2, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; Thence North 09° 44' 33" West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of Said 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance 50.00 Feet; Thence South 09° 44' 33" East, A Distance Of 80.00 Feet To The Northwest Corner Of Lot 12, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida And The Aforementioned Southerly Existing Right Of Way Line Of 18th Avenue; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line A Distance Of 25.00 Feet To The **Point Of Beginning**;

Containing 4,000 Square Feet, More Or Less.

ALSO:

Part "C"

A Part Of Seventh Street (A 50.00 Foot Un-Open City Of Jacksonville Beach Right Of Way), Plat Of Pablo Beach, As Recorded In Plat Book 3, Page 28, Of The Current Public Records Of Duval County, Florida, And A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence South 89° 13' 50" West, Continuing Along Baseline Of Survey And Along Said Centerline, A Distance Of 11.49 Feet To An Angle Point; Thence South 05° 47' 46" West, Continuing Along Said Baseline Of Survey, A Distance Of 25.23 Feet To The Westerly Prolongation Of The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence North 89° 00' 33" East, Along Said Prolongation, A Distance Of 25.18 Feet To The Intersection Of Said Southerly Existing Right Of Way Line Of Seagate Avenue With The Easterly Easement Line Of The Aforementioned S.R. 212 Drainage Easement (A 50.00 Foot Drainage Easement, As Shown On Florida Department Of Transportation Right Of Way Map, S.R. No. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771 And To The **Point Of Beginning**; Thence Continue North 89° 00' 33" East; Along Said Southerly Existing Right Of Way Line, A Distance Of 20.14 Feet; Thence South 05° 47' 46" West, A Distance Of 261.03 Feet To Said Easterly Existing Easement Line Of S.R. 212 Drainage Easement (A 50.00 Drainage Easement); Thence North 09° 44' 33" West; Along Said Easterly Existing Easement Line, A Distance Of 74.66 Feet To An Angle Point; Thence North 05° 47' 46" East, Continuing Along Said Easterly Existing Easement Line, A Distance Of 186.72 Feet To **Point Of Beginning**.

Containing 4,478 Square Feet, More Or Less.

ALSO:

Part "D"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South  $00^{\circ} 27' 13''$  East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North  $89^{\circ} 03' 05''$  East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South  $00^{\circ} 52' 23''$  East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28, And To The **Point Of Beginning**; Thence North  $89^{\circ} 13' 50''$  East, Along Said Centerline and Along Said North Line Of Government Lot 3, A Distance Of 3.00 Feet To An Angle Point; Thence North  $89^{\circ} 00' 33''$  East, Continuing Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 24.95 Feet; Thence South  $07^{\circ} 35' 53''$  East, A Distance Of 25.17 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned Seagate Avenue; Thence South  $89^{\circ} 00' 33''$  West, Along Said Southerly Existing Right Of Way Line, A Distance Of 27.89 Feet To An Angle Point; Thence South  $89^{\circ} 13' 50''$  West, Continuing Along Said Southerly Existing Right Of Way Line, A Distance Of 42.59 Feet; Thence North  $15^{\circ} 23' 31''$  East, A Distance Of 26.03 Feet To The Aforementioned Centerline Of Seagate Avenue And North Line Of Government Lot 3; Thence North  $89^{\circ} 13' 50''$  East, Along Said Centerline And North Line Of Government Lot 3, A Distance Of 32.29 Feet To The Aforementioned Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); And To The **Point Of Beginning**.

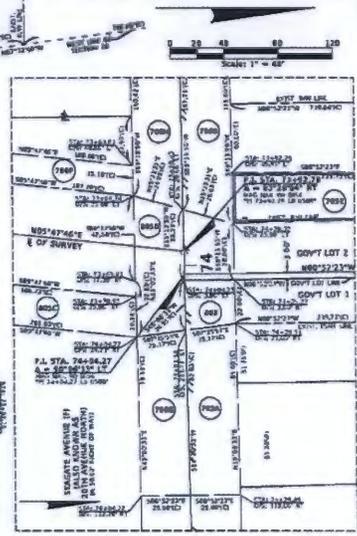
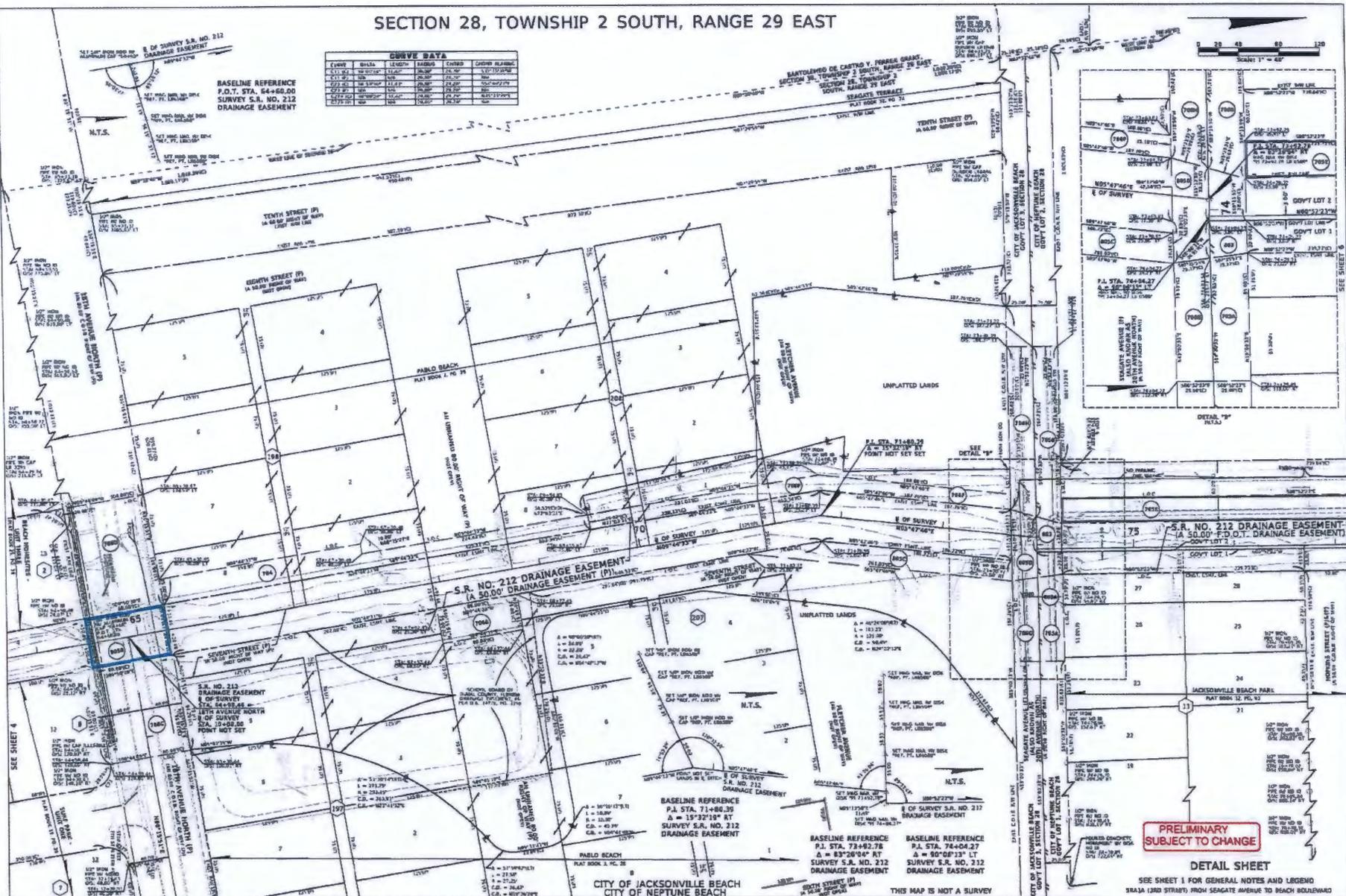
Containing 1,634 Square Feet, More Or Less.



# SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST

CURVE DATA					
Curve	Station	Length	Radius	Chord	Chord Bearing
C1	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C2	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C3	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C4	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C5	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C6	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C7	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C8	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C9	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W
C10	12+00.00	120.00	1000.00	120.00	S 90° 00' 00" W

**BASELINE REFERENCE**  
 P.O.T. STA. 64+68.00  
 SURVEY S.R. NO. 212  
 DRAINAGE EASEMENT



PRELIMINARY  
SUBJECT TO CHANGE

**DETAIL SHEET**

SEE SHEET 1 FOR GENERAL NOTES AND LEGEND  
 SR3A (3RD STREET) FROM SEAGATE AVENUE TO BEACH BOULEVARD

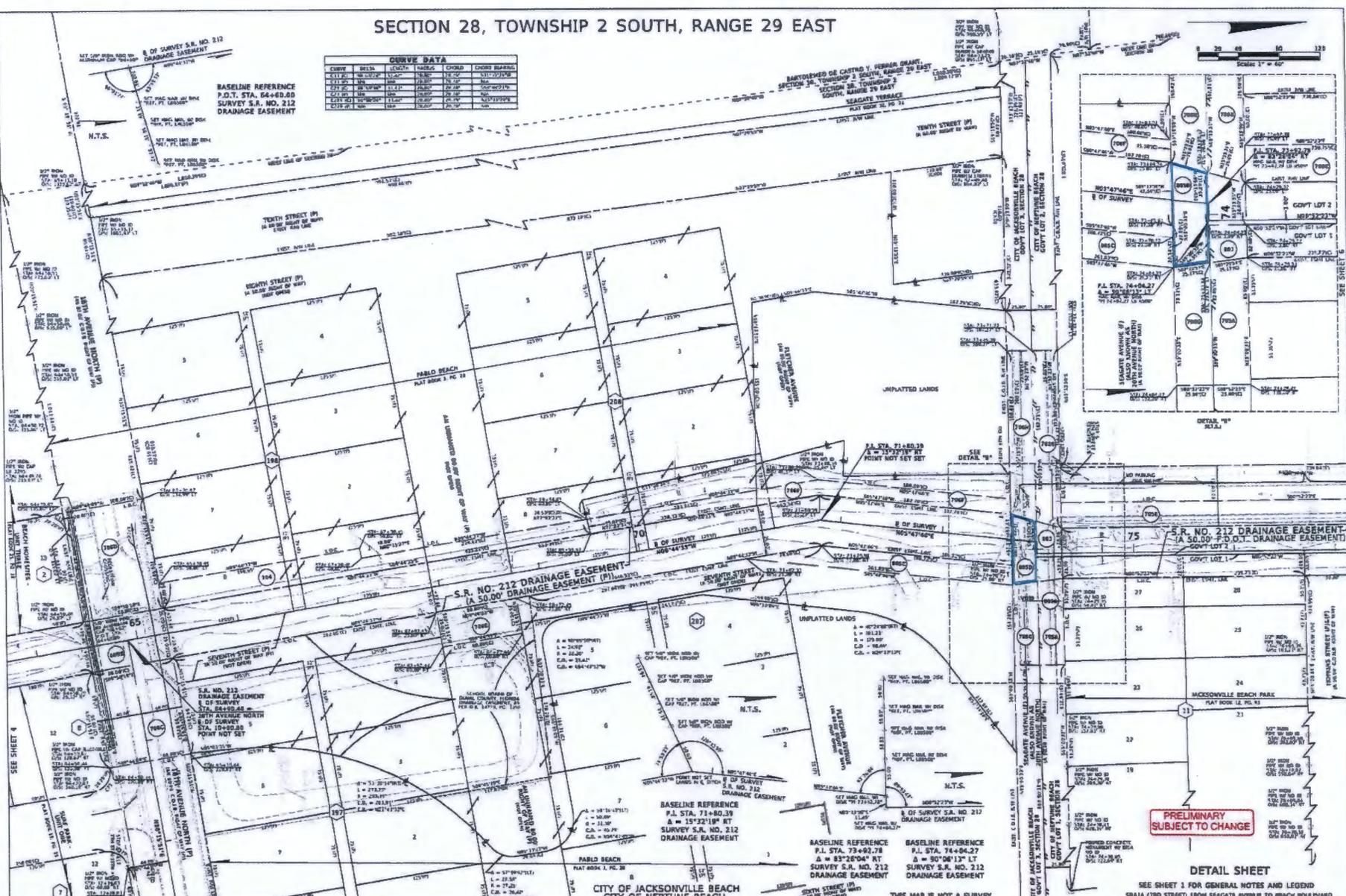
<b>RIGHT OF WAY MAP</b> FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAPPING	APPROVED BY: _____	BY: _____	DATE: _____	P.J.P. NO. I/A	SECTION 72180	DRAWN BY: _____	DATE: _____
	REVISIONS NO. BY DATE REVISION BY DATE	CHECKED: _____ PLANNED: _____ SURVEYED: _____	P.J.P. NO. I/A S.R. A1A (3RD STREET) DRAINAGE IMPROVEMENTS	DUVAL COUNTY F.P. NO. 4360771	SHEET 3 OF 12		



SECTION 28, TOWNSHIP 2 SOUTH, RANGE 29 EAST

CURVE DATA				
CURVE	BELEN	LENGTH	TANGENT	CHORD
1	15°32'18"	112.00	20.00	112.00
2	15°32'18"	112.00	20.00	112.00
3	15°32'18"	112.00	20.00	112.00
4	15°32'18"	112.00	20.00	112.00
5	15°32'18"	112.00	20.00	112.00
6	15°32'18"	112.00	20.00	112.00
7	15°32'18"	112.00	20.00	112.00

BASELINE REFERENCE  
P.O.T. STA. 64+80.88  
SURVEY S.R. NO. 212  
DRAINAGE EASEMENT



PRELIMINARY  
SUBJECT TO CHANGE

DETAIL SHEET

SEE SHEET 4 FOR GENERAL NOTES AND LEGEND  
SR1A (13RD STREET) FROM SEAGATE AVENUE TO BEACH BOULEVARD

RIGHT OF WAY MAP	FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY MAPPING	APPROVED BY	DATE	BY	DATE	F.A.P. NO. N/A	SECTION 72180	MAPS PREPARED BY CHERRY & ASSOCIATES, INC. 2330 W. STATE ST., SUITE 200 TALLAHASSEE, FL 32309	DATE SOURCED BY GACE (10/18/16) 11/20/12
		FOR	BY	CHECKED	DATE	BY	DATE	S.R. A1A (3RD STREET) DRAINAGE IMPROVEMENTS	DUVAL COUNTY

23-UTL.06-Date: May 3, 2017

This instrument prepared by  
or under the direction of:  
David M. Robertson  
Chief Counsel District Two  
Florida Department of Transportation  
1109 South Marion Avenue  
Lake City, Florida 32025-5874

PARCEL NO. 706.2  
SECTION NO. 72100  
F.P. NO. 4360771  
STATE ROAD NO. A1A (3<sup>rd</sup> Street)  
COUNTY OF Duval

### SUBORDINATION OF CITY UTILITY INTERESTS

THIS AGREEMENT, entered into this \_\_\_\_ day of \_\_\_\_\_, 2017, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, hereinafter called the FLORIDA DEPARTMENT OF TRANSPORTATION, and CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250 hereinafter called City.

#### WITNESSETH:

WHEREAS, the City presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by the City to the Florida Department of Transportation; and

WHEREAS, the term of this Agreement shall commence upon execution of the last of the parties to be charged and shall expire simultaneously with the expiration of the associated Temporary Construction Easement, attached as **Exhibit "B"**; and

WHEREAS, the Florida Department of Transportation is willing to pay to have the City's facilities relocated if necessary to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, City and Florida Department of Transportation agree as follows:

City hereby subordinates to the interest of Florida Department of Transportation its successors and assigns, any and all of its interest in the lands as follows, viz:

SEE Exhibit "A", attached hereto and by reference made a part hereof.

PROVIDED that the City has the following rights:

1. The City shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon the lands described herein in accordance with the Florida Department of Transportation's current minimum standards for such facilities as required by the Florida Department of Transportation, Utility Accommodation Manual in effect at the time the agreement is executed. Any new construction or relocation of facilities within the lands will be subject to prior approval by the Florida Department of Transportation. Should the Florida Department of Transportation fail to approve any new construction or relocation of facilities by the City or require the City to alter, adjust, or relocate its facilities located within said lands, the Florida Department of Transportation hereby agrees to pay the cost of such alteration, adjustment, or relocation, including, but not limited to the cost of acquiring appropriate easements.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits shall supersede any contrary provisions, with the exception of the provision herein with reimbursement rights.
3. The City shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush, and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the Florida Department of Transportation's facilities.
4. The City agrees to repair any damage to Florida Department of Transportation facilities and to indemnify the Florida Department of Transportation against any loss or damage resulting from the City exercising its rights outlined in Paragraphs 1 and 3 above.

IN WITNESS WHEREOF, the Florida Department of Transportation hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered  
in the presence of witnesses:

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

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

By: \_\_\_\_\_  
Robert L. Parks  
District Director for Transportation  
Development District Two

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

Legal Review

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

Print Name: \_\_\_\_\_  
District Counsel

Date: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF COLUMBIA

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by Robert L. Parks, District Director for Transportation Development, District Two, who is personally known to me and who did not take an oath.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Clerk

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

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

CITY:  
CITY OF JACKSONVILLE BEACH,  
A Florida Municipal Corporation

By: \_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_  
George D. Forbes, City Manager

Date: \_\_\_\_\_

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by William C. Latham, Mayor, and George D. Forbes, City Manager, and \_\_\_\_\_, its City Clerk who are personally known to me.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Form Approved:

\_\_\_\_\_  
Assistant General Counsel

**Exhibit "A"**

Section No. 72100                      State Road No. A1A (3<sup>rd</sup> Street)                      Duval County  
F.P. No. 4360771

Parcel No. 706

Temporary Easement

Part "A"

A Part Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 80° 14' 48" East A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The Southwest Corner Of Lot 1, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Said Corner Also Lying On The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North; Thence North 80° 14' 48" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 125.00 Feet; Thence South 09° 44' 33" East A Distance Of 120.00 Feet Thence South 80° 14' 48" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 125.00 Feet To The Northwest Corner of Lot 5 Block 9 , Plat Of Surf Park Unit One – Replat As Recorded In Plat Book 20, Page 27 Of The Current Public Records Of Duval County, Florida; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The **Point Of Beginning**.

Containing 15,000 Square Feet, More Or Less.

ALSO:

Part "B"

A Part Of 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Of Way) And A Part Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach

Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North  $09^{\circ} 45' 12''$  West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $80^{\circ} 14' 48''$  West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $09^{\circ} 40' 33''$  East, Along Said Baseline Of Survey, A Distance Of 29.56 Feet To The Intersection With The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; Thence South  $80^{\circ} 11' 53''$  West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue South  $80^{\circ} 11' 53''$  West, Along Said Prolongation And Along Said Southerly Existing Right Of Way Line, A Distance Of 90.14 Feet To A Point Of Curvature Of A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South  $35^{\circ} 14' 13''$  West, 28.27 Feet; Thence Southwesterly, Along The Arc Of Said Curve And Along Said Southerly Existing Right Of Way Line, Through A Central Angle Of  $89^{\circ} 55' 20''$ , An Arc Distance Of 31.39 Feet; Thence South  $80^{\circ} 11' 53''$  West, A Distance Of 54.00 Feet; Thence North  $09^{\circ} 40' 21''$  West, A Distance Of 100.00 Feet; Thence North  $80^{\circ} 11' 53''$  East, A Distance Of 54.00 Feet To The Easterly Existing Right Of Way Line Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Point On A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South  $54^{\circ} 46' 20''$  East, 28.30 Feet; Thence Southeasterly, Along The Arc Of Said Curve And Along Said Easterly Existing Right Of Way Line, Through A Central Angle Of  $90^{\circ} 03' 34''$ , An Arc Distance Of 31.44 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North  $80^{\circ} 11' 53''$  East, Along Said Northerly Existing Right Of Way Line, A Distance Of 89.98 Feet; Thence South  $09^{\circ} 44' 33''$  East, A Distance Of 60.00 Feet To The Southerly Existing Right Of Way Line Of Said 15th Avenue North And To The **Point Of Beginning**.

Containing 12,175 Square Feet, More Or Less.

ALSO:

Part "C"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of

Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 95.01 Feet; Thence South 09° 44' 09" East, A Distance Of 80.00 Feet To The Northeast Corner Of Lot 12, Block 8, Of The Aforementioned Plat Of Surf Park Unit One, Also Lying On The Aforementioned Southerly Existing Right Of Way Line Of 18th Avenue North; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 95.00 Feet; Thence North 09° 44' 33" West, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 7,600 Square Feet, More Or Less.

ALSO:

Part "D"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 09° 44' 33" East, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence South 80° 15'

51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Northeast Corner Of Lot 13, Block 2, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; To The **Point Of Beginning**; Thence Continue South 80° 15' 51" West, Along Said Right Of Way Line, A Distance Of 220.00 Feet; Thence North 09° 44' 09" West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of Said 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 219.99 Feet; Thence South 09° 44' 33" East, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 17,599 Square Feet, More Or Less.

ALSO:

Part "E"

A Part Of Seventh Street (A Closed 80.00 Foot City Of Jacksonville Beach Right Of Way) And Also A Part Of An Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way Lying Between Blocks 197 And 207, Plat Of Pablo Beach, As Recorded In Plat Book 3, Page 28 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northeast Corner Of Lot 13, Block 2, As Per Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County Florida, Said Northeast Corner Also Being The Point Of Intersection Of The Westerly Existing Easement Line Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement) With The Southerly Existing Right Of Way Line Of 18th Avenue North (An 80.00 Foot City Of Jacksonville Beach Right Of Way); Thence North 80°15'51" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Baseline Of Survey Of Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 342.00 Feet To The Westerly Prolongation Of The Southerly Right Of Way Line Of The Aforementioned Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation, A Distance Of 25.00 Feet To The Easterly Existing Easement Line Of The Aforementioned S.R. No. 212 Drainage Easement And To The **Point Of Beginning**; Thence North 09° 44' 33" West, Along Said Easterly Existing Easement Line, A Distance Of 80.00 Feet To The Westerly Prolongation Of The Northerly Right Of Way Line Of The Said Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation And Along Said Northerly Right Of Way Line, A Distance Of 35.00 Feet; Thence South 09°44'33" East, A Distance Of 80.00 Feet To The Southerly Right Of Way Line Of Said 80.00 Foot Unnamed Right Of Way; Thence South 80° 15' 51" West, Along Said Southerly Right Of Way Line And Along The Westerly Prolongation Thereof, A Distance Of 35.00 Feet To The **Point Of Beginning**.

Containing 2,800 Square Feet, More Or Less.

ALSO:

Part "F"

A Part Of Lots 1 And 8, And A Part Of The 12.00 Foot Alleyway Lying Between Said Lots 1 And 8, Block 208, Pablo Beach, As Recorded In Plat Book 3 page 28 Of The Current Public Records of Duval County, Florida, And A Portion of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00°52'23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3; Thence South 89° 13' 50" West, Along Baseline Of Survey, And Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 11.49 Feet To An Angle Point; Thence South 05° 47' 46" West, Along Said Baseline Of Survey, A Distance Of 25.16 Feet To The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 13' 50" West, Along Said Prolongation, A Distance Of 25.17 Feet To The Intersection Of Said Southerly Existing Right Of Way Line Of Seagate Avenue With The Westerly Easement Line Of The Aforementioned S.R. 212 Drainage Easement (A 50.00 Foot Drainage Easement, As Shown On Florida Department Of Transportation Right Of Way Map, S.R. No. A-1-A (3rd Street) Drainage Improvements, F.P. No. 4360771 And To The **Point Of Beginning**; Thence South 05° 47' 46" West, Along Said Westerly Easement Line, A Distance Of 187.76 Feet To An Angle Point; Thence South 09° 44' 33" East; Continuing Along Said Westerly Easement Line, A Distance Of 228.13 Feet; Thence South 77° 03' 31" West, A Distance Of 15.02 Feet; Thence North 09° 44' 33" West, A Distance Of 231.01 Feet; Thence North 05° 47' 46" East, A Distance Of 188.08 Feet To The Aforementioned Southerly Existing Right Of Way Line Of Seagate Avenue; Thence North 89° 13' 50" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 15.10 Feet To The **Point Of Beginning**.

Containing 6,262 Square Feet, More Or Less.

ALSO:

Part "G"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" West, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence North 89° 13' 50" East, Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 3.00 Feet To An Angle Point; Thence North 89° 00' 33" East, Continuing Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 24.95 Feet The **Point Of Beginning**; Thence Continue North 89° 00' 33" East, Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 82.05 Feet; Thence South 0° 52' 23" East, A Distance Of 25.00 Feet To The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 00' 33" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 79.11 Feet; Thence North 7° 35' 53" West, A Distance Of 25.17 Feet To The Aforementioned Centerline Of Said Seagate Avenue And To The **Point Of Beginning**.

Containing 2,015 Square Feet, More Or Less.

ALSO:

Part "H"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00°52'23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence South 89° 13' 50" West, Along Baseline Of Survey And Its Westerly Prolongation Along Said Centerline, And Along Said

North Line Of Government Lot 3, A Distance Of 32.29 Feet To The **Point Of Beginning**;  
Thence South 15° 23' 51" West A Distance Of 26.03 Feet To The Southerly Existing Right Of  
Way Line Of The Aforementioned Seagate Avenue; Thence South 89° 13' 50" West, Along  
Said Southerly Existing Right Of Way Line, A Distance Of 160.41 Feet; Thence North 00° 52'  
23" West, A Distance Of 25.00 Feet To The Aforementioned Centerline Of Seagate Avenue  
and North Line Of Government Lot 3; Thence North 89° 13' 50" East, Along Said Centerline  
And North Line Of Government Lot 3, A Distance Of 167.71 Feet To The **Point Of Beginning**.

Containing 4,102 Square Feet, More Or Less.

**EXHIBIT "B"**

08-TE.13-Date: May 3, 2017

T. S. No. N/A  
R/W Map Sheet No. 4, 5  
Tax Parcel No. N/A

This instrument prepared by  
or under the direction of:  
David M. Robertson  
Chief Counsel District Two  
Florida Department of Transportation  
1109 South Marion Avenue  
Lake City, Florida 32025-5874

PARCEL NO. 706.1  
SECTION NO. 72100  
F.P. NO. 4360771  
STATE ROAD NO. A1A  
COUNTY OF DUVAL

**TEMPORARY EASEMENT**

THIS EASEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by the CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250, grantor, and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, 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 for the purpose of constructing a roadway bridge and associated bridge structures and/or maintenance of Stormwater facilities, and tying in and harmonizing said property and the roadways, thereon with the construction to be undertaken by the Department, in State Road A1A adjacent thereto, in, upon, over and through the following described land in Jacksonville Beach, Duval County, Florida, viz:

SEE **Exhibit "A"**, attached hereto and by reference made a part hereof.

THIS EASEMENT shall be for a period of fifty-four (54) months commencing on the date the State of Florida Department of Transportation becomes the owner of this easement.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Clerk

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

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

CITY:  
CITY OF JACKSONVILLE BEACH,  
A Florida Municipal Corporation

By: \_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_  
George D. Forbes, City Manager

Date: \_\_\_\_\_

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by William C. Latham, Mayor, and George D. Forbes, City Manager, and \_\_\_\_\_, its City Clerk who are personally known to me.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Form Approved:

\_\_\_\_\_  
Assistant General Counsel

Exhibit "A"

Section No. 72100  
F.P. No. 4360771

State Road No. A1A

Duval County

Parcel No. 706

Temporary Easement

Part "A"

A Part Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 80° 14' 48" East A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The Southwest Corner Of Lot 1, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Said Corner Also Lying On The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North; Thence North 80° 14' 48" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 125.00 Feet; Thence South 09° 44' 33" East A Distance Of 120.00 Feet Thence South 80° 14' 48" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 125.00 Feet To The Northwest Corner of Lot 5 Block 9 , Plat Of Surf Park Unit One – Replat As Recorded In Plat Book 20, Page 27 Of The Current Public Records Of Duval County, Florida; Thence North 09° 44' 33" West, A Distance Of 60.00 Feet To The **Point Of Beginning**.

Containing 15,000 Square Feet, More Or Less.

ALSO:

Part "B"

A Part Of 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Of Way) And A Part Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North  $09^{\circ} 45' 12''$  West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $80^{\circ} 14' 48''$  West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement), As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $09^{\circ} 40' 33''$  East, Along Said Baseline Of Survey, A Distance Of 29.56 Feet To The Intersection With The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; Thence South  $80^{\circ} 11' 53''$  West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue South  $80^{\circ} 11' 53''$  West, Along Said Prolongation And Along Said Southerly Existing Right Of Way Line, A Distance Of 90.14 Feet To A Point Of Curvature Of A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South  $35^{\circ} 14' 13''$  West, 28.27 Feet; Thence Southwesterly, Along The Arc Of Said Curve And Along Said Southerly Existing Right Of Way Line, Through A Central Angle Of  $89^{\circ} 55' 20''$ , An Arc Distance Of 31.39 Feet; Thence South  $80^{\circ} 11' 53''$  West, A Distance Of 54.00 Feet; Thence North  $09^{\circ} 40' 21''$  West, A Distance Of 100.00 Feet; Thence North  $80^{\circ} 11' 53''$  East, A Distance Of 54.00 Feet To The Easterly Existing Right Of Way Line Of 8th Street (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Point On A Curve To The Left, Having A Radius Of 20.00 Feet, And A Chord Bearing And Distance Of South  $54^{\circ} 46' 20''$  East, 28.30 Feet; Thence Southeasterly, Along The Arc Of Said Curve And Along Said Easterly Existing Right Of Way Line, Through A Central Angle Of  $90^{\circ} 03' 34''$ , An Arc Distance Of 31.44 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Way At This Point); Thence North  $80^{\circ} 11' 53''$  East, Along Said Northerly Existing Right Of Way Line, A Distance Of 89.98 Feet; Thence South  $09^{\circ} 44' 33''$  East, A Distance Of 60.00 Feet To The Southerly Existing Right Of Way Line Of Said 15th Avenue North And To The **Point Of Beginning**.

Containing 12,175 Square Feet, More Or Less.

ALSO:

Part "C"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Northerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The **Point Of Beginning**; Thence Continue North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 95.01 Feet; Thence South 09° 44' 09" East, A Distance Of 80.00 Feet To The Northeast Corner Of Lot 12, Block 8, Of The Aforementioned Plat Of Surf Park Unit One, Also Lying On The Aforementioned Southerly Existing Right Of Way Line Of 18th Avenue North; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 95.00 Feet; Thence North 09° 44' 33" West, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 7,600 Square Feet, More Or Less.

ALSO:

Part "D"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 44' 09" West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 15' 51" West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 09° 44' 33" East, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North; Thence South 80° 15' 51" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Northeast Corner Of Lot 13, Block 2, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The

Current Public Records Of Duval County, Florida; To The **Point Of Beginning**; Thence Continue South 80° 15' 51" West, Along Said Right Of Way Line, A Distance Of 220.00 Feet; Thence North 09° 44' 09" West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of Said 18th Avenue North; Thence North 80° 15' 51" East, Along Said Northerly Existing Right Of Way Line, A Distance Of 219.99 Feet; Thence South 09° 44' 33" East, A Distance Of 80.00 Feet To The **Point Of Beginning**.

Containing 17,599 Square Feet, More Or Less.

ALSO:

Part "E"

A Part Of Seventh Street (A Closed 80.00 Foot City Of Jacksonville Beach Right Of Way) And Also A Part Of An Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way Lying Between Blocks 197 And 207, Plat Of Pablo Beach, As Recorded In Plat Book 3, Page 28 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northeast Corner Of Lot 13, Block 2, As Per Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County Florida, Said Northeast Corner Also Being The Point Of Intersection Of The Westerly Existing Easement Line Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement) With The Southerly Existing Right Of Way Line Of 18th Avenue North (An 80.00 Foot City Of Jacksonville Beach Right Of Way); Thence North 80°15'51" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Baseline Of Survey Of Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 342.00 Feet To The Westerly Prolongation Of The Southerly Right Of Way Line Of The Aforementioned Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation, A Distance Of 25.00 Feet To The Easterly Existing Easement Line Of The Aforementioned S.R. No. 212 Drainage Easement And To The **Point Of Beginning**; Thence North 09° 44' 33" West, Along Said Easterly Existing Easement Line, A Distance Of 80.00 Feet To The Westerly Prolongation Of The Northerly Right Of Way Line Of The Said Unnamed 80.00 Foot City Of Jacksonville Beach Right Of Way; Thence North 80° 15' 51" East, Along Said Prolongation And Along Said Northerly Right Of Way Line, A Distance Of 35.00 Feet; Thence South 09°44'33" East, A Distance Of 80.00 Feet To The Southerly Right Of Way Line Of Said 80.00 Foot Unnamed Right Of Way; Thence South 80° 15' 51" West, Along Said Southerly Right Of Way Line And Along The Westerly Prolongation Thereof, A Distance Of 35.00 Feet To The **Point Of Beginning**.

Containing 2,800 Square Feet, More Or Less.

ALSO:

Part "F"

A Part Of Lots 1 And 8, And A Part Of The 12.00 Foot Alleyway Lying Between Said Lots 1 And 8, Block 208, Pablo Beach, As Recorded In Plat Book 3 page 28 Of The Current Public Records of Duval County, Florida, And A Portion of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00°52'23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3; Thence South 89° 13' 50" West, Along Baseline Of Survey, And Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 11.49 Feet To An Angle Point; Thence South 05° 47' 46" West, Along Said Baseline Of Survey, A Distance Of 25.16 Feet To The Easterly Prolongation Of The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 13' 50" West, Along Said Prolongation, A Distance Of 25.17 Feet To The Intersection Of Said Southerly Existing Right Of Way Line Of Seagate Avenue With The Westerly Easement Line Of The Aforementioned S.R. 212 Drainage Easement (A 50.00 Foot Drainage Easement, As Shown On Florida Department Of Transportation Right Of Way Map, S.R. No. A-1-A (3rd Street) Drainage Improvements, F.P. No. 4360771 And To The **Point Of Beginning**; Thence South 05° 47' 46" West, Along Said Westerly Easement Line, A Distance Of 187.76 Feet To An Angle Point; Thence South 09° 44' 33" East; Continuing Along Said Westerly Easement Line, A Distance Of 228.13 Feet; Thence South 77° 03' 31" West, A Distance Of 15.02 Feet; Thence North 09° 44' 33" West, A Distance Of 231.01 Feet; Thence North 05° 47' 46" East, A Distance Of 188.08 Feet To The Aforementioned Southerly Existing Right Of Way Line Of Seagate Avenue; Thence North 89° 13' 50" East, Along Said Southerly Existing Right Of Way Line, A Distance Of 15.10 Feet To The **Point Of Beginning**.

Containing 6,262 Square Feet, More Or Less.

ALSO:

Part "G"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" West, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence North 89° 13' 50" East, Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 3.00 Feet To An Angle Point; Thence North 89° 00' 33" East, Continuing Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 24.95 Feet **The Point Of Beginning**; Thence Continue North 89° 00' 33" East, Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 82.05 Feet; Thence South 0° 52' 23" East, A Distance Of 25.00 Feet To The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence South 89° 00' 33" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 79.11 Feet; Thence North 7° 35' 53" West, A Distance Of 25.17 Feet To The Aforementioned Centerline Of Said Seagate Avenue And To **The Point Of Beginning**.

Containing 2,015 Square Feet, More Or Less.

ALSO:

Part "H"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence South 89° 13' 50" West,

Along Baseline Of Survey And Its Westerly Prolongation Along Said Centerline, And Along Said North Line Of Government Lot 3, A Distance Of 32.29 Feet To The **Point Of Beginning**; Thence South 15° 23' 51" West A Distance Of 26.03 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned Seagate Avenue; Thence South 89° 13' 50" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 160.41 Feet; Thence North 00° 52' 23" West, A Distance Of 25.00 Feet To The Aforementioned Centerline Of Seagate Avenue and North Line Of Government Lot 3; Thence North 89° 13' 50" East, Along Said Centerline And North Line Of Government Lot 3, A Distance Of 167.71 Feet To The **Point Of Beginning**.

Containing 4,102 Square Feet, More Or Less.

23-UTL.06-Date: May 3, 2017

This instrument prepared by  
or under the direction of:  
David M. Robertson  
Chief Counsel District Two  
Florida Department of Transportation  
1109 South Marion Avenue  
Lake City, Florida 32025-5874

PARCEL NO. 805.2  
SECTION NO. 72100  
F.P. NO. 4360771  
STATE ROAD NO. A1A (3<sup>rd</sup> Street)  
COUNTY OF Duval

### SUBORDINATION OF CITY UTILITY INTERESTS

THIS AGREEMENT, entered into this \_\_\_\_ day of \_\_\_\_\_, 2017, by and between the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, hereinafter called the FLORIDA DEPARTMENT OF TRANSPORTATION, and CITY OF JACKSONVILLE BEACH, FLORIDA, 11 North Third Street, Jacksonville Beach, Florida 32250 hereinafter called City.

#### WITNESSETH:

WHEREAS, the City presently has an interest in certain lands that have been determined necessary for highway purposes; and

WHEREAS, the proposed use of these lands for highway purposes will require subordination of the interest claimed in such lands by the City to the Florida Department of Transportation; and

WHEREAS, the Florida Department of Transportation is willing to pay to have the City's facilities relocated if necessary to prevent conflict between the facilities so that the benefits of each may be retained.

NOW, THEREFORE, in consideration of the mutual covenants and promises of the parties hereto, City and Florida Department of Transportation agree as follows:

City hereby subordinates to the interest of Florida Department of Transportation its successors and assigns, any and all of its interest in the lands as follows, viz:

SEE Exhibit "A", attached hereto and by reference made a part hereof.

PROVIDED that the City has the following rights:

1. The City shall have the right to construct, operate, maintain, improve, add to, upgrade, remove, and relocate facilities on, within, and upon the lands described herein in accordance with the Florida Department of Transportation's current minimum standards for such facilities as required by the Florida Department of Transportation, Utility Accommodation Manual in effect at the time the agreement is executed. Any new construction or relocation of facilities within the lands will be subject to prior approval by the Florida Department of Transportation. Should the Florida Department of Transportation fail to approve any new construction or relocation of facilities by the City or require the City to alter, adjust, or relocate its facilities located within said lands, the Florida Department of Transportation hereby agrees to pay the cost of such alteration, adjustment, or relocation, including, but not limited to the cost of acquiring appropriate easements.
2. Notwithstanding any provisions set forth herein, the terms of the utility permits shall supersede any contrary provisions, with the exception of the provision herein with reimbursement rights.
3. The City shall have a reasonable right to enter upon the lands described herein for the purposes outlined in Paragraph 1 above, including the right to trim such trees, brush, and growth which might endanger or interfere with such facilities, provided that such rights do not interfere with the operation and safety of the Florida Department of Transportation's facilities.
4. The City agrees to repair any damage to Florida Department of Transportation facilities and to indemnify the Florida Department of Transportation against any loss or damage resulting from the City exercising its rights outlined in Paragraphs 1 and 3 above.

IN WITNESS WHEREOF, the Florida Department of Transportation hereto has executed this agreement on the day and year first above written.

Signed, sealed and delivered  
in the presence of witnesses:

STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION

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

By: \_\_\_\_\_  
Robert L. Parks  
District Director for Transportation  
Development District Two

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

Legal Review

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

Print Name: \_\_\_\_\_  
District Counsel

Date: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF COLUMBIA

The foregoing instrument was acknowledged before me this \_\_\_\_ day of \_\_\_\_\_, 2017, by Robert L. Parks, District Director for Transportation Development, District Two, who is personally known to me and who did not take an oath.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor and City Manager, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: \_\_\_\_\_

Print Name: \_\_\_\_\_  
City Clerk

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

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

CITY:  
CITY OF JACKSONVILLE BEACH,  
A Florida Municipal Corporation

By: \_\_\_\_\_  
William C. Latham, Mayor

Date: \_\_\_\_\_

By: \_\_\_\_\_  
George D. Forbes, City Manager

Date: \_\_\_\_\_

STATE OF FLORIDA

CITY OF JACKSONVILLE BEACH

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 2017, by William C. Latham, Mayor, and George D. Forbes, City Manager, and \_\_\_\_\_, its City Clerk who are personally known to me.

(Notary Seal)

\_\_\_\_\_  
Print Name: \_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Form Approved:

\_\_\_\_\_  
Assistant General Counsel

**Exhibit "A"**

Section No. 72100                      State Road No. A1A (3<sup>rd</sup> Street)                      Duval County  
F.P. No. 4360771

Parcel No. 805

Perpetual Easement

Part "A"

A Part Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of 15th Avenue North (A 60.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 4, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 15th Avenue North (A 120.00 Foot City Of Jacksonville Beach Right Way); Thence North 09° 45' 12" West, A Distance Of 60.00 Feet To The Baseline Of Survey Of Said 15th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South 80° 14' 48" West, Along Said Baseline Of Survey, A Distance Of 219.41 Feet To An Intersection Of The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Feet Drainage Easement, As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 09° 44' 33" West, Along Said Baseline Of Survey, A Distance Of 60.00 Feet To The Westerly Prolongation Of The South Line Of Lot 1, Block 8, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25 Page 38 Of The Current Public Records Of Duval County, Florida And To The **Point Of Beginning**; Thence North 80° 11' 53" East, Along Said Westerly Prolongation, A Distance Of 25.00 Feet To The Southwest Corner Of Lot 1, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19 Page 39 Of The Current Public Records Of Duval County, Florida; Thence South 09° 44' 33" East, A Distance Of 120.00 Feet To The Northwest Corner Of Lot 5, Block 9, Plat Of Surf Park Unit One-Replat, As Recorded In Plat Book 20, Page 27 Of The Current Public Records Of Duval County, Florida And The Southerly Existing Right Of Way Line Of Said 15th Avenue North; Thence South 80° 14' 48" West, Along Said Prolongation And Along Said Right Of Way Line, A Distance Of 50.00 Feet; Thence North 09° 44' 33" West, A Distance Of 120.00 Feet To The Northerly Existing Right Of Way Line Of Said 15th Avenue North; Thence North 80° 11' 53" East, Along Said Northerly Existing Right Of Way Line And Along The Westerly Prolongation Thereof, A Distance Of 25.00 Feet To **Point Of Beginning**;

Containing 6,000 Square Feet, More Or Less.

ALSO:

Part "B"

A Part Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Also Being A Portion Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way), Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida, Also Being A Part Of Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Northwest Corner Of Lot 12, Block 7, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida, Also Lying On The Southerly Existing Right Of Way Line Of 18th Avenue North (A 80.00 Foot City Of Jacksonville Beach Right Of Way); Thence North  $09^{\circ} 44' 09''$  West, A Distance Of 40.00 Feet To The Baseline Of Survey Of 18th Avenue North As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $80^{\circ} 15' 51''$  West, Along Said Baseline Of Survey, A Distance Of 220.01 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Drainage Easement) As Shown On Said Florida Department Of Transportation Right Of Way Map Of S.R. A1a (3rd Street) Drainage Improvements, F.P. No. 4360771; Thence South  $09^{\circ} 44' 33''$  East, Along Said Baseline Of Survey, A Distance Of 40.00 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned 18th Avenue North And To The **Point Of Beginning**; Thence South  $80^{\circ} 15' 51''$  West, Along Said Southerly Existing Right Of Way Line, A Distance Of 25.00 Feet To The Northeast Corner Of Lot 13, Block 2, Plat Of Beach Homesites Unit Three, As Recorded In Plat Book 25, Page 38 Of The Current Public Records Of Duval County, Florida; Thence North  $09^{\circ} 44' 33''$  West, A Distance Of 80.00 Feet To The Northerly Existing Right Of Way Line Of Said 18th Avenue North; Thence North  $80^{\circ} 15' 51''$  East, Along Said Northerly Existing Right Of Way Line, A Distance 50.00 Feet; Thence South  $09^{\circ} 44' 33''$  East, A Distance Of 80.00 Feet To The Northwest Corner Of Lot 12, Block 8, Plat Of Surf Park Unit One, As Recorded In Plat Book 19, Page 39 Of The Current Public Records Of Duval County, Florida And The Aforementioned Southerly Existing Right Of Way Line Of 18th Avenue; Thence South  $80^{\circ} 15' 51''$  West, Along Said Southerly Existing Right Of Way Line A Distance Of 25.00 Feet To The **Point Of Beginning**;

Containing 4,000 Square Feet, More Or Less.

ALSO:

Part "C"

A Part Of Seventh Street (A 50.00 Foot Un-Open City Of Jacksonville Beach Right Of Way), Plat Of Pablo Beach, As Recorded In Plat Book 3, Page 28, Of The Current Public Records Of Duval County, Florida, And A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South  $00^{\circ} 27' 13''$  East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00

Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00°52'23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line Of Government Lot 3 Of The Aforementioned Section 28; Thence South 89° 13' 50" West, Continuing Along Baseline Of Survey And Along Said Centerline, A Distance Of 11.49 Feet To An Angle Point; Thence South 05° 47' 46" West, Continuing Along Said Baseline Of Survey, A Distance Of 25.23 Feet To The Westerly Prolongation Of The Southerly Existing Right Of Way Line Of Said Seagate Avenue; Thence North 89° 00' 33" East, Along Said Prolongation, A Distance Of 25.18 Feet To The Intersection Of Said Southerly Existing Right Of Way Line Of Seagate Avenue With The Easterly Easement Line Of The Aforementioned S.R. 212 Drainage Easement (A 50.00 Foot Drainage Easement, As Shown On Florida Department Of Transportation Right Of Way Map, S.R. No. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771 And To The **Point Of Beginning**; Thence Continue North 89° 00' 33" East; Along Said Southerly Existing Right Of Way Line, A Distance Of 20.14 Feet; Thence South 05° 47' 46" West, A Distance Of 261.03 Feet To Said Easterly Existing Easement Line Of S.R. 212 Drainage Easement (A 50.00 Drainage Easement); Thence North 09° 44' 33" West; Along Said Easterly Existing Easement Line, A Distance Of 74.66 Feet To An Angle Point; Thence North 05° 47' 46" East, Continuing Along Said Easterly Existing Easement Line, A Distance Of 186.72 Feet To **Point Of Beginning**.

Containing 4,478 Square Feet, More Or Less.

ALSO:

Part "D"

A Part Of Southerly One-Half Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way), Also Being A Part Of Government Lot 3, Section 28, Township 2 South, Range 29 East, Duval County, Florida, Being More Particularly Described As Follows:

**Commence** At The Southwest Corner Of Lot 6, Plat Of Sable Shores, As Recorded In Plat Book 35, Page 47 The Current Public Records Of Duval County Florida, Lying In Section 28, Township 2 South, Range 29 East, Duval County, Florida; Thence South 00° 27' 13" East, Along The Southerly Prolongation Of The Westerly Line Of Said Lot 6, A Distance Of 25.00 Feet To The Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); Thence North 89° 03' 05" East, Along Said Baseline Of Survey, A Distance Of 420.75 Feet To An Angle Point; Thence South 00° 52' 23" East, Continuing Along Said Baseline Of Survey, A Distance Of 869.90 Feet To The Centerline Of Seagate Avenue (Also Known As 20th Avenue North, A Total Of An 80.00 Foot Right Of Way, With The Northerly One-Half Being A City Of Neptune Beach Right Of Way And The Southerly One-Half Being A City Of Jacksonville Beach Right Of Way) And To The North Line

Of Government Lot 3 Of The Aforementioned Section 28, And To The **Point Of Beginning**; Thence North 89° 13' 50" East, Along Said Centerline and Along Said North Line Of Government Lot 3, A Distance Of 3.00 Feet To An Angle Point; Thence North 89° 00' 33" East, Continuing Along Said Centerline And Along Said North Line Of Government Lot 3, A Distance Of 24.95 Feet; Thence South 07° 35' 53" East, A Distance Of 25.17 Feet To The Southerly Existing Right Of Way Line Of The Aforementioned Seagate Avenue; Thence South 89° 00' 33" West, Along Said Southerly Existing Right Of Way Line, A Distance Of 27.89 Feet To An Angle Point; Thence South 89° 13' 50" West, Continuing Along Said Southerly Existing Right Of Way Line, A Distance Of 42.59 Feet; Thence North 15° 23' 31" East, A Distance Of 26.03 Feet To The Aforementioned Centerline Of Seagate Avenue And North Line Of Government Lot 3; Thence North 89° 13' 50" East, Along Said Centerline And North Line Of Government Lot 3, A Distance Of 32.29 Feet To The Aforementioned Baseline Of Survey Of S.R. No. 212 Drainage Easement (A 50.00 Foot Easement As Shown On Florida Department Of Transportation Right Of Way Map Of S.R. A1A (3rd Street) Drainage Improvements, F.P. No. 4360771); And To The **Point Of Beginning**.

Containing 1,634 Square Feet, More Or Less.