

**CITY COUNCIL RESOLUTION NO. 2022-105**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, GRANTING A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY TO PROVIDE UNDERGROUND ELECTRIC UTILITY FACILITIES FOR THE LAKE CITY FIRE STATION #2; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Lake City, Florida, (hereinafter the "City"), has identified a need for utilities for Fire Station #2, specifically, along a boundary line of the real property identified by the Columbia County Property Appraiser as number 34-3S-16-02464-006, (hereinafter the "Property"); and

**WHEREAS**, the City is the owner of the Property and Florida Power & Light Company, (hereinafter "FPL"), has requested the City grant a utility easement to FPL for the construction, operation, and maintenance of electric utility facilities to be installed from time to time; and

**WHEREAS**, the City Council finds that it is in the best interests of the City to grant a utility easement to FPL measuring 10 feet (10') in width, lying 5 feet (5') left of and five feet (5') right of the Property for the aforementioned purposes and more thoroughly described in the composite Exhibit A, attached hereto.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, AS FOLLOWS:**

**Section 1.** The above recitals are all true and accurate and are hereby incorporated herein and made a part of this resolution.

*[Remainder of page left blank intentionally.]*

**Section 2.** The City is hereby authorized to grant a utility easement deed to FPL for the aforementioned purposes and the Mayor is authorized to execute said instrumentation.

**PASSED AND ADOPTED** a meeting of the City Council this \_\_\_\_ day of September 2022.

**CITY OF LAKE CITY, FLORIDA**

By: \_\_\_\_\_  
Stephen M. Witt, Mayor

ATTEST

APPROVED AS TO FORM AND  
LEGALITY:

By: \_\_\_\_\_  
Audrey E. Sikes, City Clerk

By: \_\_\_\_\_  
Frederick L. Koberlein, Jr.,  
City Attorney

Work Request No. 11366408

UNDERGROUND EASEMENT (BUSINESS)

Sec. \_\_, Twp \_\_ S, Rge \_\_ E

This Instrument Prepared By

Parcel I.D. \_\_\_\_ (Maintained by County Appraiser)

Name: w l giebeig
Co. Name: fpl
Address: 2618 ne bascom norris dr lake city fl 32055

The undersigned, in consideration of the payment of \$1.00 and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, grant and give to Florida Power & Light Company, its affiliates, licensees, agents, successors, and assigns ("FPL"), a non-exclusive easement forever for the construction, operation and maintenance of underground electric utility facilities (including cables, conduits, appurtenant equipment, and appurtenant above-ground equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage as well as the size of, and remove such facilities or any of them within an easement described as follows:

Reserved for Circuit Court

See Exhibit "A" ("Easement Area")

Together with the right to permit any other person, firm, or corporation to attach or place wires to or within any facilities hereunder and lay cable and conduit within the Easement Area and to operate the same for communications purposes; the right of ingress and egress to the Easement Area at all times; the right to clear the land and keep it cleared of all trees, undergrowth and other obstructions within the Easement Area; the right to trim and cut and keep trimmed and cut all dead, weak, leaning or dangerous trees or limbs outside of the Easement Area, which might interfere with or fall upon the lines or systems of communications or power transmission or distribution; and further grants, to the fullest extent the undersigned has the power to grant, if at all, the rights hereinabove granted on the Easement Area, over, along, under and across the roads, streets or highways adjoining or through said Easement Area.

IN WITNESS WHEREOF, the undersigned has signed and sealed this instrument on \_\_\_\_, 2022.

Signed, sealed and delivered in the presence of:

(Witness' Signature)

City of Lake City, Florida

Print Name: (Witness)

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

Print Name: Stephen Witt, Mayor

(Witness' Signature)

Print Address: 205 N. Marion Ave, Lake City, FL 32055

Print Name: (Witness)

STATE OF \_\_\_\_ AND COUNTY OF \_\_\_\_\_.

The foregoing instrument was acknowledged before me by means of [ ] physical presence or [ ] online notarization,

this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_

and \_\_\_\_\_ who is (are) personally known to me or has (have)

produced \_\_\_\_\_ as identification.

[Notary Seal]

Notary Public, Signature

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

Title or Rank

Serial Number, if any

## **EXHIBIT A**

Parcel# 02464-006

### **DESCRIPTION:**

An easement, for utility purposes, being 10 feet in width, lying 5 feet left of and 5 feet right of the following describe centerline:

COMMENCE at the intersection of the East line of Section 34, Township 3 South, Range 16 East, Columbia County, Florida (as established by B.G. Moore, PLS 439) and the North Right-of-Way line of U.S. Highway 90 and run North  $06^{\circ}27'23''$  East along said East line of Section 34 (as established by B.G. Moore, PLS 439) a distance of 1350.00 feet; thence North  $83^{\circ}33'13''$  West a distance of 241.07 feet to the POINT OF BEGINNING; thence North  $21^{\circ}30'38''$  West, a distance of 115.00 feet to the TERMINAL POINT of herein described centerline and easement.