Memorandum

MIAMI-DADE COUNTY

Date: November 17, 2009

To: Honorable Chairman Dennis C. Moss
and Members, Board of County Commissioners

Agenda Item No. 14(A)(1)

From: George M. Burgess
County Manager

Subject: Country Club of Miami Golf Course Easements for Traffic Signal Facilities and Sidewalk Ramp

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Recommendation
It is recommended that the Board adopt the attached resolution authorizing the granting of two (2) easements to the Florida Department of Transportation (FDOT) for the maintenance of traffic signal facilities, a traffic signal mast arm and construction and maintenance of a sidewalk ramp at the Country Club of Miami Golf Course located at 6801 NW 186th Street.

Scope
The park is located in Commission District 13. The easements will not impact any natural resources within the park.

Fiscal Impact/Funding Source
The easements will not create any financial impact to Miami-Dade County.

Track Record/Monitor
The Planning and Research Division of the Park and Recreation Department (MDPR) will process the easements for execution and recording.

Background
The Country Club of Miami Golf Course has a parking lot with an entrance drive on Miami Gardens Drive, NW 186th Street. The traffic light at the entrance has electrical wiring and related equipment in the park. FDOT has requested an easement (Attachment 1) for access to maintain the facilities.

The park includes an area on the south side of NW 186th Street that contains a sidewalk and traffic signal mast arm. FDOT is making road improvements that include a new sidewalk ramp. They are requesting an easement (Attachment 2) for the construction and maintenance of the sidewalk ramp and for access to maintain the traffic signal mast arm.

Attachments

Alex Muñoz
Assistant County Manager

MEMORANDUM
(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: November 17, 2009

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Agenda Item No. 14(A)(1)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

_____ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 14(A)(1)
11-17-09

RESOLUTION NO. _____

RESOLUTION AUTHORIZING THE GRANTING OF TWO EASEMENTS TO THE FLORIDA DEPARTMENT OF TRANSPORTATION FOR THE MAINTENANCE OF TRAFFIC SIGNAL FACILITIES, A TRAFFIC SIGNAL MAST ARM AND CONSTRUCTION AND MAINTENANCE OF A SIDEWALK RAMP AT THE COUNTRY CLUB OF MIAMI GOLF COURSE

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, the County, through its Park and Recreation Department, operates the Country Club of Miami Golf Course, located at 6801 NW 186th Street, that provides recreational opportunities that benefit the community; and

WHEREAS, the Florida Department of Transportation operates the traffic signal at the parking lot entrance to the Country Club of Miami Golf Course, and is willing to maintain the traffic signal and associated electric facilities required to operate it in exchange for an easement to allow access to maintain them, said easement will not adversely impact natural resources, or the park facilities and uses; and

WHEREAS, the Florida Department of Transportation is making improvements to the right of way of NW 186th Street that include a sidewalk ramp on the Golf Course, in exchange for an easement to allow access to construct and maintain it, said easement will not adversely impact natural resources, or the park facilities and uses,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the granting of two easements for a portion of Country Club of Miami Golf Course to the Florida Department of Transportation in substantially the forms attached hereto and made a part hereof, and authorizes the County Mayor to take appropriate actions to accomplish same, and

authorizes the County Mayor to execute the easements and subordinations, same for and on behalf of Miami-Dade County, upon approval by the County Attorney's Office.

The foregoing resolution was offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro	Audrey M. Edmonson
Carlos A. Gimenez	Sally A. Heyman
Barbara J. Jordan	Joe A. Martinez
Dorrin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of November, 2009. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Martin W. Sybblis

07-PE.11-04/93

This instrument prepared by,
or under the direction of,
Alicia Trujillo, Esq.
District General Counsel
State of Florida
Department of Transportation
1000 N.W. 111th Avenue
Miami, Florida 33172
December 3, 2008 - NE

Parcel No. : 800.1
Item/Segment No. : 4077361
Managing District : 6

PERPETUAL EASEMENT

THIS EASEMENT Made the _____ day of _____, 20 _____, by **MIAMI-DADE COUNTY**, a political subdivision of the State of Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar 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 constructing and maintaining a **Traffic Loop** in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

Parcel 800 FIN. No: 4077361

Being a portion of land lying in the Northeast one-quarter (¼) of Section 11, Township 52 South, Range 40 East, and being more particularly described as follows:

Commence at the intersection of the baseline of survey of State Road 860 (N.W. 186th Street / Miami Gardens Drive) and the centerline of N.W. 68th Avenue, as shown on the Florida Department of Transportation Corridor Map, Section 87026; thence N 24°43'57" W a distance of 55.00 feet to a point on the north right-of-way line of aforementioned State Road 860; thence S 65°16'03" W, along said north right-of-way line, a distance of 12.55 feet to the POINT OF BEGINNING of the following described parcel;

Thence continue S 65°16'03" W, along said north right-of-way line, a distance of 8.00 feet to a point hereinafter described as Point "A"; thence N 24°43'57" W a distance of 30.00 feet; thence N 65°16'03" E a distance of 8.00 feet; thence S 24°43'57" E a distance of 30.00 feet to the POINT OF BEGINNING.

TOGETHER WITH the following described parcel:

Commence at the aforedescribed Point "A"; thence S 65°16'03" W, along aforementioned north right-of-way line of State Road 860, a distance of 6.58 feet to the POINT OF BEGINNING of the following described parcel; Thence continue S 65°16'03" W, along said north right-of-way line, a distance of 7.00 feet; thence N 24°43'57" W a distance of 7.00 feet; thence N 65°16'03" E a distance of 7.00 feet; thence S 24°43'57" E a distance of 7.00 feet to the POINT OF BEGINNING.

Containing 289 square feet, more or less.

DD/RB/10/02/2008

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 Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

Clerk (or Deputy Clerk) of the Circuit Court

(Affix County Seal)

Miami-Dade County, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

_____

_____

_____
(Address)

Attachment 1

STATE OF FLORIDA

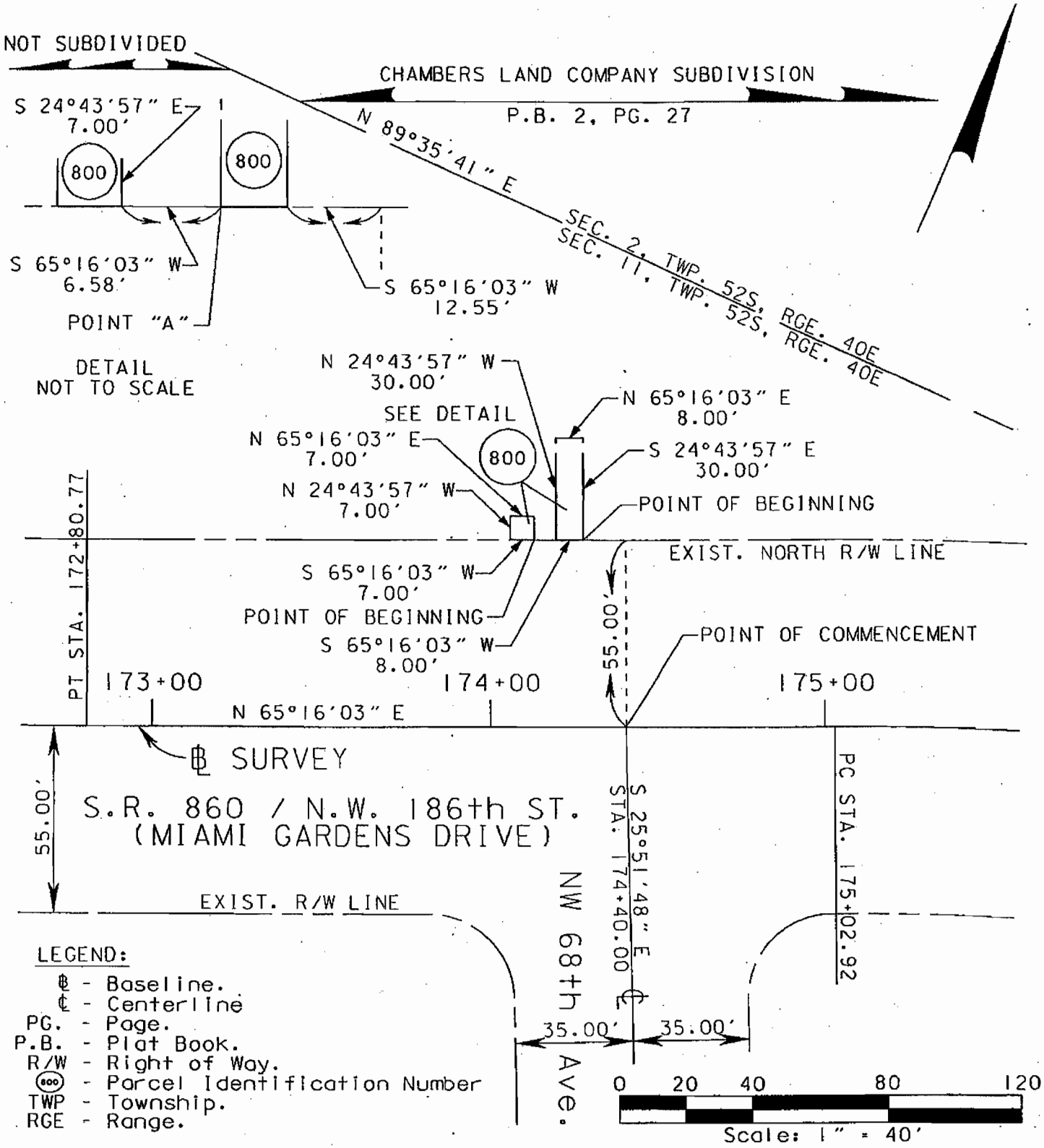
COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this _____ day of _____ 20____, by _____, Chairperson (or Vice-Chairperson), who is personally known to me or who has produced _____ as identification.

_____
(Signature of person taking acknowledgment)

_____
(Type, print or stamp name under signature)
Title or rank and serial number, if any: _____

PARCEL NO.	OWNER'S NAME	PARCEL AREA	REMAINDER	COMMENTS
800	MIAMI-DADE CO. PARKS & RECREATION	289 SQ FT	UNDETER.	



LEGEND:

℄ - Baseline.
℄ - Centerline
PG. - Page.
P.B. - Plat Book.
R/W - Right of Way.
(800) - Parcel Identification Number
TWP - Township.
RGE - Range.

REVISION	BY	DATE

FLORIDA DEPARTMENT OF TRANSPORTATION

SKETCH TO ACCOMPANY LEGAL DESCRIPTION - NOT A SURVEY

STATE ROAD NO. 860 MIAMI-DADE COUNTY

	BY	DATE
DRAWN	D.DENIS	10/2/08
CHECKED	BUSSELL	10/3/08

PREPARED BY: FDOT DISTRICT VI

DATA SOURCE:

F.P. ID. 407736-1 SECTION 87026

SHEET 2 OF 2

7

07-PE.11-04/93

This instrument prepared by,
or under the direction of,
Alicia Trujillo, Esq.
District General Counsel
State of Florida
Department of Transportation
1000 N.W. 111th Avenue
Miami, Florida 33172
December 3, 2008 - NE

Parcel No. : 802.1R(08-12-09)
Item/Segment No. : 4077361
Managing District : 6

PERPETUAL EASEMENT

THIS EASEMENT Made the _____ day of _____, 20 ____, by **MIAMI-DADE COUNTY**, a political subdivision of the State of Florida, grantor, to the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, its successors and assigns, grantee.

WITNESSETH: That the grantor for and in consideration of the sum of One Dollar 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 constructing and maintaining a **signal mast arm and to replace the existing sidewalk ramp by a ramp that meets FDOT standards** in, over, under, upon and through the following described land in Miami-Dade County, Florida, viz:

Parcel 802 FIN No. 4077361

Being a portion of those lands as described in O.R.Book 12073, Page 442, in FLORIDA FRUIT LANDS COMPANY'S SUBDIVISION NO. 1, according to the plat thereof as recorded in Plat Book 2, Page 17, in the northwest one-quarter Section 11, Township 52 South, Range 40 East, all lying and being in Miami-Dade County, Florida, and being more particularly described as follows:

Commence at the northwest corner of Tract "A" according to the Plat of GOLF COURSE TOWERS SUBDIVISION, as recorded in Plat Book 95, Page 51, of the public records of Miami-Dade County, Florida; thence S 89°35'35" W, along the south right-of-way line of State Road 860 (N.W. 186th St./Miami Gardens Drive), a distance of 47.93 feet to the beginning of a curve concave to the north having a radius of 1200.92 feet; thence southwesterly along the arc of said curve a distance of 14.38 feet, through a central angle of 00°41'10" to the POINT OF BEGINNING of the following described parcel;

Thence continue southwesterly, westerly and northwesterly along the arc of lastly said curve a distance of 31.83 feet through a central angle 01°31'06" to the point of cusp with a curve concave to the southwest having a radius of 25.00 feet, the chord of which bears S 36°26'41" W, and being the westerly boundary of those lands described in aforesaid O. R. Book 12073, Page 442; thence southeasterly, southerly and southwesterly along the arc of said curve, and westerly boundary, a distance of 45.15 feet, through a central angle of 103°30'55" to the point of cusp; thence N 15°18'47" E a distance of 32.15 feet to the POINT OF BEGINNING.

Containing 232.9 square feet, more or less.
04-41-2009- RB

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 Board of County Commissioners acting by the Chairperson or Vice-Chairperson of said Board, the day and year aforesaid.

ATTEST: _____

Clerk (or Deputy Clerk) of the Circuit Court

(Affix County Seal)

Miami-Dade County, Florida,
By its Board of County Commissioners

By: _____

Its Chair (or Vice-Chair)

_____

_____

_____
(Address)

Attachment 2

8

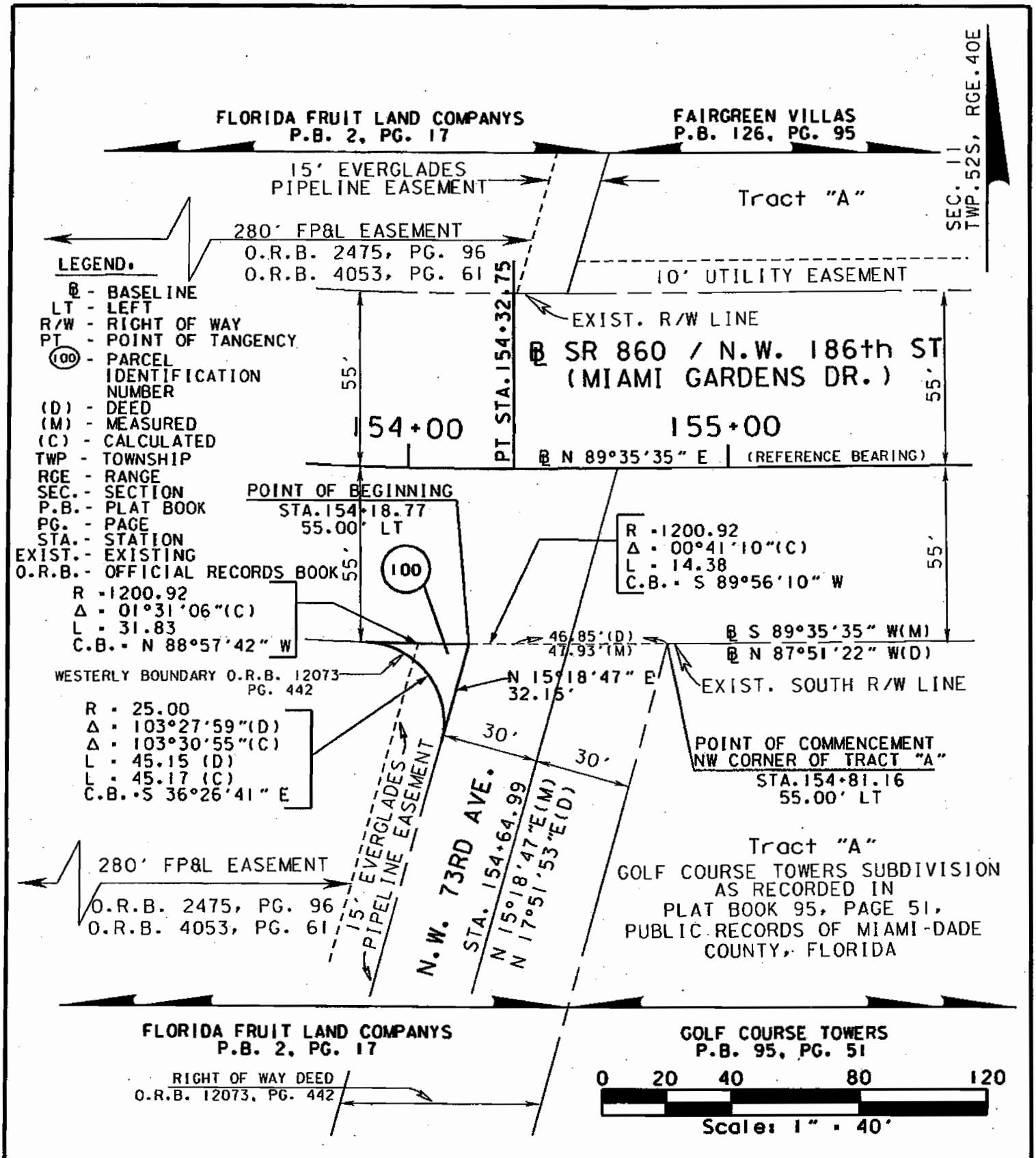
STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this _____ day of _____ 20____, by _____, Chairperson (or Vice-Chairperson), who is personally known to me or who has produced _____ as identification.

_____
(Signature of person taking acknowledgment)

_____
(Type, print or stamp name under signature)
Title or rank and serial number, if any: _____



REVISION	BY	DATE

FLORIDA DEPARTMENT OF TRANSPORTATION

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

STATE ROAD NO. 860 — MIAMI-DADE COUNTY

	BY	DATE
DRAWN	TARAFA	04/06/09
CHECKED	RUSSELL	04/06/09

PREPARED BY: FDOT DISTRICT VI

DATA SOURCE:

F.P. ID. 407736-1 SECTION 87026

SHEET 2 OF 2

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