

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20050630

1. ACTION REQUESTED/PURPOSE: Accept Quit-Claim Deed for 16 square feet required for the equipment installation of the College Parkway & Riverwalk Park Traffic Signalization; authorize the Division of County Lands to handle and accept all documentation necessary.

2. WHAT ACTION ACCOMPLISHES: Allows the County to proceed with the project.

3. MANAGEMENT RECOMMENDATION: Management recommends Board approve the Action Requested.

4. Departmental Category: 6 C6C

5. Meeting Date: 05-24-2005

6. Agenda:
 Consent
 Administrative
 Appeals
 Public
 Walk-On

7. Requirement/Purpose: (specify)
 Statute 125
 Ordinance
 Admin. Code
 Other

8. Request Initiated:
 Commissioner _____
 Department Independent
 Division County Lands KK
 By: Karen L.W. Forsyth, Director *[Signature]*

Background:

The Lee County Department of Transportation is constructing a new traffic signal at College Parkway and Riverwalk Park Boulevard as part of an Agreement with private parties that access College Parkway, at this intersection. Staff recommends acceptance of the 16 square feet, by donation, in fee simple interest, required for installation of signal equipment from Ventas Realty, Limited Partnership, a Delaware limited partnership, 10350 Ormsby Park Place, Suite 300, Louisville, KY 40223. The Board has previously accepted Perpetual Traffic Signal Easements on the remaining required parcels.

Funds are available in Account Number: 20606530700.506110

ATTACHMENTS: Copy of Quit Claim Deed, In-House Title Searches, Location Map

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services			County Manager/P.W. Director
					Analyst	Risk	Grants	
<i>K. Forsyth</i>			<i>AKO 5/10/05 RKL 5/9/05</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty
 Date: 5/11/05
 Time: 3:30
 Forwarded To: [Signature]
5/11/05 3pm

RECEIVED BY
 COUNTY ADMIN: [Signature]
 5-09-05 MP.
 4:30pm
 COUNTY ADMIN
 FORWARDED TO: [Signature]
5-12-05
3pm

This instrument prepared by:
County Lands
Post Office Box 398
Fort Myers, Florida 33902-0398
Project: College Parkway & Riverwalk Park
Project #6713 Traffic Signal
STRAP No.: 15-45-24-00-00101.0000
Parcel: 102

THIS SPACE FOR RECORDING

QUIT-CLAIM DEED

THIS Quit-Claim Deed, executed this ____ day of _____, 2005, by **Ventas Realty, Limited Partnership**, a Delaware limited partnership, c/o Ventas Inc., whose address is 10350 Ormsby Park Place, Suite 300, Louisville, KY 40223, hereinafter "Grantor", and **LEE COUNTY**, a political subdivision of the State of Florida, whose post office address is Post Office Box 398, Fort Myers, FL 33902-0398, Grantee:

(The terms "Grantor" and "Grantee" include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations.)

WITNESSETH, The Grantor, for and in consideration of the sum of \$1.00 in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim to the Grantee, all the right, title interest, claim and demand that the Grantor has in the following described parcel of land located in Lee County, Florida.

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE and to HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title interest, lien, equity and claim of the Grantor, either in law or equity, to the only proper use, benefit and behoof of the Grantee forever.

IN WITNESS WHEREOF, The Grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in presence of two separate witnesses:

Ventas Realty, Limited Partnership, a Delaware limited partnership

By: Ventas, Inc., a Delaware corporation, its general partner

By: [Signature]
Name: T. Richard Riney Date _____
Title: Executive Vice President and General Counsel

(CORPORATE SEAL)

ORIGINAL DOCUMENTS RETAINED IN COUNTY LANDS FILES FOR HANDLING UPON BOARD ACCEPTANCE.

[Signature]
1st Witness Signature

Barbara F. Thompson
Printed Name of 1st Witness

[Signature]
2nd Witness Signature

Dana J. Baker
Printed Name of 2nd Witness

STATE OF Kentucky
COUNTY OF Jefferson

The foregoing instrument was acknowledged before me this 3 day of May 3, 2005, by T. Richard Riney, Executive Vice President of Ventas, Inc., the general partner of Ventas Realty, Limited Partnership, a Delaware limited partnership, on behalf of the corporation. He/she is personally know to me or who has produced N/A, as identification.
(type of identification)

SEAL

[Signature]
(Signature of Notary Public)

Kimberly S. Tobin
(Name typed, printed or stamped)

(Title or Rank) Notary Public, State at Large, KY
(Serial Number, if any) My commission expires Nov. 26, 2006

EXHIBIT A

LEGAL DESCRIPTION

A tract or parcel of land lying in Section 15, Township 45 South, Range 24 East, Lee County, Florida, which tract or parcel is described as follows:

From the northeast corner of the lands as described in deed recorded in Official Record Book 4200 at Page 2985, Public Records of Lee County, Florida, run N 89° 51' 44" W along the north line of the lands as described in said deed, also being the south right-of-way line of College Parkway (100 feet wide) for 72.18 feet to the Point of Beginning.

From said Point of Beginning run S 00° 08' 16" W departing said right-of-way line for 4.00 feet; thence N 89° 51' 44" W and parallel with said south right-of-way line for 4.00 feet; thence run N 00° 08' 16" E for 4.00 feet to an intersection with said south right-of-way line and north line of said deed; thence run S 89° 51' 44" E along said south right-of-way line and north deed line for 4.00 feet to the Point of Beginning.

Parcel contains 16 square feet, more or less.

Subject to easements, restrictions and reservations of record. Bearings hereinabove mentioned are based on the south right-of-way line of College Parkway to bear N 89° 51' 44" W.

Division of County Lands

Ownership and Easement Search

Search No. 15-45-24-00-00101.0000

Date: August 20, 2004

Parcel: 102

Project: College Parkway/Riverwalk Park Blvd.
Signalization, Project 6713

To: Michael J. O'Hare, SRWA
Property Acquisition Agent

From: Shelia A. Bedwell, CLS
Property Acquisition Assistant



STRAP: 15-45-24-00-00101.0000

Effective Date: ~~July 12, 2004~~, at 5:00 p.m. ^{April 27, 2005} KK

Subject Property: See attached Exhibit "X"

Title to the subject property is vested in the following:

Ventas Realty, Limited Partnership, a Delaware limited partnership

By that certain instrument dated January 21, 2004, recorded February 16, 2004, in Official Record Book 4200, Page 2985, Public Records of Lee County, Florida.

Easements:

1. Ingress and egress easement as described in instrument recorded in Official Record Book 1882, Page 2392, as amended by instrument recorded in Official Record Book 4281, Page 3402, Public Records of Lee County, Florida.
2. Exclusive and Perpetual Wastewater Force Main Easement Grant, recorded in Official Record Book 1882, Page 2440, Public Records of Lee County, Florida.
3. Frontage Road Easement Grant to Lee County, recorded in Official Record Book 1889, ~~Page 4547~~, Public Records of Lee County, Florida.
4. Easement to Florida Power & Light Company, recorded in Official Record Book 1920, Page 3871, Public Records of Lee County, Florida.
5. Reciprocal Easements Agreements between Twin Lakes Limited Partnership and Krupp Cash Plus III Limited Partnership, recorded in Official Record Book 1935, Page 3115, Public Records of Lee County, Florida.
6. Exclusive and Perpetual Water Pipeline Easement Grant to Florida Cities Water Company, recorded in Official Record Book 1952, Page 241, Public Records of Lee County, Florida.
7. Exclusive and Perpetual Gravity Sewer Main Easement Grant to Florida Cities Water Company, recorded in Official Record Book 1952, Page 250, Public Records of Lee County, Florida.

Division of County Lands**Ownership and Easement Search**

Search No. 15-45-24-00-00101.0000

Date: August 20, 2004

Parcel: 102

Project: College Parkway/Riverwalk Park Blvd.
Signalization, Project 6713

8. Exclusive and Perpetual Wastewater Force Main Easement Grant to Florida Cities Water Company, recorded in Official Record Book 1952, Page 268, Public Records of Lee County, Florida.
9. Easement to Florida Power & Light Company recorded in Official Record Book 1959, Page 4420, Public Records of Lee County, Florida.

NOTE(1): Resolution of the Board of County Commissioners regarding a variance from the quarter section line, recorded in Official Record Book 1785, Page 4668, Public Records of Lee County, Florida.

NOTE(2): Resolution of the Board of County Commissioners regarding rezoning, recorded in Official Record Book 1886, Page 2674, Public Records of Lee County, Florida.

NOTE(3): Notice of Development Order, recorded in Official Record Book 1910, Page 2404, Public Records of Lee County, Florida.

NOTE(4): Resolution of the Board of County Commissioners regarding parking spaces, recorded in Official Record Book 1936, Page 2178, Public Records of Lee County, Florida.

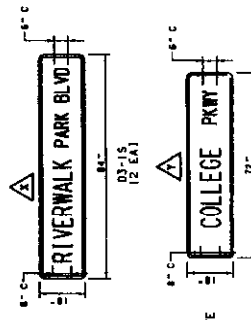
NOTE(5): Financing Statement between BLC Fort Myers – GC, LLC (Debtor) and Ventas Realty, Limited Partnership (Secured Party), recorded in Official Record Book 4200, Page 2990, Public Records of Lee County, Florida.

NOTE(6): Memorandum of Lease between Ventas Realty, Limited Partnership (Landlord) and BLC Fort Myers – GC, LLC (Tenant), recorded in Official Record Book 4207, Page 709, Public Records of Lee County, Florida.

Tax Status: ²⁰⁰⁴~~2003~~ taxes have been paid in full. *KK*
(The end user of this report is responsible for verifying tax and/or assessment information.)

The Division of County Lands has made a diligent search of the Public Record. However, this report contains no guarantees nor warranty as to its accuracy.

SIGNAL HEAD DETAILS

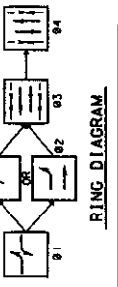


ITEM NO. 650-51-311 (ITEM NO. 650-51-511 18 AS)
 SIGNAL HEADS ②, ③, ④, ⑤, ⑥ WILL REQUIRE A BACK PLATE
 ITEM NO. 659-110 (12 EA) @ 659-101 (4 EA)

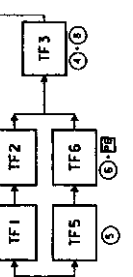
NOTE: ALL RED, YELLOW & GREEN DISPLAYS SHALL BE LED TYPE.

SIGNAL OPERATING PLAN

PHASE MOVEMENT DIAGRAM



RING DIAGRAM



CONTROLLER OPERATIONS

1. MAJOR STREET IS COLLEGE PARKWAY
 2. MINOR STREET IS RIVERWALK PARK BLVD
 3. PHASES 1, 2, 3 & 4 ARE ACTUATED/PHASE 3 IS RECALL.
 4. SIGNAL COORDINATION IS PHASE 3.
 5. FLASH ON COLLEGE PARKWAY MOVEMENTS ②, ③, ④ & ⑤.
 6. RED ON RIVERWALK PARK BLVD MOVEMENTS ①, ② & ③.
- CURRENT PEDESTRIAN DISPLAY FOR PHASE 3 IS P6. PEDESTRIAN DISPLAY UPON ACTUATION ONLY FOR PHASE 3.

CONTROLLER TIMING SHEET

FOR COLLEGE PARKWAY AND RIVERWALK PARKWAY

TIMING FUNCTION MOVEMENT NO.	CONTROLLER TIMINGS					
	1	2	3	5	6	3
MINIMUM GREEN (INITIAL)	1	2	4	5	6	8
EXTENSION (PASSAGE)						
MAXIMUM GREEN (AM)						
MAXIMUM GREEN (PM)						
YELLOW CLEAR						
ALL RED CLEAR						
PEDESTRIAN WALK						
PEDESTRIAN CLEAR						
ALL RED CLEAR						
ALL RED CLEAR						

TIMING SHOWN ARE INITIAL TURN ON TIMING EQUAL TIMING TO BE DETERMINED BY LEE COUNTY DEPT. OF TRANS.

DETECTORS FOR LOOPS

MOVEMENTS	NO. OF DETECTORS	NO. OF LAMPS
1	1	1
2	1	1
3	1	1
4	1	1
5	1	1
6	1	1

BASE MAP SOURCE: JOHNSON ENGINEERING.

DAVID PLUMMER & ASSOCIATES, INC.
 TRANSPORTATION • CIVIL • STRUCTURAL • ENVIRONMENTAL
 1500 PINE WOOD BLVD. CORAL GABLES FL 33134 TELEPHONE 305-441-0000 FAX 305-441-0000

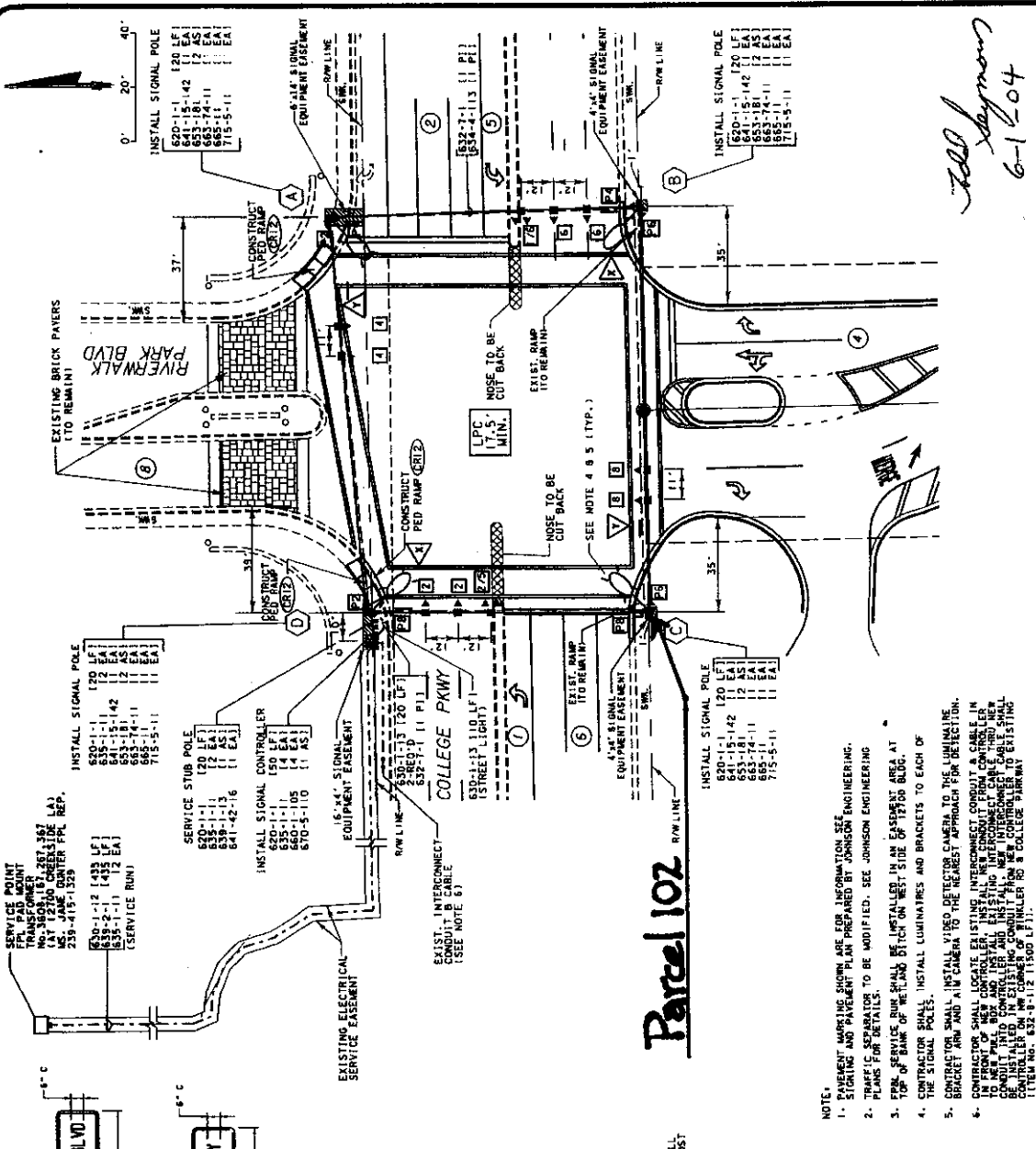
REVISIONS: REVISION DATE: 05/23/04

CANTERBURY SCHOOL

SIGNALIZATION PLAN

TITLE

DATE	BY	CHKD
05/23/04	J.P.	J.P.
SCALE	4" = 5'	
PROJECT NO.	6-1-04	
DATE	6-1-04	



Parcel 102

John Johnson
6-1-04

- NOTE:
1. PAVEMENT MARKING SHOWN ARE FOR INFORMATION SEE SIGNING AND PAVEMENT PLAN PREPARED BY JOHNSON ENGINEERING.
 2. TRAFFIC SIGNAGE TO BE MODIFIED. SEE JOHNSON ENGINEERING.
 3. TOP OF BANK OF WESTLAND DITCH ON WEST SIDE OF 12700 BLDG. AT
 4. CONTRACTOR SHALL INSTALL LUMINAIRES AND BRACKETS TO EACH OF THE SIGNAL POLES.
 5. CONTRACTOR SHALL INSTALL VIDEO DETECTOR CAMERA TO THE LUMINAIRE BRACKET ARM AND AIM CAMERA TO THE NEAREST APPROACH FOR DETECTION.
 6. CONTRACTOR SHALL LOCATE EXISTING INTERCONNECT CONDUIT & CABLE IN TO SHOW OF NEW AND INSTALL EXISTING INTERCONNECT CABLE INTO NEW CONDUIT INTO CONTROLLER AND INSTALL NEW INTERCONNECT CABLE SHALL BE LOCATED ON THE CURB OF MINOR RD & COLLEGE PARKWAY (ITEM NO. 632-9-112 11500 LF).