RESOLUTION NO. 40-10-15

A RESOLUTION OF THE TOWN COMMISSION OF **FLORIDA** THE TOWN OF LAKE PARK, ACCEPTING A SPECIAL WARRANTY DEED AND BILL OF SALE FROM CONGRESS AVENUE PROPERTIES, LTD., CONVEYING PARCEL C OF THE PLAT OF CONGRESS BUSINESS PARK FOR RIGHT OF WAY PURPOSES: AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE THE BILL OF SALE WHICH GRANTS TO THE TOWN **IMPROVEMENTS** THEREIN: PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Town of Lake Park (Town) is a municipality and given those home rule powers and responsibilities enumerated by Chapter 166 Florida Statutes and the Florida Constitution; and

WHEREAS, the Town Commission has approved a Site Plan and a Plat for the property owned by Congress Avenue Properties, Ltd. (the Developer); and

WHEREAS, as part of these approvals the Developer agreed to convey to the Town by Special Warranty Deed Parcel C of the Congress Business Park Plat (the Plat) and

WHEREAS, Parcel C of the Plat has been designated as a portion of the right-of way for the extension of Park Avenue; and

WHEREAS, in addition to the right-of way, the Developer agreed to convey by Bill of Sale those improvements it has constructed in Parcel C associated with the right-of-way for Park Avenue; and

WHEREAS, the improvements being conveyed by the Developer include roadway, pedestrian, Stormwater system and other associated improvements, all of which are necessary as part of the extension of Park Avenue to Congress Avenue in the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:

<u>Section 1.</u> The foregoing recitals are true and correct and are incorporated herein.

Section 2. The Town Commission hereby accepts the Special Warranty Deed conveying Parcel C, a copy of which is attached hereto as Exhibit "A".

Section 3. The Town Commission hereby accepts the Bill of Sale conveying the roadway, those pedestrian, Stormwater system and other improvements within Parcel C constructed by the Developer to the Town. The Mayor is hereby authorized and directed to execute the Bill of Sale, a copy of which is attached hereto as **Exhibit "B"**.

Section 4. This Resolution shall be effective upon adoption.

The foregoing Resolution was offered by	Commissioner Rapoza						
who moved its adoption. The motion was se	conded by Commissioner O'Rourke						
and upon being put to a roll call vote, the vot	and upon being put to a roll call vote, the vote was as follows:						
	AYE NAY						
MAYOR JAMES DUBOIS							
VICE-MAYOR KIMBERLY GLAS-CASTI	RO						
COMMISSIONER ERIN FLAHERTY							
COMMISSIONER MICHAEL O'ROURKE							
COMMISSIONER KATHLEEN RAPOZA							
	the Town Commission thereupon declared the foregoing Resolution NO. 40-10-15 ly passed and adopted this						
	TOWN OF LAKE PARK, FLORIDA						
	BY: JAMES DUBOIS MAYOR						
ATTEST:							
VIVIAN MENDEZ TOWN CLERK							
(SEAWN SEAL)	Approved as to form and legal sufficiency:						
	1/2 08/1						
FORIDA	BY: THOMAS J. BAIRD						
	TOWN ATTORNEY						



PREPARED BY AND RETURN TO:

Parcel I.D. No.: 36 43 42 19 25 003 0000

CFN 20150436159
OR BK 27955 PG 0327
RECORDED 11/30/2015 15:22:25
Palm Beach County, Florida
AMT 10.00
Doc Stamp 0.70
Sharon R. Bock, CLERK & COMPTROLLER
Pgs 0327 - 328; (2pgs)

Special Warranty Deed

THIS INDENTURE is made this 29^k day of October, 2015, between CONGRESS AVENUE PROPERTIES, LTD., a Florida limited partnership ("Grantor"), whose post office address is 4500 PGA Boulevard, Suite 207, Palm Beach Gardens, FL 33418, and TOWN OF LAKE PARK, a political subdivision of Palm Beach County, Florida ("Grantee"), whose post office address is 535 Park Avenue, Lake Park, FL 33403.

WITNESSETH:

Witnesseth, that Grantor, for and in consideration of the sum TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys, and confirms unto Grantee, all that certain land situate in Palm Beach County, Florida ("Property"), wit:

PARCEL C OF THE CONGRESS BUSINESS PARK PLAT recorded at Plat Book 119, Page 35 of the Public Records of Palm Beach County, Florida.

TOGETHER with all and singular the tenements, hereditaments and appurtenances belong to or in anywise appertaining to the Property.

TO HAVE AND TO HOLD the Property together with all and singular the appurtenances thereunto belonging or in anywise appertaining, unto the said Grantee, in fee simple forever.

And Grantor, for itself and for its successors and assigns, does hereby covenant with Grantee that it will defend the same against the lawful claims of all persons claiming by, through or under the Grantor, but not otherwise.

[Signature page follows.]

NOTE TO CLERK: THIS CONVEYANCE WAS MADE FOR NO CONSIDERATION AND IS THEREFORE EXEMPT FROM DOCUMENTARY STAMP TAX PURSUANT TO F.A.C. §12B-4.014(2)(a).

IN WITNESS WHEREOF, the Grantor has set its seal on the day and year first above written.

Signed, sealed and delivered in the presence of:	Congress Avenue Properties, Ltd., a Florida limited partnership				
Plas Bolling Brandt	Perpetuities Trust Holdings, LLC, a Florida limited liability company, its General Partner By: Print Name: Buy M. Divosta				
Name: Terry Lord	Title: Vice President				
STATE OF FLORIDA)) ss COUNTY OF PALM BEACH)					
The foregoing instrument was acknowledged before me this 29th day of Actober, 2015 by Guy M. DiVosta, W. P. of the Perpetuities Trust Holdings, LLC, a Florida limited liability company, General Partner of Congress Avenue Properties, Ltd., a Florida limited partnership, on behalf of said limited liability company, who is personally known to me.					
(Notary Seal) DEBBIE POWELL MY COMMISSION # EE 142483 EXPIRES: December 13, 2015 Bonded Thru Notary Public Underwriters	Print Name:				



CFN 20150436160 OR BK 27955 PG 0329 RECORDED 11/30/2015 15:22:25 Palm Beach County, Florida Sharon R. Bock, CLERK & COMPTROLLER Pgs 0329 - 337; (9pgs)

BILL OF SALE

THIS BILL OF SALE is made this 29 day of October, 2015, between Congress Avenue Properties, Ltd., a Florida limited partnership, having an address of 4500 PGA Blvd, Suite 207, Palm Beach Gardens, FL 33418, hereinafter referred to as "Seller", and the TOWN OF LAKE PARK, a Florida municipal corporation, hereinafter referred to as "Buyer". (Wherever used herein the terms "Seller" and "Buyer" include all the parties to this instrument, and the heirs, legal representatives and assigns of individuals, and the successors and assigns.

WITNESS, that the Seller, for and in consideration of the sum of Ten (\$10.00) Dollars and other good and valuable consideration to it in hand paid by Buyer, the receipt whereof is hereby acknowledged, hereby delivers, grants, bargains, sells, transfers, aliens, remises, releases, conveys and confirms unto the Buyer, the following goods and chattels, located in the County of Palm Beach and State of Florida, to wit:

Roadway, Pedestrian, Stormwater Drainage System, and similar improvements as described in <u>Attachment A</u>. All of the subject improvements lie within the following land area:

PARCEL C OF THE CONGRESS BUSINESS PARK PLAT recorded at Plat Book 119, Page 35 of the Public Records of Palm Beach County, Florida.

TO HAVE AND TO HOLD the same unto the Buyer, its executors, administrators, successors and assigns forever, Seller, for itself, its successors and assigns, does hereby covenant to and with the Buyer, its successors and assigns, that Seller is the lawful owner of the said goods and chattels; that the same are free from all encumbrances; that Seller has good right to sell the same as aforesaid; and, that Seller will Warrant and defend the sale of the said property, goods and chattels hereby made, unto the Buyer, its successors and assigns, against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, Seller has hereund October, 2015.	to set their hands and seal(s) this 29 th day of
Signed, sealed and delivered in the presence of: Delibric Powell Print Name Delibric Powell Print Name Print Na	Congress Avenue Properties, Ltd., a Florida limited partnership, By: Name: Guy M. Divosta Its: Vice President
STATE OF FLORIDA) SS COUNTY OF Palm Beach	
The foregoing instrument was acknowledge of Congress Avenue Properties, Ltd., a Florto me.	nowledged before me this 21 ⁺¹ day of on as <u>Vice fresident</u> on rida limited partnership, who is personally known
DEBBIE POWELL MY COMMISSION # EE 142483 EXPIRES: December 13, 2015 Bonded Thru Notary Public Underwriters	NOTARY PUBLIC State of Florida at Large My Commission Expires:

[NOTARY SEAL]

BILL OF SALE FOR

PARK AVENUE EXTENSION (LAKE PARK LIMITS ONLY) CONTRACTOR COSTS

PAIN AVEITOE EXTENSION (LAILE	 1	I	1 ,	
DESCRIPTION	QUANITITY	UNIT	UNIT PRICES	AMOUNT
1-1/2" A.C.S.C. TYPE S-I	4,225	SY	\$5.90	\$24,927.50
1" ASPHALTIC CONCRETE TYPE S-III	4,225	SY	\$7.15	\$30,208.75
8" LIMEROCK	4,225	SY	\$9.95	\$42,038.75
12" STABILIZED SUBGRADE	4,635	SY	\$5.25	\$24,333.75
FILL	3,371	CY	\$7.25	\$24,439.75
TYPE 'F' CURB	1,350	LF	\$12.00	\$16,200.00
SIDEWALK	875	SY	\$27.30	\$23,887.50
STRIPING AND SIGNAGE	1	LS	\$9,240.00	\$9,240.00
CATCH BASIN	7	EA	\$3,675.00	\$25,725.00
18" RCP	429	LF	\$31.36	\$13,453.44
24" RCP	318	LF	\$35.28	\$11,219.04
CONNECT TO EXISTING	3	LF	\$1,176.00	\$3,528.00
PLUG EXIST. 36" RCP	2	EA	\$1,176.00	\$2,352.00
SOD	2,550	SY	\$2.60	\$6,630.00
SUBTOTAL		•		\$258,183.48

A Hachment "A" (Bill of Sale

Pg.195

D99-240N 2,90 1849 14/12/9 56 14/02/9 56 ASSOCIATES, M. ASSOCI CONCRESS VAENUE PROPERTIES.

TAKE PARK, FLORIDA

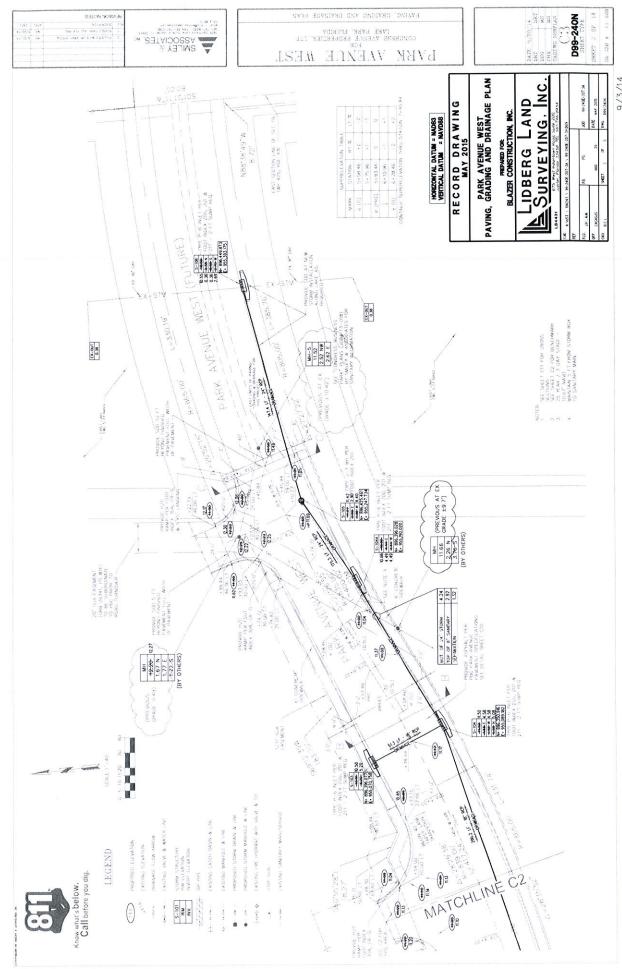
TAKE PARK, FLORIDA **DARK** MESL MATCHLINE PARK AVENUE WEST PAVING, GRADING AND DRAINAGE PLAN LIDBERG LAND SURVEYING, INC RECORD DRAWING MAY 2015 PREATED FOR BLAZER CONSTRUCTION, INC. HORZONTAL DATUM = NAD83 VERTICAL DATUM = NAVD88 SEE "CONGRESS BUSINESS PARK" PLANS (JOH# 13-U18) BY SMIEY & ASSOCIATES FOR WATER MAIN INFORMATION PROVIDE H/C RAMP PER FDDT INDEX 304, CR-G-BY: DAVID C. LIDBERG PRIDESSIDNAL SHRVEYOR AND MAPPER FLIDRIDA CERTIFICATE NO. 3613 QUENCHIOL TON THOMSEL AND SIDERTIME, INC. CONVEIET SIGNEY.
THIS SIGNEY IS AND SIMPLE REPORT CLARGETS. THE CONVEIET SIGNEY.
THIS SIGNEY IS NOT THIS USEN'S THE SIGTEN AND PROBLEM ACCOUNTS. THE SIGNEY AND WITHOUT THE SIGNEY.
MINERAL SEMEMORTHORS OF THIS SIDNEY AS BOTT VALID WITHOUT THOUT THE ORIGINAL
MINERAL SEAL OF A TENNING. LICENSED SUPPORTING AND MARPES EMPORTED. 2. THE EMPETED USE OF THE SEGLECT PROPERTY IS FALLS WITHIN THE SPREAM & CARSON FOR IN CAMPUS AS A CASSINE TO CAMPUS AS A CASSINE CALLON. 4. THIS SURVEY IS PREPARED ONLY FOR THE PARTIES LISTED BELOW AND IS PREPARED FOR IN. THE CONSTRUCTION, INC. 3. ELEVATIONS SHOW ARE BASED ON THE NORTH AMERICAN VEHICLAL DATUM OF INIS IS A RECORD SURVEY AS DEFINED IN CHAPTED ADMINISTRATIVE CORP. PROVIDE ASPHALT PER PBC PARK AVENUE PAVEMENT SPECIFICATIONS SEE DETAIL SHEET CID LEGEND CANTON CONTROL ELYMINO

CANTON CONTROL CONTROL

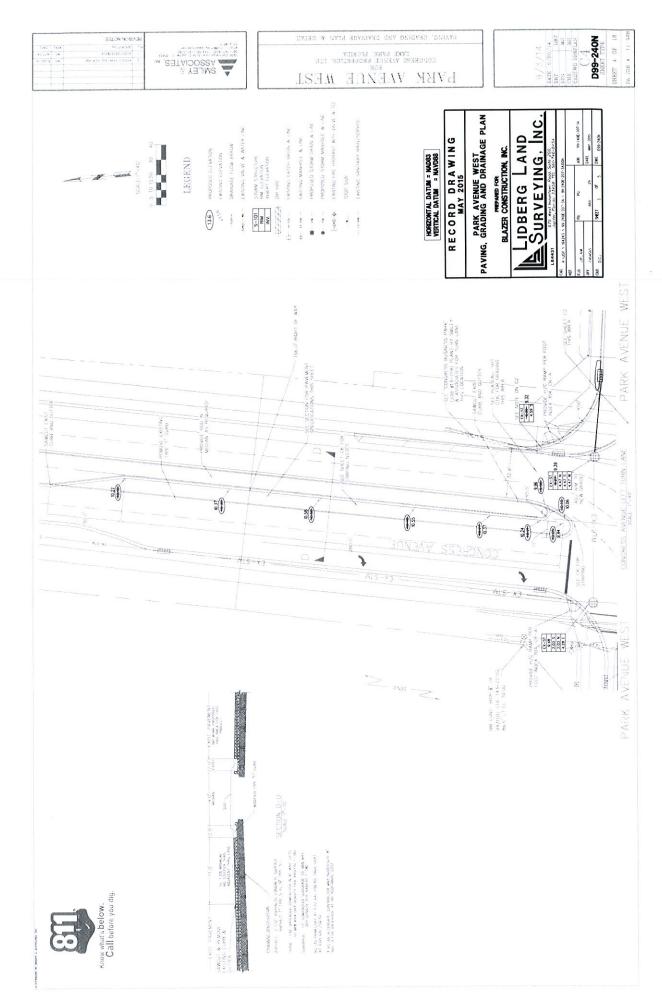
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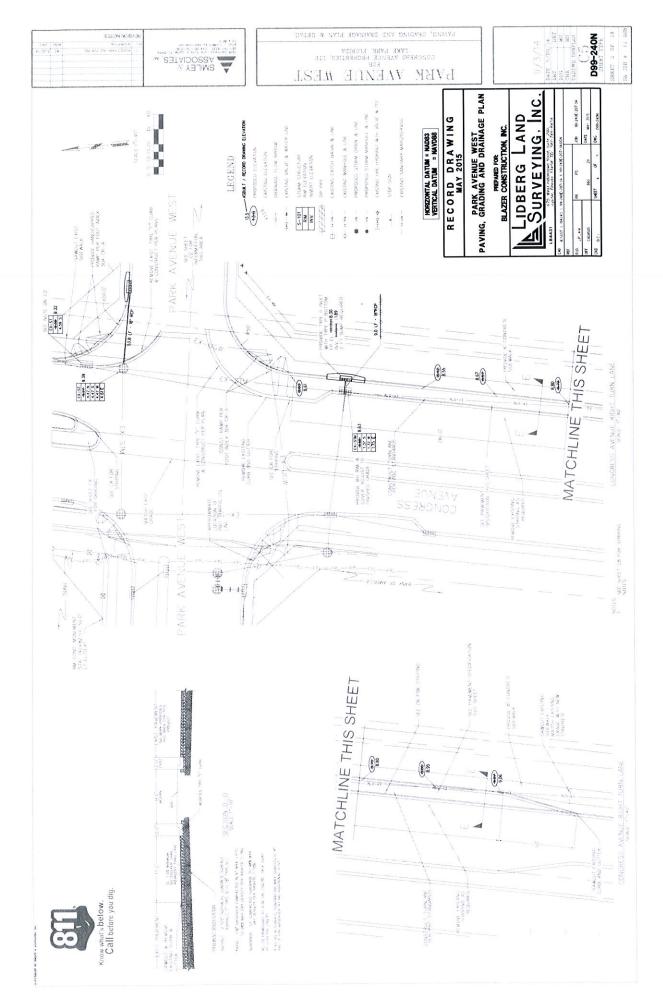
CANTON CONTROL

CANTON SEE "CONCRESS BUSINESS PARK" (JOB #13-0 PLANS BY SMIEY & ASSOCIATES FOR TURN LANE THIS LOCATION THE TO EXISTING PERIMETER BERM - SEE DETAIL **1**

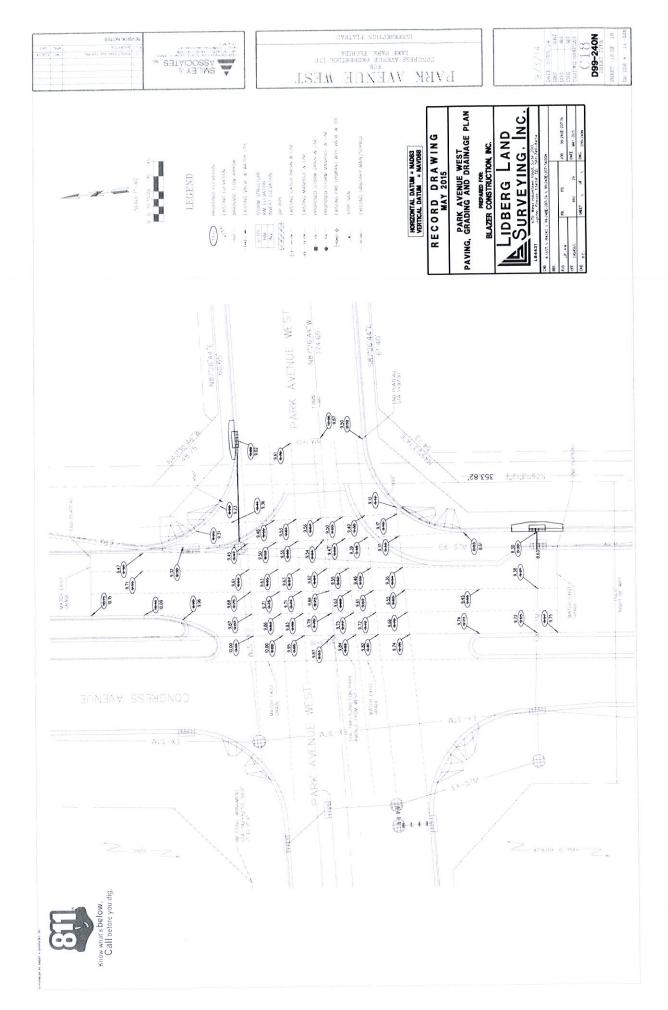


Pg.3 of 5





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