

## **Robyn Tice**

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**From:** Don Kraher  
**Sent:** Wednesday, February 26, 2020 10:45 AM  
**To:** Jewel Cannada-Wynn; Jared Moore; Sherri Myers; P.C. Wu; Andy Terhaar; Ann Hill; John Jerrals  
**Cc:** Elaine Mager; Sonja Gaines; Ericka Burnett; Robyn Tice; Sherry Morris; Kerrith Fiddler; Keith Wilkins  
**Subject:** Baptist Brent Lane Vacation Request  
**Attachments:** Baptist & Terhaar - Cronley Access Agmt.pdf

Council President and Members of City Council

During the discussion of this vacation request, City Council encouraged the parties (Baptist & Terhaar-Cronley) to meet and come up with a mutually agreeable solution.

Attached you will find an Access Agreement signed and executed by both parties. The parties desired for you to have this in advance of the Council Meeting to reflect that your desires had been achieved.

Respectfully,

***Don Kraher***  
***Council Executive***  
Office of the City Council  
222 W. Main Street  
Pensacola, FL 32502  
(850) 435-1686 – Office  
(850) 384-6363 – Cell



***City of Pensacola***

## Access Agreement

This Agreement is made as of the last date of signature executions, by and between Baptist Brent Lane Properties, LLC (“BBLP”) and CT Properties I, Inc. (“CTP”),

WITNESSETH:

Whereas, BBLP has petitioned the City of Pensacola to vacate certain City street right of ways, i.e. portions of Rawson Lane and Corday Street, within the confines of BBLP’s recent land acquisitions at the southwest corner of the Brent Lane and I-110 right-of way intersection (the “Vacated Right of Ways”); and

Whereas, CTP regularly uses the streets petitioned to be vacated for prime access to and from their properties south of and contiguous to the BHC acquired property; and

Whereas, BBLP’s suggested alternate access routes, as preliminarily configured, are unsatisfactory for reasonable use by CTP;

Now, therefore, the parties hereto hereby agree as follows:


1. That BBLP shall affect a re-design of the eastern dual E. Brent Lane service road intersection locations at the westbound Brent Lane and the eastbound Brent Lane that are satisfactory to CTP and BBLP and as shown on the plan attached hereto as Exhibit “A” and incorporated herein by this reference.
2. That BBLP shall obtain approval of the satisfactory design from FDOT for construction of the two service road intersection locations and affect construction of same prior to closing the Vacated Right of Ways to public traffic.
3. It is contemplated that BBLP shall use the re-designed service road access points at Brent Lane to route their hospital staff parking and service/vendor truck traffic to/from these access/egress points, to/from Sycamore Street and to/from Amber Street exclusively. However, in the event that the use of the redesigned Brent Lane/Sycamore/Amber route becomes untenable for BBLP’s purposes for either auto or truck traffic and, as a result, BBLP or its tenant, Baptist Hospital, Inc., either (i) modify one of their exiting main entrances/exits or (ii) add an additional Brent Lane connector with either right-in/right out ingress/egress or full access for their hospital staff parking and service/vendor truck traffic connecting to Selina or Amber Street (the “Alternate Access Facilities”), then BBLP and BHI will execute an easement agreement in form and content reasonably acceptable to CTP to provide access across the Alternate Access Facilities for the use of CTP employee and truck traffic also, which easement agreement will run with the land and inure to the benefit of CTP, its successors and assigns. Furthermore, such easement shall also provide access to and inure to the benefit of the owners of the parcels currently owned by Damian’s Enterprises, Inc. and Emerald Coast Finest Produce Company, Inc.
4. In consideration of the covenants and agreements set forth in Sections 1-3 above, CTP agrees to consent to the vacation of the City street right of ways described above.

In Witness Whereof, each party hereto has executed this Agreement

CT Properties I, Inc.

Baptist Brent Lane Properties, LLC

By:   
A. L. Terhaar, President

By: Baptist Hospital, Inc., its sole member  
By:   
Scott Raynes, President

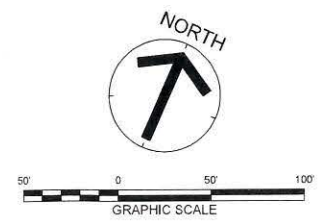
Date: 2.25.2020

Date: 2.26.20





MDHunkler  
Approximate ROW and  
Temporary Easements  
2/24/2020



GreshamSmith.com

222 Second Avenue South  
Suite 1400  
Nashville, TN 37201  
615.770.8100

**BAPTIST HEALTH CARE  
PENSACOLA**  
245 BRENT LANE  
PENSACOLA, FL 32503



Brent Lane Access  
Agreement  
EXHIBIT A  
SHEET 1 OF 2

ROADWAY  
MODIFICATIONS

42902.00  
02/24/2020

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**BAPTIST HEALTH CARE  
PENSACOLA**  
245 BRENT LANE  
PENSACOLA, FL 32503

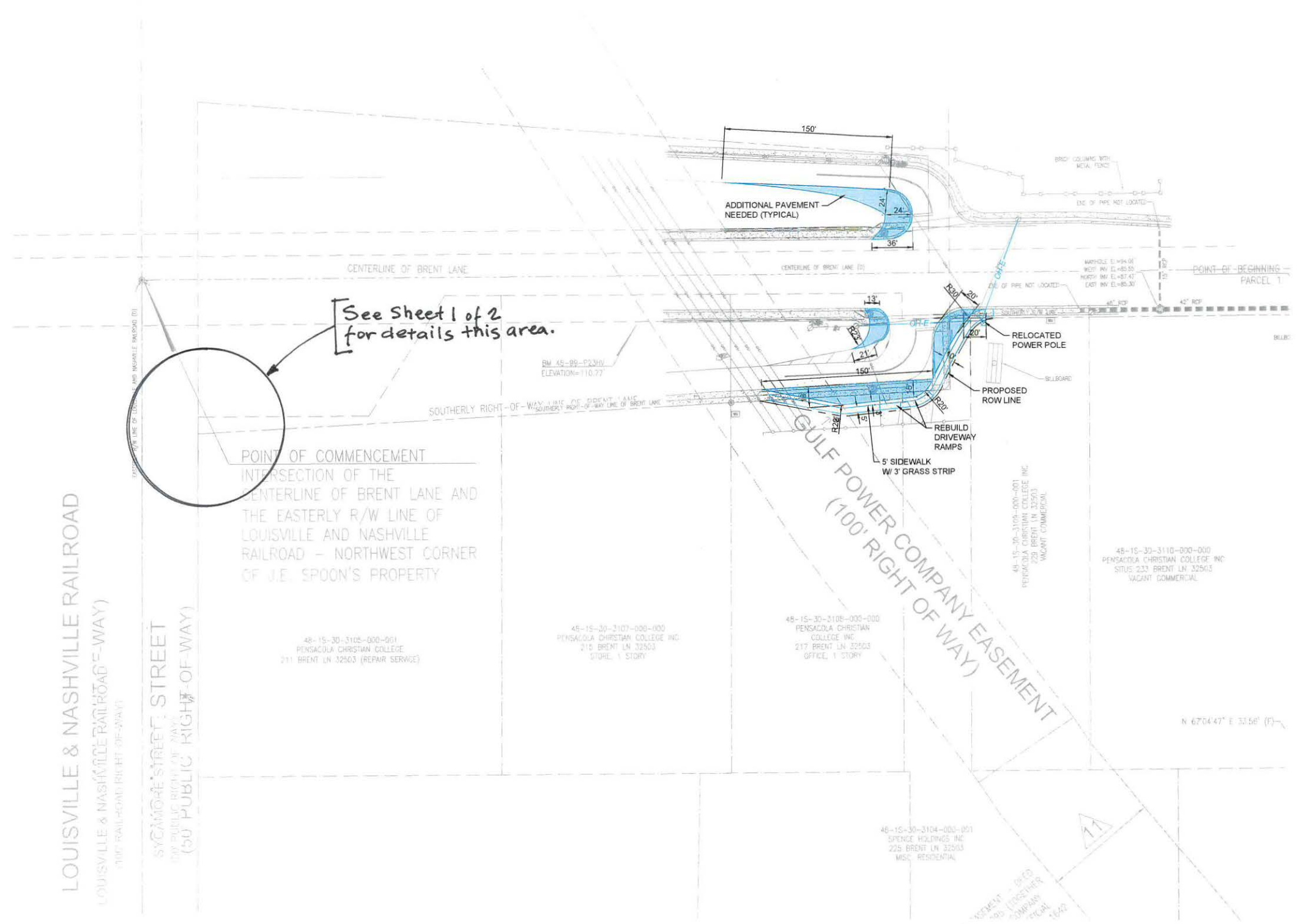


Brent Lane Access  
Agreement  
EXHIBIT A  
SHEET 2 OF 2

ROADWAY  
MODIFICATIONS

42902.00  
02/20/2020

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See Sheet 1 of 2  
for details this area.

