



## Legislation Details (With Text)

**File #:** 19-0314

**Type:** Consent **Status:** Agenda Ready

**In control:** Board of County Commissioners

**On agenda:** 2/26/2019 **Final action:**

**Title:** APPROVAL OF A CONTRACT FOR THE ACQUISITION OF LOTS 20, 21, 22, 23 AND 24, BLOCK 3, DIXIE PARK SUBDIVISION AND ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING A WARRANTY DEED FROM ANDREW PETER ANDRUSHKO

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Location Map.pdf, 2. Reso.pdf, 3. Andrushko Contract.pdf, 4. Warranty Deed.pdf

Date	Ver.	Action By	Action	Result
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**PLACEMENT:** Consent

### TITLE:

**APPROVAL OF A CONTRACT FOR THE ACQUISITION OF LOTS 20, 21, 22, 23 AND 24, BLOCK 3, DIXIE PARK SUBDIVISION AND ADOPTION OF A RESOLUTION APPROVING AND ACCEPTING A WARRANTY DEED FROM ANDREW PETER ANDRUSHKO**

### EXECUTIVE SUMMARY:

This is a request for the approval of a contract for the acquisition of five (5) vacant lots in Dixie Park Subdivision for additional right of way needed for an upcoming bridge facility replacement and utility project and adoption of a resolution approving and accepting a Warranty Deed from Andrew Peter Andrushko.

**DEPARTMENT:** Public Works

**PREPARED BY:** **Name:** Carla T. Segura, FRP  
**Title:** Real Property Manager

**REQUESTED BY:** George Dzama, Capital Projects Manager and Leo Repetti, Project Engineer, Utilities and Solid Waste

**PRESET:**

**PROCEDURES:** None

### BACKGROUND/RELATED STRATEGIC GOAL:

1. Contract drafted by: Martin County

- |    |                           |  |
|----|---------------------------|--|
| 2. | Parties to the Contract:  | Martin County - Buyer<br>Andrew Peter Andrushko - Seller   |
| 3. | Purpose of the Contract:  | Acquisition of Vacant Lots for construction and maintenance of a bridge facility and utility related equipment |
| 4. | New/Renewal/Modification  | New  |
| 5. | Duration:                 | Perpetual  |
| 6. | Benefits to Martin County | Additional land needed for new bridge facility   |
| 7. | Cost to Martin County:    | \$22,500 Acquisition, \$7,500 Associated Costs, plus closing costs   |

Dixie Park Subdivision is located south of Cove Road along SE Dixie Highway and has two bridge facilities that cross Dixie Highway for stormwater and drainage. One facility is located just north of SE Alicia Street and is currently being updated and replaced. The second facility is just north of SE Grafton Avenue and the site of the upcoming roadway and utility project.

Staff determined that the County needs additional right-of-way along Dixie Highway for the construction and maintenance of a new bridge facility and guard rail. This project includes the replacement of the existing box culvert structure, and the need for new water, wastewater, and reclaimed water lines for current and future customers.

Capital Project and Utility Services have agreed to share costs associated with the acquisition of these lots as they are beneficial to the upcoming project and will assist in providing needed space for the project.

Real Property has verified title and there are no mortgages encumbering the premises.

Section 139.31 and 139.32. General Ordinances, Martin County Code require that any conveyance of interest in land to Martin County for any public purpose shall be accepted and approved by resolution by the Board of County Commissioners of Martin County.

#### **ISSUES:**

None

#### **LEGAL SUFFICIENCY REVIEW:**

This item has been reviewed for legal sufficiency to determine whether it is consistent with applicable law, has identified and addressed legal risks and has developed strategies for legal defensibility.

#### **RECOMMENDED ACTION:**

#### **RECOMMENDATION**

Move that the Board approve the vacant land contract for the acquisition of lots 20, 21, 22, 23 and 24, Block 3, Dixie Park, adopt a resolution approving and accepting a Warranty Deed from Andrew

Peter Andrushko, and authorize the Chairman to execute any and all documents necessary to complete this transaction.

### ALTERNATIVE RECOMMENDATIONS

*Pull* this item from the Consent Agenda and provide staff with direction.

### FISCAL IMPACT:

### RECOMMENDATION

Capital Project and Utility Services will share costs associated with the acquisition.

Funding Source	County Funds	Non-County Funds
Subtotal		
Project Total		

### ALTERNATIVE RECOMMENDATIONS

None

### DOCUMENT(S) REQUIRING ACTION:

- ☐ Budget Transfer / Amendment   ☐ Chair Letter   ☒ Contract / Agreement  
☐ Grant / Application   ☐ Notice   ☐ Ordinance   ☒ Resolution  
☐ Other:

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