



## Legislation Details (With Text)

**File #:** 19-0815

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

**In control:** Board of County Commissioners

**On agenda:** 8/13/2019      **Final action:**

**Title:** REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY (FPL) FOR ELECTRICAL SERVICE ON COUNTY OWNED PROPERTY AT LAKE POINT

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. FPL Easement with exhibit.pdf, 2. Lake Point Easement.pdf, 3. 19-066.pdf

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

### TITLE:

**REQUEST THAT THE COUNTY GRANT A UTILITY EASEMENT TO FLORIDA POWER & LIGHT COMPANY (FPL) FOR ELECTRICAL SERVICE ON COUNTY OWNED PROPERTY AT LAKE POINT**

### EXECUTIVE SUMMARY:

FPL has requested approval of a utility easement from Martin County for service to Lake Point Phase I, LLC. (Lake Point). The utility easement is adjacent to the Lake Point driveway on the Martin County property along Kanner Highway.

**DEPARTMENT:** Public Works

**PREPARED BY:** **Name:** Carla Segura  
**Title:** Real Property Manager

**REQUESTED BY:** Don Donaldson, Deputy County Administrator

**PRESET:**

**PROCEDURES:** None

### BACKGROUND/RELATED STRATEGIC GOAL:

1. Agreement drafted by: Florida Power & Light
2. Parties to the agreement: Martin County - Grantor  
FPL - Grantee

3. Purpose of the agreement: Provide and easement for added electrical service to Lake Point Phase I LLC
4. New/Renewal/Modified: New
5. Duration: Perpetual
6. Benefits to Martin County: Allow for electrical service along access easement to Lake Point Phase I, LLC
7. Cost to Martin County: Minimal recording costs
- 8.

In January 2018, Martin County acquired approximately 416 acres from Lake Point. As part of the acquisition, Martin County provided Lake Point an Access Easement. The main entrance is an improved driveway off Kanner Highway. Lake Point requires additional electrical service to its property and FPL has provided Martin County, as the property owner, a Utility Easement which will run adjacent to the improved driveway on the County owned property.

### **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 grant Florida Power & Light Company the utility easement 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 direct staff.

### **FISCAL IMPACT:**

#### **RECOMMENDATION**

None

Funding Source	County Funds	Non-County Funds

<b>Subtotal</b>		
<b>Project Total</b>		

## ALTERNATIVE RECOMMENDATIONS

None

## DOCUMENT(S) REQUIRING ACTION:

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

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