



## Legislation Details (With Text)

**File #:** 19-0660

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

**In control:** Board of County Commissioners

**On agenda:** 8/27/2019      **Final action:**

**Title:** REQUEST THAT THE COUNTY APPROVE THREE AGREEMENTS WITH FLORIDA POWER AND LIGHT COMPANY FOR THE ELECTRICAL UNDERGROUND CONVERSION FOR THE BRIDGE ROAD MAIN STREET PROJECT IN HOBE SOUND

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. FPL\_1of3-County\_ROW\_Agreement\_Underground.pdf, 2. FPL\_2of3-Applicant\_Installed\_Agreement\_Underground.pdf, 3. FPL\_3of3-Underground\_Facilities\_Conversion\_Agreement.pdf

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

**TITLE:**

**REQUEST THAT THE COUNTY APPROVE THREE AGREEMENTS WITH FLORIDA POWER AND LIGHT COMPANY FOR THE ELECTRICAL UNDERGROUND CONVERSION FOR THE BRIDGE ROAD MAIN STREET PROJECT IN HOBE SOUND**

**EXECUTIVE SUMMARY:**

The Community Redevelopment Agency (CRA) is requesting that Florida Power and Light Company (FPL) convert the overhead power lines to underground. This conversion requires the County to enter into three agreements with FPL.

**DEPARTMENT:** Administration

**PREPARED BY:** **Name:** Susan Kores  
**Title:** Manager, Office of Community Development

**REQUESTED BY:** Susan Kores

**PRESET:**

**PROCEDURES:** None

**BACKGROUND/RELATED STRATEGIC GOAL:**

1. Agreements prepared by: FPL
2. Parties to the Agreements: FPL and Martin County

3. Purpose of the Agreements: Conversion of FPL utilities from overhead to underground
4. New/Renewal/Modified: New
5. Duration: Applicant-Installed Facilities Agreement for Underground Conversions (WR #4787756) duration is until the conversion project is complete; the duration of the other two Agreements is for as long as FPL, its successors or assigns, operate the undergrounded facilities
6. Benefits to Martin County: Underground utilities provide greater above ground space for the  
Bridge Road Main Street project improvements
7. Cost to Martin County: \$138,539 which is part of the Bridge Road Main Street Project

The Bridge Road Main Street project will promote economic development by providing new infrastructure, increased parking, new sidewalks, street lighting, and landscaping. Staff is coordinating with FPL to underground the electric lines, and with South Martin Regional Utilities (SMRU) for installation of an upgraded water main. This enhanced roadway design will increase vehicular and pedestrian safety, corridor walkability, and assist in future parcel redevelopment. The agreements necessary to accomplish the electrical undergrounding are as follows:

1. City/County Right-of-Way Agreement for Underground Conversions (WR #4787756). This document authorizes the use of the Right-of-Way (ROW) by FPL for the conversions. It also requires the County to reimburse FPL for costs to relocate, locate, expose, protect, rearrange, adjust or support the Underground Facilities when such services are required by the County or agency under County control.
2. Applicant-Installed Facilities Agreement for Underground Conversions (WR #4787756). This document authorizes the County to install all the underground conduit and concrete products for the conversion project. This agreement allows the County to accelerate the project schedule.
3. Underground Facilities Conversion Agreement (NON-GAF). This document establishes the cost for the underground conversion and provides the County with a Tier 3 Avoided Storm Restoration Cost (ASRC) of \$10,809.00 credit toward the project.

### **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 agreements with FPL for undergrounding of utilities associated with the Bridge Road Main Street Project and authorize the Chairman to execute the documents.

## ALTERNATIVE RECOMMENDATIONS

*Pull* this item from the Consent Agenda and do not approve the agreement and keep the overhead power lines.

## FISCAL IMPACT:

## RECOMMENDATION

The project is funded through monies already approved and available within the Hobe Sound Bridge Road Main Street Capital Improvement Plan.

Funding Source	County Funds	Non-County Funds
35024-1324-3306-559-CRA16		\$138,539.00
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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