



## Legislation Details (With Text)

**File #:** 21-0613

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

**In control:** Board of County Commissioners

**On agenda:** 4/13/2021      **Final action:**

**Title:** REQUEST THAT THE COUNTY APPROVE TWO 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. Underground Facilities Conversion Agreement (Non-Gaf).pdf, 2. ROW Agreement SE Lares\_Ave.pdf

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

**TITLE:**

**REQUEST THAT THE COUNTY APPROVE TWO 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 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 two 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: The duration of the 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: \$92,085.00 which is budgeted in 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. As part of this project, staff is coordinating with FPL to underground the electric lines located on SE Lares Avenue between Bridge Road and SE Anstis Place, including transformers, switch cabinets and other appurtenant facilities. The agreements necessary to accomplish the electrical undergrounding are as follows:

1. City/County Right-of-Way Agreement for Underground Conversions (WR #9920423). 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. Underground Facilities Conversion Agreement (NON-GAF). This document establishes the cost for the underground conversion and provides the County with a \$4,847.00 credit toward the project. (This assumes FPL performs all UG work)

### **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 Chair to execute the documents.

#### **ALTERNATIVE RECOMMENDATIONS**

None

### **FISCAL IMPACT:**

## RECOMMENDATION

None

Funding Source	County Funds	Non-County Funds
Hobe Sound CRA TIF Funds		\$92,085.00
<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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