



Office of the
**INDIAN RIVER COUNTY
ADMINISTRATOR**

Jason E. Brown, County Administrator
Michael C. Zito, Assistant County Administrator

MEMORANDUM

TO: Members of the Board
of County Commissioners

FROM: Jason E. Brown
County Administrator

DATE: January 3, 2022

SUBJECT: Sector 3 Temporary Beach Easement

Background

On September 21, 2021, the Board of County Commissioners approved a contract for construction of Phase 2 of the Sector 3 Beach Restoration Project with Guettler Brothers Construction in the amount of \$14,174,738. This project is now under construction with an anticipated completion date of April 30, 2022. The County currently has a beach restoration temporary easement with Disney Vacation Development, Incorporated that runs through 2025. The County and the property owner desire to enter into a new beach restoration temporary easement that runs through May 1, 2036. The property owner will contribute \$108,276 to the cost of construction for the current Sector 3 project, which is equal to 50% of the County's local portion of construction costs totaling \$1.1 million west of the Erosion Control Line along the frontage of the property. This 50% cost share contribution significantly reduces the County's cost of construction in this area. Additionally, the property owner's regular dune restoration projects and other contributions (sea turtle monitoring efforts, tourist tax collections, etc.) benefits the County's beach restoration efforts. Due to the unique circumstances at this location, County staff recommends Board approval of the attached Sector 3 Beach Restoration Temporary Easement. County staff plans to negotiate cost share amounts with the property owner for future beach restoration projects based upon the local matching requirements of such projects.

Funding

Funding for the Phase 2 Sector 3 Beach Restoration Project is provided through a combination of Federal Emergency Management Agency (FEMA) reimbursements for hurricanes Matthew, Irma and Dorian, a Florida Department of Environmental Protection (FDEP) cost share grant, and Local Option Tourist

Taxes. The property owner's contribution will reduce the County's required matching contribution for this area from \$216,552 to \$108,276.

Staff Recommendation

Staff recommends that the Board of County Commissioners authorize staff to utilize the attached Sector 3 Beach Restoration Temporary Easement and accept the contribution from the property owner in exchange for performing beach restoration work on the property.