



Office of
**INDIAN RIVER COUNTY
ATTORNEY**

Dylan Reingold, County Attorney
William K. DeBraul, Deputy County Attorney
Susan J. Prado, Assistant County Attorney

MEMORANDUM

TO: Board of County Commissioners

FROM: Dylan Reingold, County Attorney

DATE: September 10, 2019

SUBJECT: Resolution Delegating to the County Administrator or Designee the Authority to Execute Certain Standard Extensions to Both Contracts Relating to Required Roadway Improvements and Accompanying Cash Deposit and Escrow Agreements

BACKGROUND.

Section 312.11 of the Code of Indian River County requires security to be posted with the County when certain work is required to be performed in the right-of-way prior to the issuance of a right-of-way permit. On February 10, 2009, the Indian River County Board of County Commissioners (the "Board") approved Resolution 2009-008, which granted the County Administrator or designee the authority to execute standard Contracts for Construction of Required Roadway Improvements so long as the approval signature of the Public Works Director or designee appeared on the document. Additionally, under Resolution 2009-008, when cash is posted, the County Administrator or designee was granted the authority to execute the standard Cash Deposit and Escrow Agreement so long as that document bears the approval signatures of the County Attorney or designee and the Budget Director or designee.

On occasion, an applicant working in the right-of-way is unable to complete the right-of-way improvements within the timeframe set forth in the Contract for Construction of Required Roadway Improvements. Since Resolution 2009-008 did not authorize the County Administrator to execute extensions of such contracts, the County Attorney's Office recommends that the Board approve the attached resolution authorizing the County Administrator to execute extensions so long as the other necessary County signatures are provided.

FUNDING.

There is no funding associated with this agenda item.

RECOMMENDATION.

The County Attorney's Office recommends that the Indian River County Board of County Commissioners approve the resolution authorizing the County Administrator or designee to execute standard extensions pertaining to both Contracts for Construction of Required Roadway Improvements and corresponding Cash Deposit and Escrow Agreements, as applicable.

ATTACHMENT

Resolution