

**Indian River County, Florida
Department of Utility Services
Board Memorandum**

Date: February 17, 2020

To: Jason E. Brown, County Administrator

From: Vincent Burke, PE, Director of Utility Services

Prepared By: Elliese Shaughnessy, EI, Utilities Design Engineer

Subject: Agreement to Warranty and Guaranty Utility Improvements Under Florida East Coast Railway Property

Background:

GRBK GHO High Pointe, LLC, (Developer), has proposed a single-family residential subdivision south of 65th Street and west of Old Dixie Highway. The Developer has proposed a water main extension from the northeast corner of Old Dixie Highway and 65th Street west approximately 4,260 feet. In order to extend the water main, the Developer needs to cross the Florida East Coast Railway (FEC) with a subgrade crossing.

Analysis:

The Developer submitted design plans to the FEC and has been granted a permit to construct the water main extension on FEC property under the Blanket License Agreement between Indian River County and Florida East Coast Railway, LLC, dated September 26, 1996. Therefore, the county now requires the Developer to enter into a Contract for Construction of Utility Improvements on Florida East Coast Railway, LLC, Property and Agreement to Warranty and Guaranty Utility Improvements at Completion and to Provide a Bill of Sale with the County to satisfy all conditions and requirements stated in the blanket license agreement.

Funding:

No County funds are required for this task.

Recommendation:

Staff recommends that the Board of County Commissioners approve the Contract for Construction of Utility Improvements on Florida East Coast Railway, LLC, Property and Agreement to Warranty and Guaranty Utility Improvements at Completion and to Provide a Bill of Sale, and authorize the Chairman to execute the same, as presented.

Attachments:

1. Contract for Construction of Utility Improvements on Florida East Coast Railway, LLC Property and Agreement to Warranty and Guaranty Utility Improvements at Completion and to Provide a Bill of Sale.