

MEETING DATE
December 11, 2017
Subject: Park Lake Utility Easement and Hold Harmless Agreement



AGENDA REPORT

AGENDA
Section: Consent Agenda
Item #: 3

Department/Office: Public Works

Requested Action or Motion: Move to authorize the Mayor to execute utility easement agreement and release and hold harmless agreement between the City of Maitland and the PLG Condominium Association.

Summary Explanation & Background:

During the June 9, 2014 Council meeting, discussion was initiated during the public period regarding the maintenance of water and sewer lines in the Park Lake subdivision. These water and sewer lines were considered to be privately owned, as they extend beyond public rights-of-way and into private property. Nonetheless, the City had historically performed miscellaneous repair activities on these lines, despite having no written agreement to do so.

A report was prepared by staff for council consideration at the July 14, 2014 Council meeting (attached). During subsequent meetings, information was presented to Council indicating that a letter from a previous City Engineer accepted maintenance of water lines within the subdivision. During the August 25, 2014 Council meeting, the Council was informed that the City Attorney's office will begin drafting language for appropriate maintenance agreements and easements for the various phases of development within the Park Lake area.

Developing the agreement and easement language proved to be an extensive task, and has finally culminated with the attached proposed agreements between the City and Park Lake Villas, Inc., and between the City and P. L. G. Condominium Association, Inc. Separate agreements are still under development for additional phases of the Park Lake developments.

Prior to the November 11, 2017 meeting the City Manager was asked to remove P. L. G. Condominium Association Inc's agreement from the agenda to allow them further review of the exhibits. On November 28 the City was notified that the review had taken place and the items were now ready for placement on the City Council agenda. Therefore, the PLG Condominium Association utility easement and release and hold harmless agreements have been placed on the December 11, 2017 meeting agenda for execution. These documents are unchanged from the November 11, 2017 meeting.

Staff recommends approval of these agreements.

Fiscal Impact:
N/A

Exhibits: Park Lake Report 140714 (PDF) | Contact Person: Tonya Moore, Special Projects

Hold Harmless Agreement - P.L.G Condo (PDF)	Coord
Utility Easement Agreement - P.L.G Condo (PDF)	
Commission/Board:	
Reviewed by City Attorney	
<input checked="" type="checkbox"/> Yes <input type="checkbox"/> N/A	