



ITEM SUMMARY

MEETING DATE: January 6, 2025
FROM: Christy Goddeau, City Attorney's Office
SUBJECT: Access and Maintenance Easement Agreement for Chickasaw Road

BACKGROUND

In 2021 as part of an interlocal agreement, the City obtained ownership of Chickasaw Road via quit-claim deed from Lake Worth Drainage District ("LWDD"). Ownership of Chickasaw Road was necessary for the City to improve and extend Chickasaw Road. LWDD's quit-claim deed included reservations over the roadway to ensure the City continues to maintain Chickasaw Road and the piping of the adjacent L-11 Canal. However, the reservations are superfluous due to the binding interlocal agreement and could prove problematic when the City dedicates Chickasaw Road as a public right-of-way.

To resolve the reservations, the City and LWDD have agreed to the proposed Access and Maintenance Easement Agreement which will remove the reservations from the quit-claim deed and grant LWDD an access and maintenance easement over Chickasaw Road (and the L-11 Canal piping).

As a companion item, there is a proposed funding agreement with the owner of 6645 Chickasaw Road (the western vacant parcel). The funding agreement provides \$516,007.50 towards the City's western improvement of Chickasaw Road. As part of the funding agreement, the City will dedicate Chickasaw Road as a public right-of-way ensuring the public's continuous access to Chickasaw Road.

ANALYSIS

The proposed easement agreement is believed to be in the best interests of the City and serve a valid public purpose.

FINANCIAL INFORMATION

Not applicable.

LEGAL

City Attorney has reviewed the proposed easement agreement for legal sufficiency.

STAFF RECOMMENDATION

Staff is recommending approval of the easement agreement.