

- o January 12, 2024

Mr David Dyess, Town Manager  
Town of Juno Beach  
340 Ocean Drive,  
Juno Beach, Fl 33408

Dear Mr Dyess,

Palm Beach County Department of Engineering and Public Works, Road and Bridge Division, is requesting the Town of Juno Beach address current maintenance deficiencies occurring within the paver brick inserts, at multiple locations in/ or adjacent to the COUNTY RIGHT-OF-WAY. Notable areas of immediate concern are located along Donald Ross Road between US-1 and A1A, as well as, on A1A between the Juno Pier and Juno Isles Way, both the East and West side of the roadway.

In accordance with the attached agreement and as referenced below, please consider this a formal notice of maintenance required to address safety concerns within the Paver Bricks/Stamped Concrete within County's RIGHT-OF-WAY.

\* The Town of Juno Beach and Palm Beach County entered into an agreement on February 4th, 1992, which enabled the Town to place either paver bricks and/ or stamped concrete in the County's Right-Of-Way. This agreement, states the Town of Juno Beach would be responsible for the installation, maintenance, and improvements of said modification to the County's Right-Of-Way.

- o Section One: "The Town hereby releases, holds harmless, and agrees to indemnify and defend the County, its agents, employees, and successors from any and all liabilities, causes of action. Claims, and/or lawsuits, as well as any and all damages, judgments, settlements, attorney fees, costs and other expenses which arise or may ever arise as a result of the existence and/or use of the Improvements including but not limited to design, installation, maintenance, repair, or replacements.

- o Section Four: "The Town agrees to assume full responsibility for installation and maintenance of the improvements and further agrees that this indemnification agreement remains in full force and effect regardless of the permittee named on permits".

- o Section Five: "Whenever it is determined by the County that it is necessary for the safe and efficient operation of the RIGHTS-OF-WAY to construct, repair, improve, maintain, alter, or relocate all or any portion of the RIGHTS-OF-WAY, the TOWN shall remove the improvements from

the RIGHTS-OF-WAY and return the RIGHTS-OF-WAY to their original condition at the sole expense of the TOWN within thirty (30) days of receipt of written request for same from the COUNTY.

Please respond with an action plan and schedule for making the repairs.

Respectfully,

Dan Doyle  
Division Director I  
Palm Beach County  
Engineering & Public Works Dept.  
Road & Bridge Division  
2555 Vista Parkway  
West Palm Beach, Fl. 33411-5601