



155 F Road Loxahatchee Groves, FL 33470

Agenda Item # 5

TO: Town Council of Town of Loxahatchee Groves

FROM: Francine Ramaglia, Town Manager

DATE: April 4, 2023

SUBJECT: Consideration of *Resolution No. 2023-33* approving easements related to FY23 Town Paving Program

Background:

In moving forward with the FY23 Town Paving Program it is beneficial for the Town to secure certain Roadway and/or Drainage and/or Utility easements along some segments of the road paving project. Specifically, easements are needed along North E Road, Folsom Road, and West G Road. In addition, while there is an existing 20 foot roadway easement along Collecting Canal Road, drainage and utility easements would be useful in this area.

Town staff has been working with property owners to acquire the easements and have identified properties upon which easements are needed or available. Those property locations are identified in Exhibit “A” to Resolution No. 2023-33 and the form of the proposed easement is the Town’s standard easement form which was previously approved by Town Council. The nature and extent of the easement will vary depending on the particular location.

The Town Council must accept the easements in accordance with Section 05-085 of Article 05”Administrative and Legal Provisions” of Part I “Administration and Definitions of the Town’s ULDC. With the pendency of the FY23 Town Road Paving Program and the award of the contract for the construction work and in order to minimize and delay or stoppage of the work, the Town Manager and Town Attorney are suggesting the Town Council approve and accept the easements at the identified locations, authorize the Mayor to execute the easements and Town staff to record the easements, without the necessity of bringing them back individually to the Town Council for acceptance and approval, under the following conditions:

1. That the easements will be in the standard form approved by Town Council or with non-monetary changes subject to approval by the Town Manager and Town Attorney;
2. Authorizing the Mayor (or Town Manager) to execute the acceptance of the easements identified in the Resolution upon approval by the Town Attorney;
3. Require that the easement for each property be fully executed and recorded before work on the project takes place within the easement area for that property.



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Recommendation:

Move that Town Council adopt Resolution No. 2023-33 accepting easements on properties identified therein.