



155 F Road Loxahatchee Groves, FL 33470

**TO: Town Council of Town of Loxahatchee Groves**

**FROM: Francine Ramaglia, Town Manager**

**DATE: June 4, 2024**

**SUBJECT: Consideration of *Resolution No. 2024-35* approving easements related to Paving A Road and Collecting Canal from A Road to B Road**

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**Background:**

The Town Council has previously indicated support for the paving of A Road south of Okeechobee Boulevard and Collecting Canal from A Road to B Road. Both of these roadway segments are and have been maintained by the Town since the Town and District merged. It is anticipated that such paving project will be initiated as a part of the Town's FY 2025 Capital Improvement Plan. In order to ensure the paving project will be able to move forward in a timely manner, it is beneficial for the Town to secure Roadway and/or Drainage and/or Utility easements along those portions of the roads. The proposed easements will generally encompass the western 25 feet of the properties along A Road and the southern 25 feet of the properties on Collecting Canal Road. While there is an existing 20 foot roadway easement along Collecting Canal Road, drainage easements would be useful in this area.

Town staff will be reaching out to the property owners using the attached checklist to guide their efforts to secure the requested easements. The property locations for the proposed easements are identified in Exhibit "A" to Resolution No. 2024 - and the form of the proposed easement is the Town's standard easement form which was previously approved by Town Council is attached to the Resolution as Exhibit "B". The exact 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. In order to facilitate Council's consideration and approval of the FY25 CIP program and gauge the residents' interest in A Road and Collecting Canal Road being paved, the Town Manager suggests 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 nonmonetary 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 after being fully executed be recorded.

**Recommendation:** Move that Town Council adopt *Resolution No. 2024-35* accepting easements on properties identified therein.