

I-1



Fort Pierce Utilities Authority
"Committed to Quality"
206 South Sixth Street (34950)
Post Office Box 3191
Fort Pierce, Florida 34948-3191
(772) 466-1600

Board Submission Form

2/13/2014

Department: 56 - Electric & Gas Engineering

Board Meeting Date: 02/18/2014

Item Type: Contract Agreement

ACN No.: _____

Subject: SUBORDINATION OF UTILITY INTERESTS

Recommendation:

Authorize the Chairman to sign the Florida Department of Transportation (FDOT) Permanent Subordination of Utility Interest documents associated with the Jenkins/Okeechobee Road Widening Project, contingent upon approval of the City of Fort Pierce.

Reviewed By Attorney: Yes

Funds Available From: X No Funds Needed Budgeted Contingency

Approvals:

System Director: BALDWIN, WILLIAM E. Feb 13 2014 2:49PM

Risk Management: _____

Director of Finance: _____

Director of Utilities: THIESS, WILLIAM G. Feb 13 2014 3:57PM

MEMORANDUM

TO: William G. Thiess, P.E., Director of Utilities
THROUGH: William E. Baldwin, P.E., Director of Electric & Gas Systems
FROM: Javier Cisneros, Supervising Engineer - Electric
DATE: February 13, 2014
SUBJECT: SUBORDINATION OF UTILITY INTERESTS



RECOMMENDATION:

Authorize the Chairman to sign the Florida Department of Transportation (FDOT) Permanent Subordination of Utility Interest documents associated with the Jenkins/Okeechobee Road Widening Project, contingent upon approval of the City of Fort Pierce.

SUMMARY/SUPPORTING INFORMATION

FDOT has included the St. Lucie County Jenkins Road Widening Project into their Okeechobee Road Resurfacing Project to allow seamless harmonization across both projects at their intersection. As a part of the Jenkins Road Widening project, additional lands need to be acquired to facilitate the installation of additional lanes, sidewalks and drainage infrastructure. A portion of the lands needed include 1.75 feet of FPUA's 15-foot easement (see attached right of way map) that was acquired for the installation of the overhead electric line.

Property owners typically convey and grant easements to the City of Fort Pierce, for the use and benefit of FPUA for the installation, maintenance, operation, repair, replacement or renewal of municipal-owned electric, water, sewer and natural gas utilities in, under, over and across their property. Although FPUA has been granted such rights, these lands are still owned by the property owner and they have the right to use these lands as they see fit; as long as they do not interfere with the rights afforded to FPUA. FDOT is in the process of purchasing the land from the property owner, which will later be conveyed to St. Lucie County. FDOT has requested that we permanently subordinate the subject easements to allow their project work to occur on this land. Any FPUA utility relocations required will be at FDOT's cost.

ALTERNATIVES (IF ANY):

Do Not Approve. This option is not recommended as failure to execute these documents will force FDOT to proceed with the eminent domain process on these two parcels. This in turn will abolish FPUA's easement and FPUA would be responsible to relocate its electric line if needed.

ATTACHMENTS:

Subordination Agreement Parcel 114-5R
Subordination Agreement for Parcel 115-2R
Easement Map