



## MEMORANDUM TO VENICE CITY COUNCIL

**THROUGH CHARTER OFFICER:** James Clinch, City Manager **E-SIGN:**

**FROM:** Jeff Sweater, PE, Utilities Project Manager and R. David Jackson, Assistant City Attorney

**DEPARTMENT:** Utilities

**DATE:** August 8, 2025

**MEETING DATE:** August 19, 2025

**SUPPORTS STRATEGIC PLAN:** Goal Four: Upgrade and Maintain City Infrastructure and Facilities

**SUBJECT / TOPIC:** AGREEMENT REGARDING FENCE REPLACEMENT AND SUBSURFACE UTILITIES INSTALLATION with MAH Venice Investments, LLC (MAH) for the Utilities Water Booster Pump Station.

**BACKGROUND INFORMATION:** Construction of the Utilities Water Booster Pump Station project requires offsite easements for the following purposes:

- Electrical and telecommunication service extensions from the new facility to the proposed motor operated gate, video intercoms, and security cameras at the facility's entrance on Gene Green Rd.
- Ability for the City and its staff, contractors, vendors, and FPL to access the manual 12' gate near the 2-million-gallon ground storage tank for emergency purposes, future construction work, and for FPL to access their main power feed to the facility's transformer.
- For construction and maintenance of a new security fencing along the shared property line with MAH/ Ajax.

MAH is willing to grant the requested Temporary Construction Easement (TCE\_ and future, permanent Access & Utility Easement to replace the TCE to the City subject to certain conditions to address potential concerns of MAH regarding the future realignment of Gene Green Rd related to the Water Booster Pump Station project. Accordingly, City staff has negotiated the Agreement Regarding Fence Replacement and Subsurface Utilities Installation (the "Agreement") to set forth these conditions.

**STAFF RECOMMENDATION:** Under the proposed Agreement, MAH will grant the Temporary Construct Easement and future permanent Access and Utility Easement to the City, which will allow the City to construct, operate, and maintain a shared chain link security fence and subsurface utilities on MAH property. The City will construct a shared chain link fence and electrical and telecommunication conduits on a specific area of the MAH property, which will be maintained by the City for security purposes due to being a public drinking water facility.

MAH has approved and executed the Temporary Construction Easement and the Agreement.

Accordingly, the Temporary Construction Easement and the Agreement between the City and MAH are provided for approval by the City Council and execution by the Mayor.

**COUNCIL ACTION REQUESTED:** For Council Adoption by Consent Motion

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Yes    N/A

<input checked="" type="checkbox"/>	<input type="checkbox"/>	Document(s) Reviewed for ADA compliance (required if for agenda posting)
<input checked="" type="checkbox"/>	<input type="checkbox"/>	City Attorney Reviewed/Approval
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Risk Management Review
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Finance Department Review/Approval
		Funds Availability (account number):

Original(s) attached: Provided to City Clerk's Office

ec:      Javier Vargas, Utilities Director