

## MEMORANDUM

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**DATE:** July 13, 2022

**TO:** Honorable Mayor and City Commission

**VIA:** James Slaton, City Manager

**FROM:** Sarah B. Kirkland, Utilities Director

**RE:** SR 17 Lake Wales History Museum FDOT Stormwater Maintenance Agreement

**SYNOPSIS:** The maintenance agreement sets forth what the City of Lake Wales will be responsible to maintain once the Stormwater infrastructure is installed to handle the flooding at the museum entrance.

### RECOMMENDATION

It is recommended that the Commission take the following action:

1. Authorize the Mayor to execute the Florida Department of Transportation maintenance agreement, on the City's behalf.

### BACKGROUND

Early in 2021, City staff reached out to several Florida Department of Transportation (FDOT) representatives to discuss the problem of water puddling at the entrance to the Museum. City staff provided maps of current infrastructure in the area at FDOT's request, to see if existing infrastructure could be used to fix the flooding problem. SR 17 is a State Road, and it was quickly determined that there was not enough right-of-way for FDOT to come in and install additional piping. After several meetings to discuss possible solutions to the flooding problem, FDOT came back with two alternatives. Both were going to require the installation of additional infrastructure with no right-of-way available on the state road. FDOT researched and discovered that the City owned a piece of property that could be utilized, through the use of an easement, to help facilitate the installation of additional piping and larger catch basins to capture and dispose of the water from high rain events. FDOT would be covering the cost of construction in exchange for the City providing the easement for pipe installation. The commission approved the easement at the December 7, 2021 city commission meeting.

FDOT is now ready to move forward with construction. Once the infrastructure is installed, periodic maintenance may be required. The agreement and exhibit sets forth what the city will be responsible to maintain, and what FDOT will be responsible to maintain. The City will maintain all the infrastructure in the City's right-of-way, and FDOT will be responsible to maintain all the infrastructure in the state right-of-way.

Staff recommends the Commission take the following action, approve and authorize the Mayor to execute the appropriate documents, on the City's behalf.

### OTHER OPTIONS

Chose not to approve the attached documents and continue to have the flooding issue at the entrance of the Museum.

**FISCAL IMPACT**

No fiscal impact at the time. Cost would be determined at the time maintenance is required.

**ATTACHMENTS**

FDOT maintenance agreement