



HAINES CITY

WWW.HAINESCITY.COM

CITY MANAGER MEMORANDUM

To: The Honorable Mayor and City Commissioners

Through: James R. Elensky, City Manager

From: James Keene, Deputy City Manager

Fred Reilly, City Attorney

Date: 5/15/2025

Subject: Resolution No. 25-1865 Joinder, Consent and Subordination Agreement for Permanent Easement Related to Polk Regional Water Cooperative (PRWC) (Parcel 1038)

Executive Summary

Approve Resolution No. 25-1865 for the Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1038) related to the Polk Regional Water Cooperative (PRWC).

Introduction

The intent of this item is to approve Resolution No. 25-1865 for the Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1038) related to the PRWC.

Background

The intent of this item is to consider approval of the Joinder, Consent and Subordination Agreement For Permanent Easement related to the Polk Regional Water Cooperative.

The City of Haines City, Florida (hereinafter the “CITY”), whose address is 620 E. Main Street, Haines City, Florida, 33844, is a party to that certain Water and Wastewater System Standard Developer’s Service Agreement Contract No. 07-14 (hereinafter the “AGREEMENT”) dated September 12, 2007 and recorded October 5, 2007 in O.R. Book 7445, Page 1833 of the Public Records of Polk County, Florida.

Provisions of the AGREEMENT grant the CITY rights to construct, own, maintain and operate the water and wastewater facilities in, under, over and across the present and future streets, roads, easements, reserved utility sites and public places over certain Property as defined in the AGREEMENT.

A portion of the Property encumbered by said AGREEMENT is required by the PRWC for the purpose of installing and maintaining a water transmission pipeline;



It is in the best interests of the CITY to join in and consent to the filing of the foregoing Permanent Easement and further covenants and that such AGREEMENT is and shall be subordinate to the foregoing Permanent Easement as if the foregoing Permanent Easement had been executed and/or recorded prior to the execution, delivery or recordation of the AGREEMENT.

The proposed Joinder, Consent and Subordination Agreement For Permanent Easement is attached to the Resolution as Exhibit A.

Organizational Goal(s)

Economic: Foster an environment that attracts economic opportunity and sustains economic viability.

Budget Impact

There is no budget impact for fiscal year 2024/2025.

Recommendation

Staff recommends the City Commission approve Resolution No. 25-1865 for the Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1038) related to the PRWC.