



# HAINES CITY

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## **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:** May 15, 2025

**Subject:** Resolution No. 25-1866 Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1039) Related to Polk Regional Water Cooperative (“PRWC”)

### **Executive Summary**

Approve Resolution No. 25-1866 Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1039) related to the Polk Regional Water Cooperative (“PRWC”).

### **Introduction**

The intent of this item is to approve Resolution No. 25-1866 Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1039) related to the PRWC.

### **Background**

The intent of this item is to consider approval of the Joinder, Consent and Subordination Agreement For Permanent Easement (Parcel 1039) 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 Polk Regional Water Cooperative 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 (Parcel 1039) 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 City Commission approve Resolution No. 25-1866 Joinder, Consent and Subordination Agreement for Permanent Easement (Parcel 1039) related to the PRWC.