



TO: Honorable Mayor & Members of the
Fort Lauderdale City Commission

FROM: Lee Feldman, ICMA-CM, City Manager

DATE: May 21, 2013

TITLE: Establish an Underground Utility Planning Service Area for Las Olas Isles Area "B" (UUPSA Area "B") and Schedule Public Hearing Undergrounding of Utility Facilities for Consideration of Setting a Fee for Initial Upfront Costs for UUPSA Area "B"

Recommendation

It is recommended that the City Commission adopt a Resolution establishing an Underground Utility Planning Service Area for Las Olas Isles Area "B" (UUPSA Area "B") in anticipation of the initial upfront costs (more particularly described below) to be incurred for the utility underground project for the UUPSA Area "B"; and to schedule a Public Hearing before the City Commission on July 2, 2013 to consider setting a fee for the initial upfront costs to the affected property owners within UUPSA Area "B".

Background

On May 18, 2010 the City Commission adopted an Ordinance which establishes a process for communities to follow in order to underground their overhead utilities (power, telephone, cable TV, etc.) and creates a mechanism for the benefited community to pay the cost of undergrounding through special assessment.

On March 20, 2012 and May 1, 2012 at the request of the community the City Commission discussed Amendments to the undergrounding of utility lines special assessment program. The City Commission agreed conceptually that the 70% approval should be based on those property owners that respond, rather than all property owners in the assessment area as the Ordinance is currently written. In addition, the Commission agreed to provide for 90% design plans prior to the ballot process as long as a process was established for repayment of any upfront costs by the City should the special assessment project not reach the 70% approval required to move forward. The process as outlined includes a method of reimbursement to the City of any "up-front costs" for preparation of construction plans and detailed cost estimates by a fee to be collected on the City's utility billing system over a term of two years.

On September 18, 2012 and October 2, 2012 the City Commission adopted on first reading and second reading an Ordinance amending Chapter 25 – Streets and Sidewalks, providing for undergrounding of utility facilities and underground utility line assessment program.

The following Amendment has been included in Code Amendment – Chapter 25, Streets and Sidewalks:

1. Section 25-129.4. - Inclusion of a fee method of reimbursement to the City of any “upfront costs” for preparation of construction plans and detailed cost estimates. Modification that the ballot process will begin at 90% completion of construction plans. Modification to the completed ballot turnaround time by the owner back to the City Clerk’s office from 6 months to 30 days. Requirement that the ballot include drawings depicting the location and dimensions of all associated above-grade structures accessory to the Underground Utility Line Facilities.

The original concept for the undergrounding project was to combine the design and construction of all four communities (Idlewyld, Riviera Isles, Las Olas Isles and Seven Isles) into one project. FPL anticipated a minimum 24-month design period for all four communities. In an effort to streamline the design initiatives and expedite the start of construction, the overall project has now been divided into three project areas with design and construction to be coordinated in three separate phases in the following order:

- Area A – Idlewyld / Riviera Isles
- Area B – Las Olas Isles
- Area C – Seven Isles

The total anticipated cost of all consultant and utility design upfront costs for UUPSA Area “B” is \$148,731 (Keith & Schnars \$79,200, FPL \$36,100, TECO gas \$3,000, AT&T \$20,000, Comcast \$10,431). This equates to approximately \$476.71 per property within the UUPSA Area “B” or \$19.87 per month for the 24-month repayment term. FPL has indicated a minimum 6-month design period for their proposed underground facilities and collection of the fee will begin at the start of design currently anticipated for the second quarter of 2014.

Resource Impact

There is a fiscal impact to the City in the amount of \$148,731 (reimbursable) for consultant and utility design upfront costs for UUPSA Area “B” that will be handled by a budget amendment contingent upon the approval of the Public Hearing on July 2, 2013.

Attachments:

Exhibit 1 – Underground Utility Planning Service Area for Las Olas Isles Area “B”
(UUPSA Area “B”) Map

Exhibit 2 – Proposed Resolution

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