

**F. Consent Agenda - Housing and Human Services
ITEM 4.**



**AGENDA REPORT
September 6, 2018**

Approval, Re: Bill of Sale with the City of Cocoa for a waterline

SUBJECT:

Approval, Re: Bill of Sale with the City of Cocoa for a waterline constructed utilizing a U.S. Department of Housing and Urban Development (HUD) Section 108 loan.

FISCAL IMPACT:

FY 17-18: There is no impact to the General Fund. The waterline was constructed using a HUD Section 108 loan which is being repaid utilizing Community Development Block Grant (CDBG) funds.

FY 18-19: There is no impact to the General Fund. The waterline was constructed using a HUD Section 108 loan which is being repaid utilizing Community Development Block Grant (CDBG) funds.

DEPT/OFFICE:

Housing and Human Services

REQUESTED ACTION:

It is requested that the Board of County Commissioners authorize the Chair to sign a Bill of Sale for the waterline upon the approval of Risk Management and the County Attorney's Office.

SUMMARY EXPLANATION and BACKGROUND:

On April 29, 2015 the Board of County Commissioners adopted resolutions and gave approval for the submission of a United States Department of Housing and Urban Development (HUD) Section 108 loan for the construction of a waterline along Satellite Boulevard in West Canaveral Groves. The loan is being repaid utilizing Brevard County's annual Community Development Block Grant (CDBG) allocation.

The West Canaveral Groves area is a locally designated CDBG Target Community. The construction of this waterline is in accordance with agreements between the City of Cocoa (water utility) and Brevard County (funding agency). Upon completion of the construction, the asset (waterline) is required to be conveyed to the City of Cocoa in order for it to be put into service for the community. The conveyance will be through a Bill of Sale (see attached draft).

CLERK TO THE BOARD INSTRUCTIONS:

None

ATTACHMENTS:

Description

- **Draft Bill of Sale**



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September 7, 2018

MEMORANDUM

TO: Ian Golden, Housing and Human Services Director

RE: Item F.4., Bill of Sale with the City of Cocoa for a Waterline

The Board of County Commissioners, in regular session on September 6, 2018, authorized the Chair to execute a Bill of Sale with City of Cocoa for a waterline constructed utilizing a HUD Section 108 Loan, upon the approval of Risk Management and the County Attorney's Office.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe

Tammy Rowe, Deputy Clerk

/cmw

cc: Budget
Finance

F4

DRAFT

BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA, a political subdivision of the State of Florida, hereinafter called "Seller", and in consideration of the sum of Ten Dollars (\$10.00) and other valuable considerations, to them paid by the CITY OF COCOA, FLORIDA, a municipal corporation organized and existing under the laws of the State of Florida, hereinafter called "City", the receipt whereof is hereby acknowledged, has granted, bargained, sold, transferred and delivered, and by these presents do grant, bargain, sell, transfer, and deliver unto the said "City", its successors and assigns, the following described property, assets and rights, to-wit:

All of the water systems, water lines, and all appurtenances thereto including but not limited to the potable water infrastructure such as public lines, meters, valves and hydrants, located in the easements and right-of-way on lands described in Exhibit "A" hereto; or any other incidental structures or improvements which are physically connected to or may be reasonably considered part of the aforesaid construction of a new water main and its connection to the City's potable water utility system whether specifically referred to or not in the "As-Built" and/or "Construction" plans for the West Canaveral Groves Project, Brevard County, Florida.

TO HAVE AND TO HOLD all of the foregoing unto the City, its successors and assigns, for its own use forever, free and clear and discharged of and from any and all obligations, claims or liens.

The City, by the acceptance of this Bill of Sale, acknowledges and agrees that the Seller makes no warranties or representations, either expressed or implied, as to the fitness and condition of the personal property and assets hereinabove described, the City agreeing that said personal property and assets are being conveyed to it in an "as is" condition.

IN WITNESS WHEREOF Seller has caused this Bill of Sale to be signed in its name by its proper officers, and its seal to be affixed, attested by its Clerk, the day and year above written.

Signed, sealed and delivered:

Scott Ellis, Brevard County, Florida
Clerk of the Court

Should not have been signed

DRAFT

EXHIBIT A

Scope of Work within FL Department of Transportation Right-of-Way at State Road 520

Watermain Extension – Satellite Boulevard

Work consists of construction of 12" watermain connection to existing waterline stub-out by removing existing 12" plug and blow-off; construction of 12" gate valve, temporary jumper, and open cut along Satellite Blvd.