



# Agenda Report

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Consent

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F.16.

9/14/2021

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### Subject:

Adopt Resolution and Release Performance Bond: Stonecrest at Addison Village, Phase 4 Subdivision - District 4

Developer: The Viera Company

### Fiscal Impact:

None

### Dept/Office:

Public Works/Engineering

### Requested Action:

In accordance with Section 62-2844(b), it is requested that the Board of County Commissioners adopt the attached Resolution and authorize the Chair to sign the Resolution releasing the Contract and Surety Performance Bond dated December 22, 2020 for the above referenced project.

### Summary Explanation and Background:

The Stonecrest at Addison Village, Phase 4 subdivision is located within the Viera Development of Regional Impact (DRI), along Paragrass Avenue, north of the intersection with Pineda Boulevard. The proposed subdivision contains 20 detached single-family units on 8.32 acres.

The Stonecrest at Addison Village, Phase 4 subdivision received preliminary plat and final engineering plans on November 20, 2016, and final plat and contract approval on December 22, 2020. The developer posted a Surety Performance Bond for guarantee of the completion of the infrastructure improvements according to the approved plans.

Per Section 62-2809(b)(2), "Construction after final plat recordation: ...the applicant shall provide security required in Section 62-2844 for the performance of such construction..." Section 62-2844(a) states: "An applicant shall be required to secure its performance security of the construction required under this article by a surety bond, letter of credit, savings account, certificate of deposit or execution of a tri-party escrow agreement. Such security shall not be required if a certificate of completion has been issued for all the subdivision improvements prior to final plat recordation." Because the applicant chose to plat the subdivision prior to completion of construction, the applicant entered into Contract with the Board and posted a Surety Performance Bond to guarantee the completion of the infrastructure improvements according to the approved plans.

As of August 12, 2021, the Stonecrest at Addison Village, Phase 4 subdivision plat infrastructure improvements have been completed and we are in receipt of a two-year maintenance bond.

Reference: 20FM00007, 16SD00006

Contact: Christine Verrett, Special Projects Coordinator III, Extension 58328#

**Clerk to the Board Instructions:**

Please forward the Board action to the Public Works Department and provide 2 originals of the Resolution.



September 15, 2021

**M E M O R A N D U M**

**TO:** Marc Bernath, Public Works Director

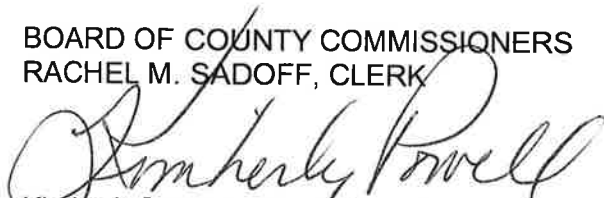
**RE:** Item F.16., Adopt Resolution and Release Performance Bond: Stonecrest at Addison Village, Phase 4 Subdivision – Developer: The Viera Company

The Board of County Commissioners, in regular session on September 14, 2021, adopted Resolution No. 21-116; and authorized the Chair to sign the Resolution releasing the Contract and Surety Performance Bond dated December 22, 2020, for Stonecrest at Addison Village, Phase 4 Subdivision – Developer: The Viera Company. Enclosed are two fully-executed Resolutions.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
RACHEL M. SADOFF, CLERK



Kimberly Powell, Clerk to the Board

/sm

Encls. (2)

cc: County Manager  
County Attorney  
Engineering

## RESOLUTION 21-116

WHEREAS, the Board of County Commissioners of Brevard County, Florida and The Viera Company entered into a contract to guarantee the construction of improvements on property commonly known as Stonecrest at Addison Village subdivision, Phase 4.

WHEREAS, by execution of the Contract, the Board of County Commissioners of Brevard County, Florida agreed to accept said improvements for public use at such time as said improvements were satisfactorily completed; and

WHEREAS, The Viera Company completed all of the infrastructure improvements and has requested that the executed contract approved on December 22, 2020 be released and release of all undisbursed funds referenced in the Contract hereinabove described.

NOW, THEREFORE, be it resolved by the Board of County Commissioners of Brevard County, Florida that:

1. The Board of County Commissioners of Brevard County, Florida hereby acknowledges that there is satisfactory completion of all improvements to that certain real property commonly known as Stonecrest at Addison Village subdivision, Phase 4.
2. The Board of County Commissioners of Brevard County, Florida hereby releases the contract and performance bond executed on December 22, 2020.
3. This Resolution shall take effect immediately upon adoption.

DONE, ORDERED, AND ADOPTED in Regular Session the 14<sup>th</sup> day of September 2021.

ATTEST:

  
Rachel Sadoff, Clerk of the Court

BOARD OF COUNTY COMMISSIONERS  
BREVARD COUNTY, FLORIDA

By: 

Rita Pritchett, Chair

As approved by the Board on September 14, 2021