



# Broward County

## Legislation Details (With Text)

**File #:** 21-689      **Version:** 1

**Status:** Agenda Ready

**In control:** COUNTY ADMINISTRATION

**On agenda:** 4/20/2021      **Final action:** 4/20/2021

**Title:** MOTION TO APPROVE Agreement between Broward County and TECO Peoples Gas for the installation and maintenance of a gas pipe and meter on a portion of County-owned property located at 1850 Eisenhower Boulevard and 1950 Eisenhower Boulevard in Fort Lauderdale for the Convention Center; and authorize the Mayor and Clerk to execute same. (Commission District 7)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Exhibit 1 - Gas Meter Location and Gas Line Path.pdf, 2. Exhibit 2 - Gas Service Agreement.pdf

Date	Ver.	Action By	Action	Result
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### Broward County Commission Regular Meeting

**Director's Name:** Bertha Henry

**Department:** County Administration

### Information

#### Requested Action

**MOTION TO APPROVE** Agreement between Broward County and TECO Peoples Gas for the installation and maintenance of a gas pipe and meter on a portion of County-owned property located at 1850 Eisenhower Boulevard and 1950 Eisenhower Boulevard in Fort Lauderdale for the Convention Center; and authorize the Mayor and Clerk to execute same. **(Commission District 7)**

#### Why Action is Necessary

Board of County Commissioners' approval is required to grant use of County-owned property pursuant to Broward County Administrative Code, Section 6.23.

#### What Action Accomplishes

Provides TECO Peoples Gas with a perpetual right of ingress and egress on County-owned property for the installation, operation and maintenance of a gas pipe and meter(s) for the Convention Center.

#### Is this Action Goal Related

No

#### Previous Action Taken

None

#### Summary Explanation/Background

TECO Peoples Gas (TECO) has provided natural gas to the Convention Center since the facility was

opened. Due to the Convention Center Expansion and Headquarters Hotel project, the Central Energy Plant of the Convention Center was moved from the north end to the south end of the facility. This has required the installation of new infrastructure by several service providers, one of them being TECO (Exhibit 1).

The Gas Services Agreement (Exhibit 2) provides TECO with a perpetual right of ingress and egress to install, operate and maintain a gas pipe from the Company's gas system to and including the TECO meter(s).

Note: The Gas Services Agreement includes TECO's standard limitation of liability and indemnification provisions. The limitation of liability provision provides that TECO or its affiliated companies, directors, employees, agents or representatives shall not be liable for any incidental, indirect, special, consequential, exemplary or punitive damages, including but not limited to, loss of use of any property or equipment, loss of profits or income, loss of production, rental expenses for replacement property or equipment, diminution in value of real property, expenses to restore operations, or loss of goods or productions, even if TECO has been advised of the possibility of such damages. The agreement also requires the County to indemnify and hold TECO harmless for any damages arising out of the failure of the County to mark, locate, and notify TECO of underground obstacles at the County-owned property that do not belong to local utilities (Power, Telephone, Water, Cable TV companies, etc.).

#### **Source of Additional Information**

Alan Cohen, Assistant County Administrator, 954-357-7364

#### **Fiscal Impact**

##### **Fiscal Impact/Cost Summary**

Initial costs of \$6,600 will be paid from the Convention Center Expansion project budget. Ongoing costs will be paid from the Convention Center Operating budget.