

**From:** [William Clague](#)  
**To:** [Sia Mollanazar](#)  
**Cc:** [Mitchell Palmer](#); [Alex Nicodemi](#); [Chad Butzow](#); [Cheri Coryea](#); [John Osborne](#); [Mike Gore](#); [Juliet Shepard](#)  
**Subject:** Ridge at Crossing Creek Utility Reimbursement Agreement; RLS-2019-0599  
**Date:** Monday, December 23, 2019 4:41:50 PM  
**Attachments:** [Crossing Creek Reimbursement Agreement \(CAO Comments\).pdf](#)

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Pursuant to the above Request for Legal Services, you have asked this Office to review the above referenced Agreement for utility improvements. I provide the following advice in response:

1. Attached are marked pages of the Agreement reflecting my comments and suggested changes. The Agreement follows a form accepted by the County in past transactions, such that my comments are limited. Please note that the version provided to us in word had redlined changes entered into the document by hand (with underlined fonts and strike-through fonts) rather than through track changes, which makes it very difficult for this Office to redline additional changes into the document.
2. I have flagged recital C, which indicates that the Utility Improvements are already completed. Please verify that this is the case, or revise the language accordingly.
3. Section 3(b) appears to be intended to provide for a single payment of reimbursement for the entire project cost, which is not the County's ordinary practice. Please verify that the County has funds budgeted to pay such costs in accordance with Florida Statute 129.07.

I express no opinion as to the business judgment of entering into the Agreement. Subject to the inclusion of my redlined changes and the resolution of the above concerns, I have no objection from a legal standpoint to the Agreement being considered by the Board.

This concludes my response to the RLS. Please let me know if you have any questions or concerns.

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