

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY **BLUE SHEET NO: 20020547-UTL**

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve final acceptance, by Resolution, and recording of one easement as a donation for one 6" diameter fire line serving **Florida Rock Block Plant**. This is a Developer contributed asset project located on the west side of Gator Road approximately 1,150' North of Alico Road.

WHY ACTION IS NECESSARY:

To provide fire protection to the recently constructed industrial building.

WHAT ACTION ACCOMPLISHES:

Places the fire line into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10 - UTILITIES
COMMISSION DISTRICT #: 5

C10C

3. MEETING DATE:

06-04-2002

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED: _____

5. REQUIREMENT/PURPOSE:

(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER: _____
 B. DEPARTMENT: Lee County - Public Works
 C. DIVISION/SECTION: Utilities Division
 BY: Rick Diaz, Utilities Director
 DATE: 5/16/02

7. BACKGROUND:

Fire lines do not require permission to construct by the Board, therefore, no previous Blue Sheet number is provided. The installation has been inspected for conformance to the Lee County Utilities Operations Manual. Satisfactory pressure and bacteriological testing has been completed. Record drawings have been received. Engineer's Certification of Completion has been provided---copy attached. Project Location Map---copy attached. Warranty has been provided---copy attached. Waiver of Lien has been provided---copy attached. Certification of Contributed Assets has been provided---copy attached. Potable water service is provided by Lee County Utilities via existing infrastructure located within the right-of-way of Gator Road. Funds are available for recording fees in account number OD5360748700.504930.

SECTION 05 TOWNSHIP 46S RANGE 25E DISTRICT # 5 COMMISSIONER ALBION

MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES			(G) COUNTY MANAGER
					OM	Risk	GC	
<i>J. Lavender</i> Date: <i>5-17-02</i>	N/A Date:	N/A Date:	<i>T.O.</i> T. Osterhout Date: <i>5-16</i>	<i>[Signature]</i> Date: <i>5/17/02</i>	<i>[Signature]</i> Date: <i>5/20/02</i>	<i>[Signature]</i> Date: <i>5/20/02</i>	<i>[Signature]</i> Date: <i>5/20/02</i>	<i>J. Lavender</i> Date: <i>5-17-02</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
 Date: **MAY 17 2002**
 Time: **3:00 pm**
 Forwarded to:
Budget
Info-3:55pm

RECEIVED BY
 COUNTY ADMIN.
5-17-02
4:25
 COUNTY ADMIN.
 FORWARDED TO:
5/20 3:00

RESOLUTION NO. _____

RESOLUTION ESTABLISHING UTILITY ACCEPTANCE OF
DEVELOPER CONTRIBUTED ASSETS
IN LEE COUNTY, FLORIDA

WHEREAS, it is the desire of Florida Rock Industries, Inc. , owner of record, to make a contribution to Lee County Utilities of water facilities (one 6" diameter fire line), serving "FLORIDA ROCK BLOCK PLANT"; and,

WHEREAS, Lee County Utilities requires proof of a Release of Lien, a warranty (one-year) on all labor and materials, an accurate value of contributed assets, and right-of-way and/or easement-indemnity granted for all systems being contributed to Lee County Utilities; and,

WHEREAS, all of the above information has been received and approved as complete by Lee County Utilities; and,

WHEREAS, Lee County Utilities has recommended to the Board of County Commissioners that the above-named system be accepted for ownership, operation, and maintenance.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEE COUNTY, FLORIDA, that the above facilities, for a contributed value of \$4,830.00 is hereby ACCEPTED and acknowledged as an addition to Lee County Utilities.

THE FOREGOING RESOLUTION was offered by Commissioner _____ who moved for its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Commissioner Janes(C):	_____	(1)
Commissioner St. Cerny:	_____	(2)
Commissioner Judah (V-C)	_____	(3)
Commissioner Coy:	_____	(4)
Commissioner Albion:	_____	(5)

DULY PASSED AND ADOPTED this _____ day of _____, 2002.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
DEPUTY CLERK

By: _____
CHAIRMAN

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

COPY

11.4

LETTER OF COMPLETION

DATE: March 1, 2002

Department of Lee County Utilities
Division of Engineering
Post Office Box 398
Fort Myers, FL 33902

Gentlemen: ~

This is to certify that the water distribution and/or sewage collection system(s) located in _____

Florida Rock Gator Road Block Plant

(Name of Development)

were designed by me and have been constructed in conformance with:

- the approved plans
- the revised plans, attached

and:

- the approved specifications
- the revised specifications, attached

Upon completion of the work, we observed the following successful tests of the facilities: Pressure Test and Bacteriological tests

Very truly yours,

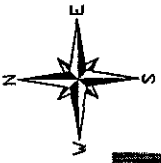
Hole Montes, Inc.
(Owner or Name of Corporation)

Jerry R. Stal #32154
(Signature)

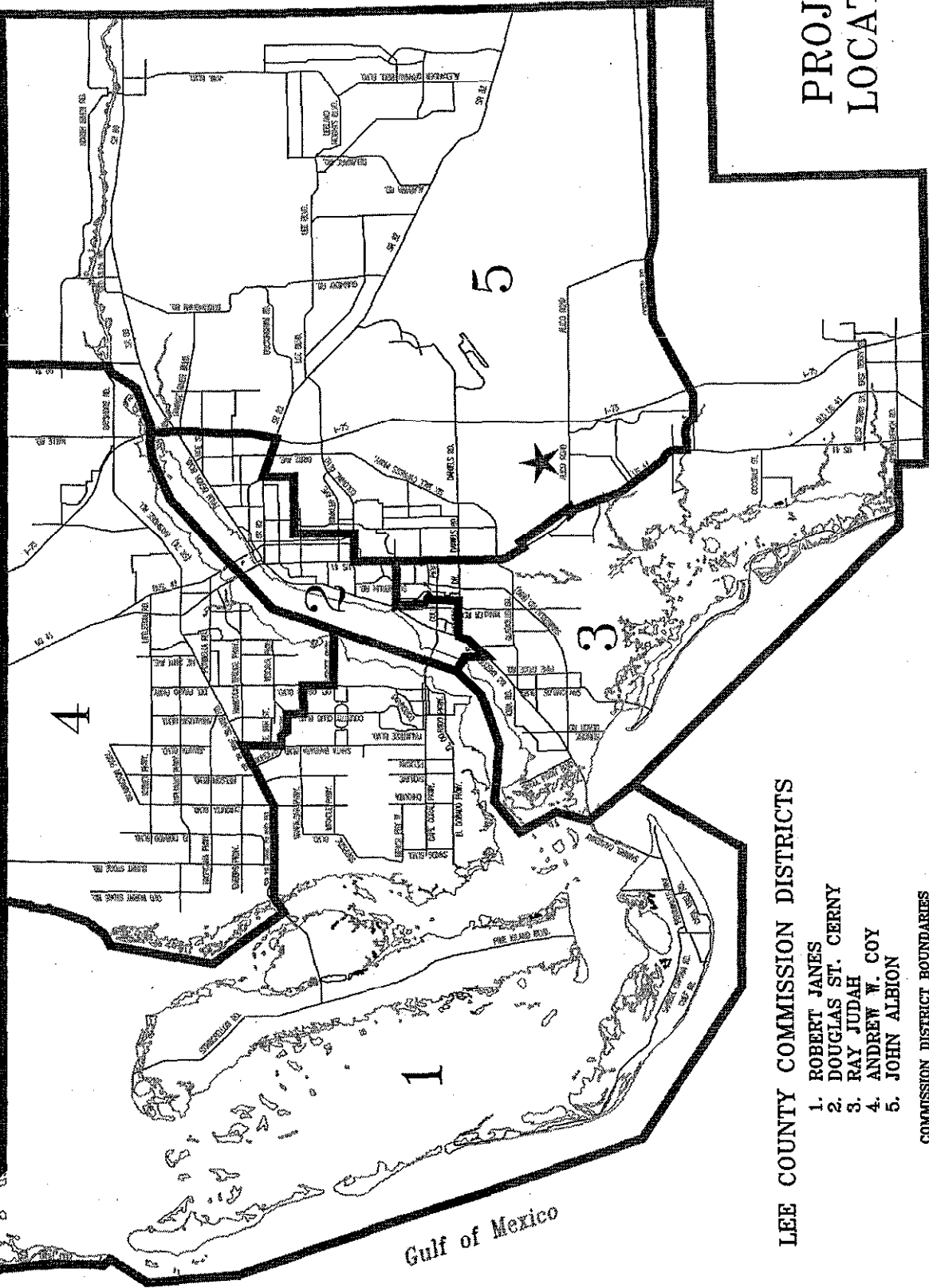
Project Manager
(Title)

SEAL OF ENGINEER

COPY



FLORIDA ROCK BLOCK PLANT
05-46-25-00-01000.501A
COMMISSION DISTRICT #5 - ALBION



PROJECT
LOCATION

LEE COUNTY COMMISSION DISTRICTS

- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. ANDREW W. COY
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

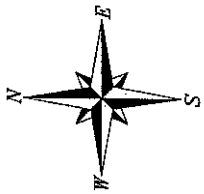
COPY

FLORIDA ROCK BLOCK PLANT - FIRE LINE & HYDRANT

COMMISSION DISTRICT #5 - ALBION

MAINLINE PARKW

054625
001



01000
501A

SUBJECT PARCEL

GATOR RD

LINK CT

SUPPLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

SS WATER ONLY

054625
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008

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010

054625
003

054625
002

SS WATER ONLY
FOR DEPT STATION ONLY

05-46-25-00-01000.0501A 16790 GATOR RD

COPY

11.2

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer systems of (Name of Development) FLORIDA ROCK BLOCK PLANT
16790 GATOR RD, FT MYERS, FL 33912

to be free from defects in material and workmanship for a period of one (1) year from the date of acceptance by the Lee County Board of County Commissioners. The undersigned parties further agree that they will, at their own expense, repair and replace all such defective work and all other work damaged by said defective work under this Warranty-Guaranty

It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

STRICKLER Bros Inc
 (NAME OF OWNER OR CONTRACTOR)

BY: Steve Strickler PRES.
 (SIGNATURE & TITLE)

Steve Strickler / President

STATE OF Florida)
) SS:
 COUNTY OF Lee)

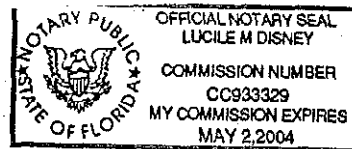
The foregoing instrument was signed and acknowledged before me this 16th day of Jan, 2002 by Steve Strickler who has produced XXXXXXXXXX personally known to me
 (Print or Type Name) (Type of Identification and Number)

as ~~identified~~, and who ~~did~~ (did not) take an oath.

Lucile M. Disney
 Notary Public Signature

Lucile M. Disney
 Printed Name of Notary Public

CC 933329
 Notary Commission Number



(NOTARY SEAL)

COPY

11.5

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: FLORIDA ROCK BLOCK PLANT

LOCATION: 16790 GATOR RD, FT MYERS, FL 33912

05-46-25-00-01000 SWIA
(Including STRAP)

NAME AND ADDRESS OF OWNER: CEMENT PROD., CORP

P.O. Box 4667 JACKSONVILLE, FL 32201
(as shown on Deed)

TYPE UTILITY SYSTEM: WATER
(list water, sewer and effluent reuse separately)

DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

Please list each element of the system, e.g., pipe, manholes, lift stations, meters, valves, fittings, etc.

ITEM	SIZE	QUANTITY	UNIT	COST	TOTAL
HOT TAP	8x6"	1	EA.	3,500. ⁰⁰	3,500. ⁰⁰
D.I.P	6"	12'	L-F.	20. ⁰⁰	240. ⁰⁰
M.J. 45° BEND	6"	1	EA.	200. ⁰⁰	200. ⁰⁰
FLX PE DIP	6"	8'	L-F.	30. ⁰⁰	240. ⁰⁰
FL. 45° BEND	6"	1	EA.	200. ⁰⁰	200. ⁰⁰
OS&Y VALVE	6"	1	EA.	450. ⁰⁰	450. ⁰⁰

4,830.⁰⁰

TOTAL AMOUNT

(If more space is required, use additional page(s). Number each page and include the name of the project).

11.5

I do hereby certify that the quantities of material and services described above are a true and accurate representation of the as-installed cost of the system being contributed to Lee County and corresponds with the record drawings.

CERTIFYING:

Steve Strickler

(Name & Title of Certifying Agent)

Steve Strickler / President

OF: Strickler Bros., Inc.

(Firm or Corporation)

ADDRESS: 17136 Jean Street, unit 1

Fort Myers, Florida 33912

STATE OF Florida)

) SS:

COUNTY OF Lee)

The foregoing instrument was signed and acknowledged before me this 16th day of January, 2002 by Steve Strickler ~~who has produced~~ XXXXXXXXXXXXXXXXXX Personally known to me

~~(Print or Type Name)~~

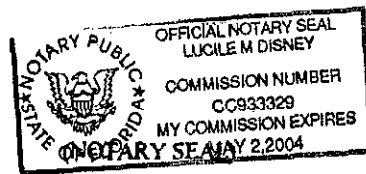
~~(Type of Identification and Number)~~

as ~~XXXXXXXXXX~~ and who ~~(did)~~ (did not) take an oath.

Lucile M. Disney
Notary Public Signature

Lucile M. Disney
Printed Name of Notary Public

CC 933329
Notary Commission Number



This Instrument Prepared By:
Lee County Utilities
1500 Monroe Street - 3rd Floor
Fort Myers, Florida 33901

PERPETUAL PUBLIC UTILITY EASEMENT GRANT

THIS INDENTURE is made and entered into this 1st day of March, 2002, by and between FLORIDA ROCK INDUSTRIES, INC., Owner, hereinafter referred to as GRANTOR(S), and LEE COUNTY, hereinafter referred to as GRANTEE.

WITNESSETH:

1. For and in consideration of the sum of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged and accepted, GRANTOR hereby grants, bargains, sells and transfers to the GRANTEE, its successors and assigns, a perpetual public utility easement situated in Lee County, Florida, located and described as set forth in Exhibit "A", attached hereto and made a part hereof.

2. GRANTEE, its successors, appointees and assigns, are granted the right, privilege, and authority to construct, replace, renew, extend and maintain a wastewater collection and/or water distribution system, together with, but not limited to, all necessary service connections, manholes, valves, fire hydrants, lift stations and appurtenances, to be located on, under, across and through the easement which is located on the property described (Exhibit "A"), with the additional right, privilege and authority to remove, replace, repair and enlarge said system, and to trim and remove roots, trees, shrubs, bushes and plants, and remove fences or other improvements which may affect the operation of lines, mains and/or utility facilities.

3. The public utility easement shall not be limited to any particular diameter size or type and/or number of connections to other water/sewer mains for providing water/sewer service to this and any adjacent properties. The total area of this public utility easement is reserved for utility lines, mains, or appurtenant facilities and for any landscaping (excluding trees), walkways, roadways, drainage ways, or similar uses. Houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures shall not be constructed on or placed within this easement at anytime, present or future, by GRANTOR, or its heirs, successors or assigns.

4. Title to all utilities constructed and/or placed hereunder by GRANTEE or its agents shall remain in the GRANTEE, GRANTEE's successors, appointees, and/or

assigns.

5. Subject to any pre-existing easements for public highways or roads, railroads, laterals, ditches, pipelines and electrical transmission or distribution lines and telephone and cable television lines covering the land herein described, GRANTOR(S) covenant that they are lawfully seized and possessed of the described real property (Exhibit "A"), have good and lawful right and power to sell and convey it, and that the said property is free of any and all liens and encumbrances, except as herein stated, and accordingly, GRANTOR(S) will forever defend the title and terms of this said easement and the quiet possession thereof by GRANTEE against all claims and demands of all other entities.

6. GRANTOR(S), its heirs, successors or assigns, shall indemnify and hold the GRANTEE harmless for any consequential damages to any houses, fences, buildings, carports, garages, storage sheds, overhangs, or any other structures or portions of structures subsequently constructed by GRANTOR(S) in violation of paragraph 3 within the above easement, which result from the required activities of the GRANTEE for any construction, maintenance or repairs to the utilities location within the above-described easement.

7. GRANTEE will be liable for money damages in tort for any injury to or loss of property, personal injury, or death caused by the negligent or wrongful act(s) or omission(s) of any official or employee of the GRANTEE while acting within the scope of the official's or employee's office or employment under circumstances in which a private person would be found to be liable in accordance with the general laws of the State of Florida, and subject to the limitations as set out in Section 768.28, Florida Statutes, as it may be revised or amended from time to time.

8. GRANTEE shall have reasonable right of access across GRANTOR's property for the purposes of reaching the described easement (Exhibit "A") on either paved or unpaved surfaces. Any damage to GRANTOR's property or permitted improvements thereon as the result of such access to the described easement or the construction, maintenance, or repairs located within the described easement shall be restored by GRANTEE, to the condition in which it existed prior to the damage as is reasonably practicable.

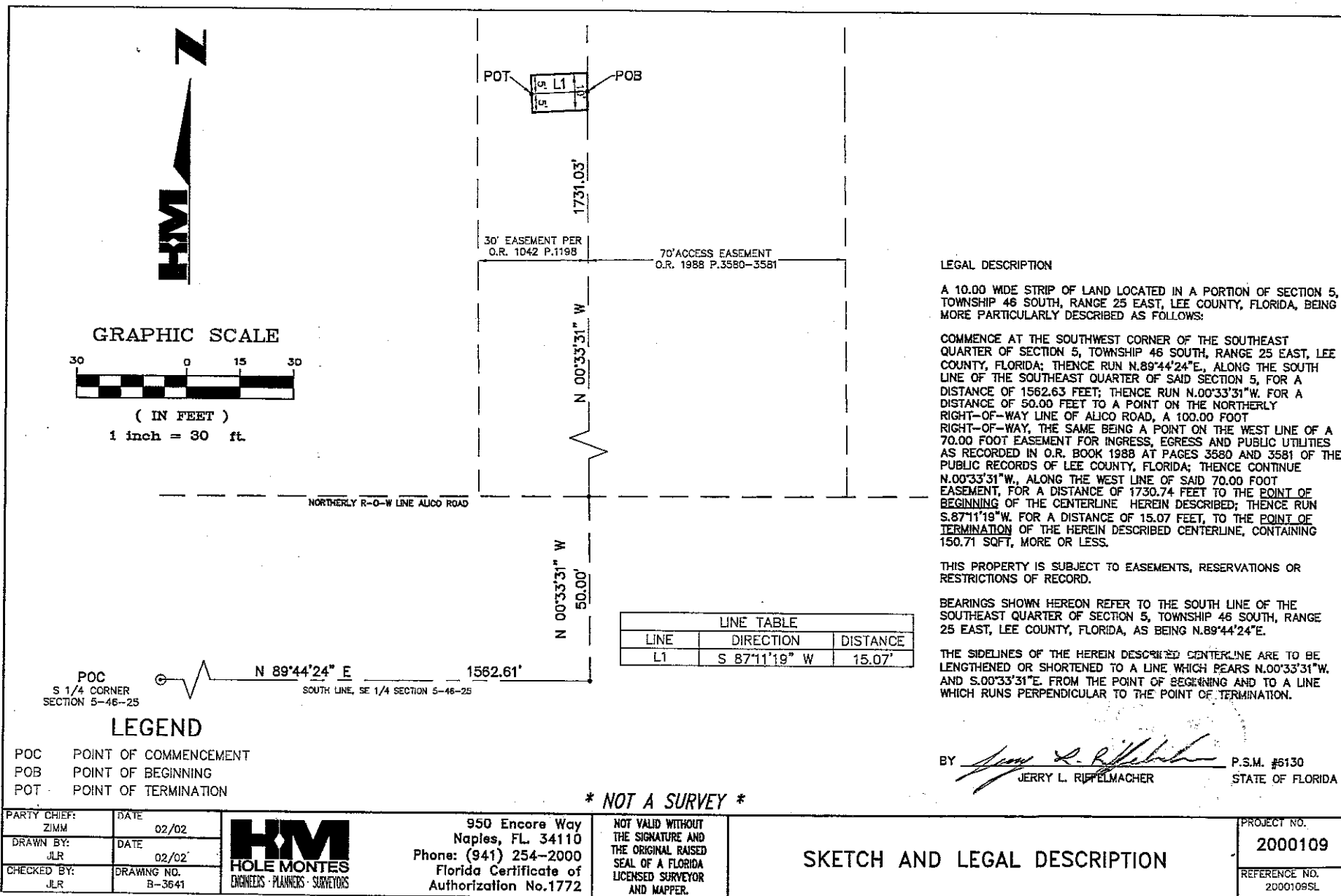
9. By acceptance of this easement, the GRANTEE assumes no responsibility for ownership or maintenance of roads. The easement is strictly for utility purposes.

10. This easement shall be binding upon the parties hereto, their successors and assigns.

IN WITNESS WHEREOF, the GRANTOR has caused this document to be

COPY

EXHIBIT "A"



BY  P.S.M. #6130
 JERRY L. RIEFFELMACHER STATE OF FLORIDA

* NOT A SURVEY *

PARTY CHIEF: ZIMM	DATE 02/02
DRAWN BY: JLR	DATE 02/02
CHECKED BY: JLR	DRAWING NO. B-3641



950 Encore Way
 Naples, FL 34110
 Phone: (941) 254-2000
 Florida Certificate of
 Authorization No.1772

NOT VALID WITHOUT
 THE SIGNATURE AND
 THE ORIGINAL RAISED
 SEAL OF A FLORIDA
 LICENSED SURVEYOR
 AND MAPPER.

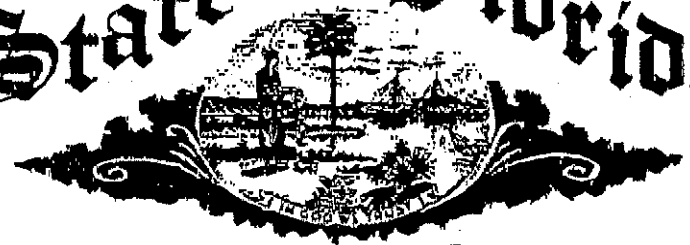
SKETCH AND LEGAL DESCRIPTION

PROJECT NO. 2000109
REFERENCE NO. 2000109SL

9.00 fee
1.00 check

State of Florida

875232



Department of State

O.R. 2023 PG 2845



I certify the attached is a true and correct copy of the Amendment, filed on October 12, 1987, changing the corporate name of CEMENT PRODUCTS CORPORATION to FLORIDA ROCK CONCRETE, INC., a corporation organized under the laws of Delaware, authorized to transact business in the State of Florida, as shown by the records of this office.

The document number of this corporation is 854851.

DEPT 15 9.
DEPT 91 1.
6245 #
CHECKS 10 - 5
5493A

05/03/88

Given under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 15th day of February, 1988.

Jim Smith
Secretary of State



CR2E022 (8-87)

1988 MAY -3 AM 11:56

044273
POLK CO.

Ulmer, Richardson, Ashby & Taylor, Attys.
P.O. Box 779, Jacksonville, FL 32201
Attn: Lewis S. Lee

COPY



FLORIDA DEPARTMENT OF STATE
Katherine Harris
Secretary of State

ARTICLES OF MERGER
Merger Sheet

MERGING: -----

FLORIDA ROCK CONCRETE, INC., a Delaware corporation, 854851

INTO

FLORIDA ROCK INDUSTRIES, INC., a Florida entity, 144218.

File date: September 26, 2001

Corporate Specialist: Darlene Connell

Division of Corporations - P.O. BOX 6827 - Tallahassee, Florida 32314

COPY

TO: LEE COUNTY FINANCE DEPARTMENT

FROM: UTILITIES ENGINEERING

(Department) SUE GULLEDGE

A. AUTHORIZATION:

This transmittal authorizes the UTIL. ENGINEERING office to incur expenses for filing/records against:

Purchase Order # N/A for FLORIDA ROCK BLOCK PLANT (EASEMENT) BS 20020547-UTL project.

ACCOUNT NO. OD5360748700.504930

ORIGINAL EASEMENT TO MINUTES AFTER RECORDING WITH COPY TO SUE GULLEDGE, UTILITIES

Sue Gullledge Signature Authorization

B. SERVICE RECEIVED:

RECORDING

O. R. COPIES

PLAT COPIES

CASE #/INDEX FEE

DESCRIPTION OF SERVICE

AMOUNT OF FEE INCURRED \$

(date)

(DEPUTY CLERK)

(CUSTOMER) (DEPT.)

THIS FORM GOES TO CASHIER WITH REGULAR RECEIPT ATTACHED

C. INVOICE INFORMATION: (FOR CLERK'S DEPARTMENT ONLY)

REC'D

ENTERED

CUST. #

INV. #

PLEASE REMIT TO: Clerk's Accounting P.O. BOX 2396 FORT MYERS, FLORIDA 33902-2396

White - FINANCE Yellow - DEPT FISCAL OFFICER Pink - CLERK'S OFFICE

