

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20031090-UTL

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve final acceptance by Resolution, as a donation of water distribution and a gravity collection system serving *West Bay Club, Turtle Pointe Cove*. This is a developer contributed asset project located on the north side of Williams Road approximately 1/4 mile west of South Tamiami Trail.

WHY ACTION IS NECESSARY:

To provide potable water service, fire protection and sanitary sewer service to this phase of the residential development.

WHAT ACTION ACCOMPLISHES:

Places the water and sewer systems into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10
COMMISSION DISTRICT #: 5

C10A

3. MEETING DATE:

09-30-2003

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:

(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER Res.

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER:
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Utilities Division
- BY: Rick Diaz, P.E., Utilities Director

[Signature] DATE: 9/12/03

7. BACKGROUND:

This project is located within the former Gulf Environmental Services' service area, therefore 'Permission to Construct' was not granted by the Board and there is no previous blue-sheet number.

The installation has been inspected for compliance to Gulf Environmental Services' standards.

Satisfactory pressure and bacteriological testing of the water system has been completed.

Satisfactory closed circuit television inspection of the gravity collection system has been performed.

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 Contributory Assets has been provided---copy attached.

100% of the connection/capacity fees were paid to Gulf Environmental Service prior to the Lee County acquisition.

No funds required.

SECTION 31 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
					OA	OM	Risk	GC	
<i>[Signature]</i> Lavender	N/A	N/A	T.O.	<i>[Signature]</i>	R.M	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i> Lavender
Date: 9-12-03	Date:	Date:	Date: 9-12	Date: 9/15/03	9/15/03	9/16/03	9/16/03	9/16/03	Date: 9-12-03

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY
COUNTY ADMIN: *[Signature]*
9/15
3:55 pm
COUNTY ADMIN
FORWARDED TO:
[Signature]

Rec. by COACTY
Date: 9-15-03
Time: 3:25
Forwarded To:
3:45
Adv. Adm. 9-15

RESOLUTION NO. _____

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

WHEREAS, it is the desire of West Bay Club Development Corporation, owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution system), and sewer facilities (gravity collection system) serving "**WEST BAY CLUB, TURTLE POINTE COVE**"; 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 **\$45,798.00** 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 Bob Janes : _____ (1)
- Commissioner Douglas St. Cerny: _____ (2)
- Commissioner Ray Judah (C): _____ (3)
- Commissioner Andrew Coy: _____ (4)
- Commissioner John Albion (V-C): _____ (5)

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

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

LETTER OF COMPLETION

DATE: 07-02-03

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 West Bay Club - Turtle Pointe Cove

(Name of Development)

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

the approved plans the revised plans, attached

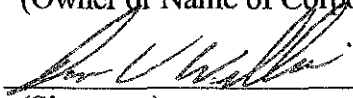
and:

the approved specifications the revised specifications, attached

Upon completion of the work, we observed the following successful tests of the facilities: Flushing test, pressure test, mandrel and TV of sanitary lines.

Very truly yours,

Johnson Engineering, Inc.
(Owner or Name of Corporation)


(Signature)

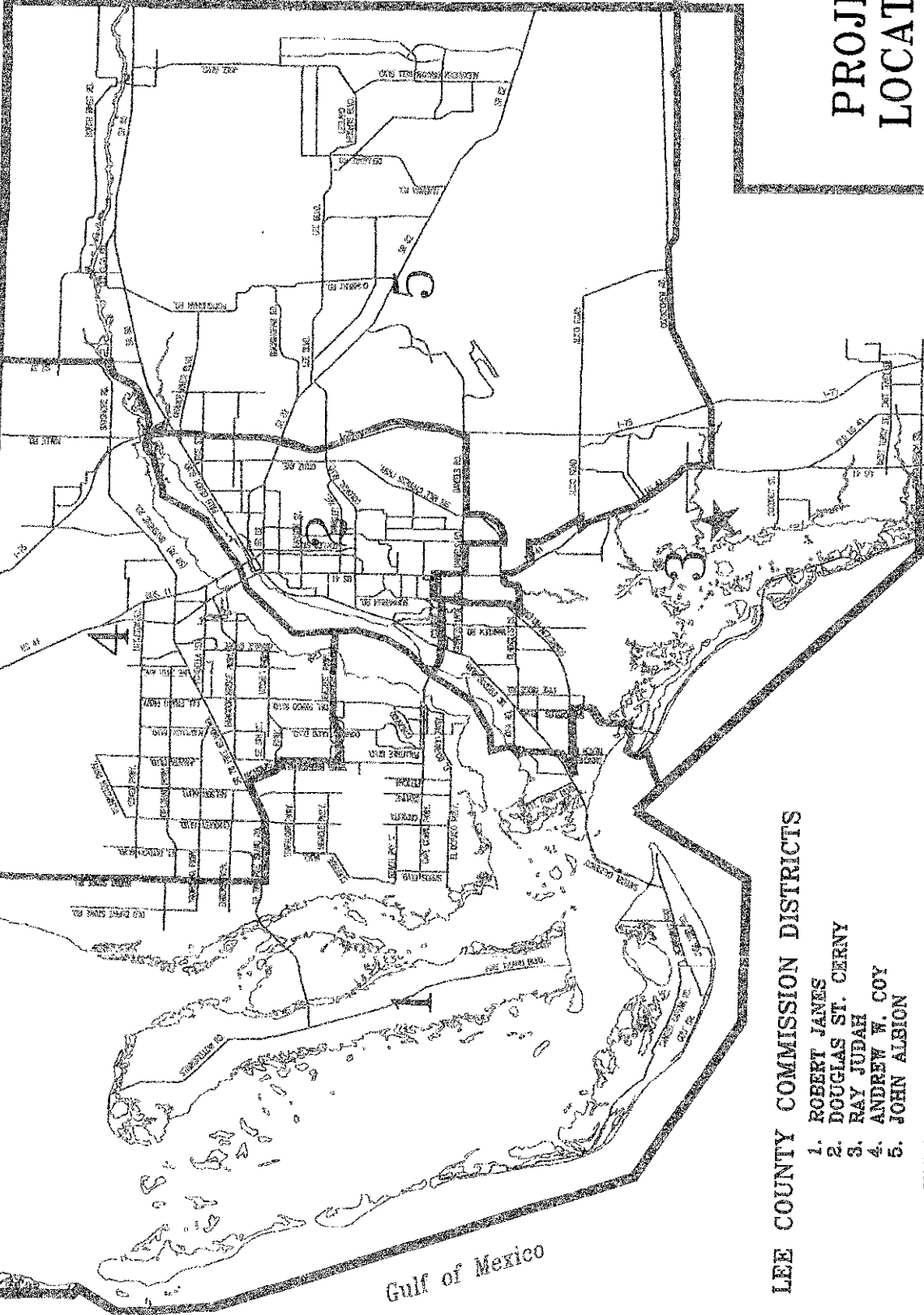
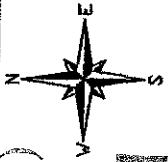
David V. Willems, P.E.
(Title)

(SEAL OF ENGINEERING FIRM)



COPY

WEST BAY CLUB - TURTLE POINTE COVE (FORMER GES AREA)
31-46-25-13-00000.000A
COMMISSION DISTRICT #3 - JUDAH



LEE COUNTY COMMISSION DISTRICTS

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

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

PROJECT
LOCATION

Gulf of Mexico

SUBJECT PARCELS



COPY

COPY

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer system of (Name of Development): West Bay Club Turtle Pointe Cove 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.

Mitchell & Stark Construction Co. Inc.
(NAME OF OWNER OR CONTRACTOR)

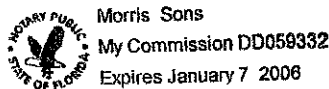
BY: 
Brian Penner Vice President

(SIGNATURE & TITLE)

STATE OF Florida)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 30 th day of June, 2003 by Brian Penner who has produced Driver License _____ as identification, and who ~~(did)~~ (did not) take an oath.

(NOTARY SEAL)

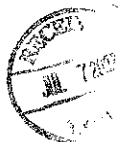


Notary Public
Signature



Printed Name of Notary Public
Morris Sons

Notary Commission Number
DD 059332



COPY

WAIVER AND RELEASE OF LIEN
UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of TWENTY ONE THOUSAND FOUR HUNDRED NINETY NINE DOLLARS (\$21,499.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to WEST BAY DEVELOPMENT CORPORATION on the job of WEST BAY TURTLE POINTE COVE to the following described property:

WEST BAY TURTLE POINTE COVE

water distribution system

(Name of Development/Project)

(Facilities Constructed)

WEST BAY CLUB- RIDGEPOINT DRIVE

31-46-25-13-ORD11.0000 & 00000.000A
SECT. 31 TWP 46S R 25 E LEE C0

(Location)

(Strap # or Section, Township & Range)

(Please provide full name and location of development and a description of the utility system constructed).

Dated on: August 11, 2003

By:

[Signature]
(Signature of Authorized Representative)

Mitchell & Stark Construction Co., Inc.
(Name of Firm or Corporation)

By:

Brian Penner
(Print Name of Authorized Representative)

6001 Shirley Street
(Address of Firm or Corporation)

Phone #: (239)597-2165 Ext.25

Naples, FL 34109-
(City, State & Zip Of Firm Or Corporation)

Fax#: (239)566-7865

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 11 th day of AUG, 2003 by Brian Penner who is personally known to me - _____, and who did not take an oath.

[Signature]
(Notary Public Signature)

(Notary Seal & Commission Number)

Morris Sons
(Printed Name of Notary Public)

Morris Sons
My Commission DD059332
Expires January 7 2006



COPY

WAIVER AND RELEASE OF LIEN
UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of Twenty four thousand two hundred ninety nine dollars (\$24,299.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to WEST BAY CLUB DEVELOPMENT CORPORATION on the job of WEST BAY TURTLE POINTE COVE to the following described property:

<u>WEST BAY TURTLE POINTE COVE</u>	<u>sanitary sewer system</u>
(Name of Development/Project)	(Facilities Constructed)
<u>WEST BAY CLUB - RIDGEPOINT DRIVE</u>	<u>31-46-25-13-ORD11.0000 & 00000.000A</u>
(Location)	<u>SECT. 31 TWP 46S R 25 E LEE CO</u>
(Please provide full name and location of development and a description of the utility system constructed).	

Dated on: August 11, 2003

By: <u>[Signature]</u>	<u>Mitchell & Stark Construction Co., Inc.</u>
(Signature of Authorized Representative)	(Name of Firm or Corporation)

By: <u>Brian Penner</u>	<u>6001 Shirley Street</u>
(Print Name of Authorized Representative)	(Address of Firm or Corporation)

Phone #: <u>(239)597-2165 Ext.25</u>	<u>Naples, FL 34109-</u>
	(City, State & Zip Of Firm Or Corporation)

Fax#: (239)566-7865

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 11 th day of AUG, 2003 by Brian Penner who is personally known to me - _____, and who did not take an oath.

[Signature]
(Notary Public Signature)

(Notary Seal & Commission Number) Morris Sons
(Printed Name of Notary Public)

Morris Sons
My Commission DD059332
Expires January 7 2008



COPY

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: West Bay Club - Turtle Pointe Cove

STRAP NUMBER: 31-46-25-13-ORD11.0000 and 31-46-25-13-00000.000A

LOCATION: Ridgepoint Drive

OWNER'S NAME: West Bay Club Dev Corp.

OWNER'S ADDRESS: 2601 S. Bayshore Drive

OWNER'S ADDRESS: Miami,FL 33133-

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 from the drop-down list provided.

<u>ITEM</u>	<u>SIZE</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>TOTAL</u>
PVC C-900 DR-18	8"	538.0	LF	\$19.00	\$10,222.00
CL-50 DIP	8"	116.0	LF	\$23.00	\$2,668.00
FIRE HYDRANT ASSEMBLY	6"	1.0	EA	\$2,690.00	\$2,690.00
SINGLE WATER SERVICE/COMPLETE	1"	7.0	EA	\$429.00	\$3,003.00
DOUBLE WATER SERVICE/COMPLETE	1"	6.0	EA	\$486.00	\$2,916.00
<u>TOTAL</u>					\$21,499.00

(If more space is required, use additional forms(s)).



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: 
Brian Penner, Vice President
 (Name & Title of Certifying Agent)

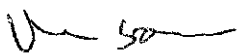
OF: Mitchell & Stark Const. Co., Inc.
 (Firm or Corporation)

ADDRESS: 6001 Shirley Street
Naples, FL 34109

STATE OF Florida)
) SS:
 COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 11 day of August, 2003 by Brian Penner who has produced P560-076-59-348-0

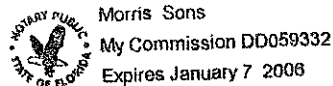
(Print or Type Name) (Type Of Identification and Number)
 as identification, and who (did) (did not) take an oath.


 Notary Public Signature

Morris Sons
 Printed Name of Notary Public

DD 059322
 Notary Commission Number

(NOTARY SEAL)



CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: West Bay Club - Turtle Pointe Cove

STRAP NUMBER: 31-46-25-13-ORD11.0000 and 31-46-25-13-00000.000A

LOCATION: Ridgepoint Drive

OWNER'S NAME: West Bay Club Dev Corp.

OWNER'S ADDRESS: 2601 S. Bayshore Drive

OWNER'S ADDRESS: Miami, FL 33133-

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

DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

Please list each element of the system from the drop-down list provided.

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
PVC SDR-26 GRAVITY MAIN	8"	327.0	LF	\$27.00	\$8,829.00
MANHOLE	4'	3.0	EA	\$3,116.00	\$9,348.00
SINGLE SEWER SERVICE W/CLEANOUT	6"	1.0	EA	\$650.00	\$650.00
DOUBLE SEWER SERVICE W/CLEANOUT	6"	8.0	EA	\$684.00	\$5,472.00
TOTAL					\$24,299.00

(If more space is required, use additional forms(s)).



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: *Brian Penner*
Brian Penner, Vice President
(Name & Title of Certifying Agent)
OF: Mitchell & Stark Const. Co., Inc.
(Firm or Corporation)
ADDRESS: 6001 Shirley Street
Naples, FL 34109


STATE OF Florida)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 11 day of August, 2003 by Brian Penner who has produced P560-076-59-348-0

(Print or Type Name) (Type Of Identification and Number)
as identification, and who (did) (did not) take an oath.

Morris Sons
Notary Public Signature
Morris Sons
Printed Name of Notary Public
DD 059322
Notary Commission Number

(NOTARY SEAL)

 Morris Sons
My Commission DD059332
Expires January 7 2006

