

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY **BLUE SHEET NO: BS 20031355 -UTL**

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve final acceptance, by Resolution, as a donation for a water distribution system and gravity collection system serving *COLONIAL POINTE*. This is a developer-contributed asset project located on the north side of Gladiolus Drive, approximately 1/4 mile west of Summerlin Road.

WHY ACTION IS NECESSARY: To provide potable water service, fire protection and sanitary sewer service to the recently constructed residential subdivision.

WHAT ACTION ACCOMPLISHES: Complies with the Lee County Utilities Operations Manual and places the water system and gravity collection system into operation.

2. DEPARTMENTAL CATEGORY: 10 - UTILITIES
COMMISSION DISTRICT #: 3

C10D

3. MEETING DATE: 12-02-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- 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
- DATE:** 11/13/03



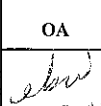
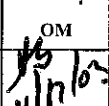
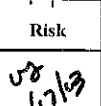

7. BACKGROUND:

The Board granted permission to construct on 04/22/03; Blue Sheet No. 20030392.
 The installation has been inspected for conformance to the Lee County Utilities Operations Manual.
 Satisfactory pressure and bacteriological testing of the water main has been performed.
 Satisfactory closed circuit television inspection of the gravity main has been performed.
 Satisfactory lift station startup has been performed. (LS # 1108)
 Record drawings have been received.
 Engineer's Certification of Completion has been received---copy attached.
 Project Location Map---copy attached.
 The Warranty has been provided---copy attached.
 The Waiver of Lien has been provided---copy attached.
 Certification of Contributed Assets has been provided---copy attached.
 100% of the connection fees have been paid.
 No funds required.

SECTION - 34 TOWNSHIP - 45S RANGE - 24E DISTRICT - 3 COMMISSIONER - JUDAH

8. 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	
 J. Lavender Date: 11-14-03	N/A Date:	N/A Date:	T.O. T. Osterhout Date: 11-13	 Date: 11/14/03	 11-17-03	 11/17/03	 11/17/03	 J. Lavender Date: 11-14-03	

10. COMMISSION ACTION:

- _____ APPROVED
- _____ DENIED
- _____ DEFERRED
- _____ OTHER

Rec. by CoAtty
 Date: 11/14/03
 Time: 3:40 PM
 Forwarded to:
 City Admin
 11/14/03 4:30 PM

RECEIVED BY
 COUNTY ADMIN: PM
 11/14/03
 # 45 projects
 COUNTY ADMIN
 FORWARDED TO:
 11/14/03
 108 50

RESOLUTION NO. _____

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

WHEREAS, it is the desire of Colonial Homes, Inc., owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution system), and sewer facilities (gravity collection system) serving "**COLONIAL POINTE**"; 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 **\$302,338.90** 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: 9/11/2003

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 gravity collection system** located in
Colonial Pointe
(Name of Development)

were designed by me and have been constructed in conformance with:
the approved plans and the approved specifications.

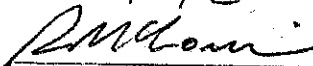
Upon completion of the work, we observed the following successful tests of the facilities:

**Pressure Test – Water Main, Pressure Test – Force main, Low Pressure Test – Gravity Sewer
and Lift Station Start Up.**

Very truly yours,

Richard H. McCormick, P.E. of Heidt and Associates, Inc.
(Owner or Name of Corporation)

9/17/03



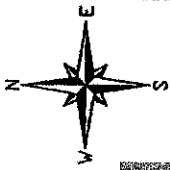
(Signature)

Vice President, P.E. #48812
(Title)

(Seal of Engineering Firm)

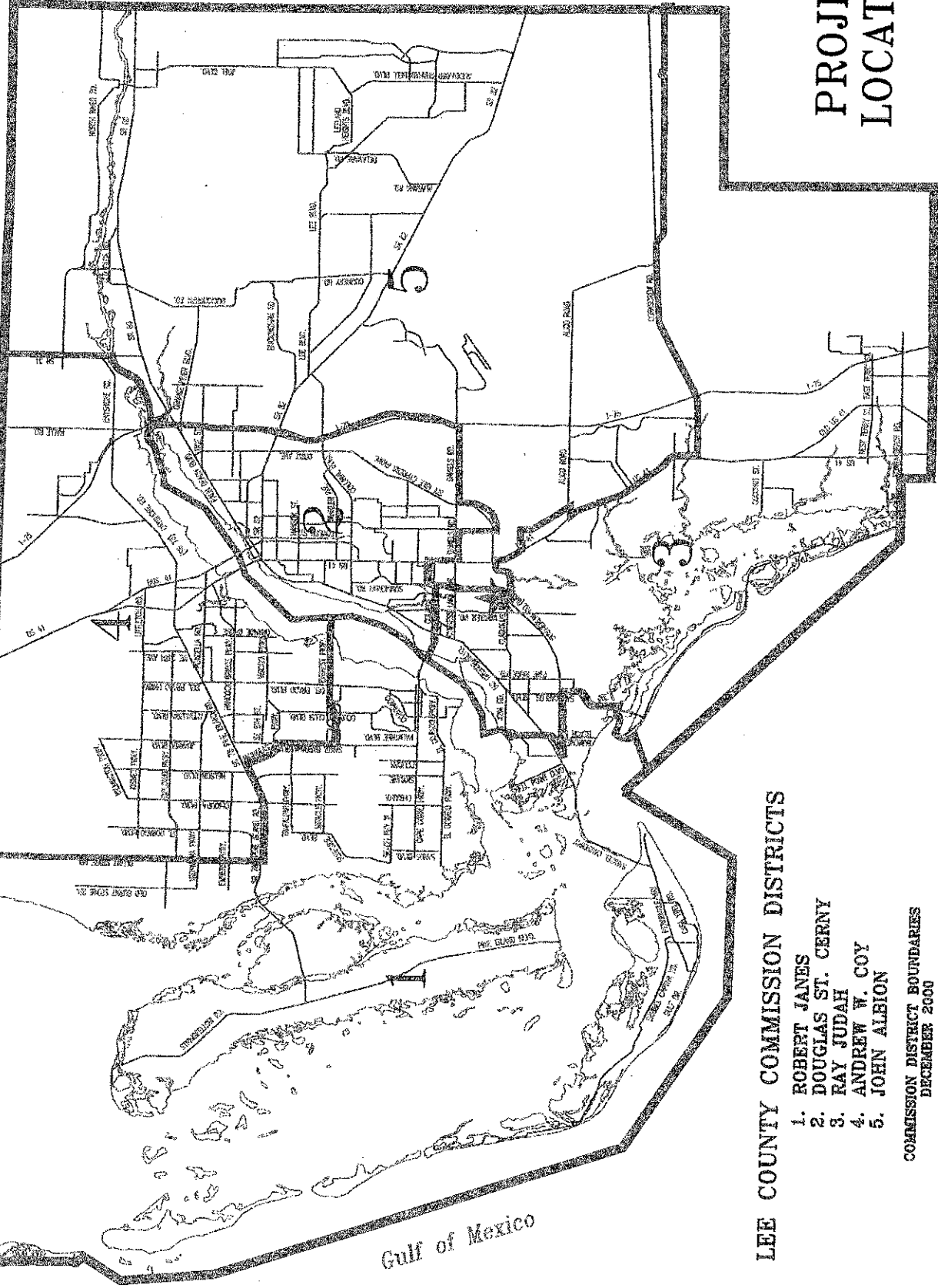


COPY



PROJECT LOCATION

COLONIAL POINTE
34-45-24-18-0000A.0000
COMMISSION DISTRICT #3 - JUDAH



LEE COUNTY COMMISSION DISTRICTS

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

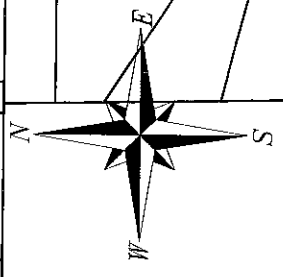
COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

Gulf of Mexico

COPY

COLONIAL POINTE

COMMISSION DISTRICT #3 - JUDAH

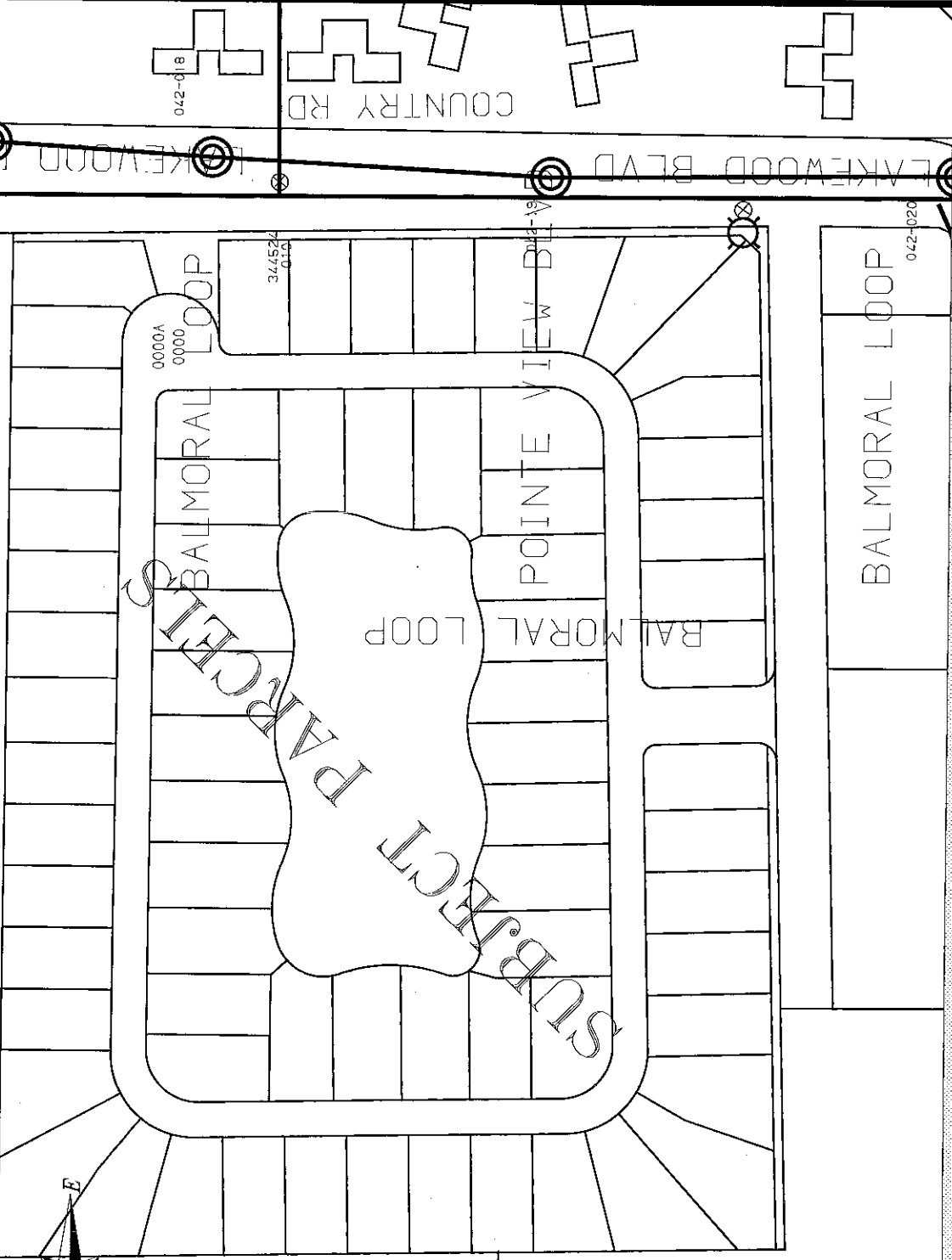


042-017

042-018

344524
010

042-020



34-45-24-18-0000A.0000 BALMORAL LOOP

COPY

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer systems of COLONIAL POINTE 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/CONTRACTOR)

BY: [Signature]
(SIGNATURE OF OWNER/CONTRACTOR)

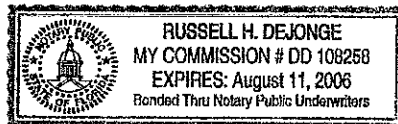
STATE OF FL)
) SS:
COUNTY OF Collier)

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

[Signature]
Notary Public Signature

Russell H. De Jonge
Printed Name of Notary Public

(Notary Seal & Commission Number)



COPY

WAIVER AND RELEASE OF LIEN UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of Three Hundred Two thousand three hundred thirty eight & 90/100 dollars(\$302,338.90) hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to Colonial Homes on the job of Colonial Pointe to the following described property:

<u>Colonial Pointe</u> (Name of Development/Project)	<u>water distribution and sanitary sewer systems</u> (Facilities Constructed)
<u>Balmoral Loop</u> (Location)	<u>34-45-24-18-0000A.0000</u> (Strap # or Section, Township & Range)

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

Dated on: October 27, 2003


By: <u></u> (Signature of Authorized Representative)	<u>Mitchell & Stark Construction Co. Inc</u> (Name of Firm or Corporation)
By: <u>Brian Penner</u> (Print Name of Authorized Representative)	<u>6001 Shirley Street</u> (Address of Firm or Corporation)
Title: <u>Vice President</u>	<u>Naples, FL 34109-</u> (City, State & Zip Of Firm Or Corporation)
Phone #: <u>(239)597-2165 Ext.</u>	Fax#: <u>(239)566-7865</u>

STATE OF FL)
) SS:
COUNTY OF Collier)


The foregoing instrument was signed and acknowledged before me this 27 th day of OCT, 2003 by Brian Penner who is personally known to me, and who did not take an oath.

(Notary Public Signature)

Russell H De Jonge
(Printed Name of Notary Public)



(Notary Seal & Commission Number)

 <p>RUSSELL H. DEJONGE MY COMMISSION # DD 108258 EXPIRES: August 11, 2006 Bonded Thru Notary Public Underwriters</p>

COPY

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: COLONIAL POINTE

TRAP NUMBER: 34-45-24-18-0000A.0000 and 34-45-24-18-0000D.0000

LOCATION: Balmoral Loop

OWNER'S NAME: Colonial Homes, Inc.

OWNER'S ADDRESS: 12601 Westlinks Drive, Unit 7

OWNER'S ADDRESS: Fort Myers, FL 33913-

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"	3,670.0	LF	\$12.75	\$46,792.50
CL-50 DIP	8"	127.0	LF	\$18.00	\$2,286.00
GATE VALVE	8"	10.0	EA	\$733.00	\$7,333.00
FIRE HYDRANT ASSEMBLY	6"	4.0	EA	\$2,437.00	\$9,748.00
TAPPING SLEEVE W/VALVE	8"	2.0	EA	\$2,772.00	\$5,544.00
SINGLE WATER SERVICE/COMPLETE	1"	3.0	EA	\$392.00	1176.00
DOUBLE WATER SERVICE/COMPLETE	1"	35.0	EA	\$534.00	\$18,690.00
CASING (INDICATE TYPE) HDPE OR STEEL	18"	50.0	LF	\$103.00	\$5,150.00
TOTAL					96719.50

(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:

X [Signature]
(Signature of Certifying Agent)

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

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

6001 Shirley Street
(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)

) SS:

COUNTY OF Collier)

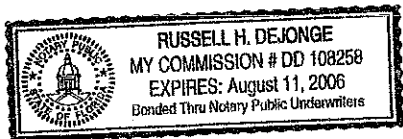
The foregoing instrument was signed and acknowledged before me this 27 th day of OCT, 2003 by Brian Penner who is personally known to me - _____, and who did not take an oath.

[Signature]
Notary Public Signature

Russell H De Jonge
Printed Name of Notary Public

DD 108258
Notary Commission Number

(NOTARY SEAL)



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CERTIFYING:

X [Signature]
(Signature of Certifying Agent)

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

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

6001 Shirley Street
(Address of Firm or Corporation)

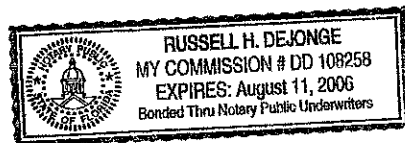
Naples, FL 34109 -

STATE OF FL)
) SS:
COUNTY OF Collier)

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[Signature]
Notary Public Signature

Russell H De Jonge
Printed Name of Notary Public



Notary Commission Number

(NOTARY SEAL)

