

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS**  
**AGENDA ITEM SUMMARY** **BLUE SHEET NO: 20040665 -UTL**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:**

Approve final acceptance, by Resolution, as a donation for one fire hydrant serving *Herons Glen Temporary Sales Center*. This is a Developer contributed asset project located on the south side of Avenida Del Vera Blvd approximately 1,500 east of Mystic Way.

**WHY ACTION IS NECESSARY:**

To provide fire protection to the recently constructed sales center.

**WHAT ACTION ACCOMPLISHES:**

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

**2. DEPARTMENTAL CATEGORY:** 10  
**COMMISSION DISTRICT #:** 4

*CIOB*

**3. MEETING DATE:** *06-15-2004*

**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
- DATE: 5/27/04

**7. BACKGROUND:**

Fire hydrants 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 and sanitary sewer service is provided by Lee County Utilities via existing infrastructure located within the right-of-way of Avenida Del Vera Blvd. No funds required.

SECTION 03    TOWNSHIP 43S    RANGE 24E    DISTRICT # 4    COMMISSIONER COY

**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>J. Lavender</i> Date: <i>5/28/04</i>	N/A	N/A	<i>T.O.</i> T. Osterhout Date: <i>5-27</i>	<i>S. Laird</i> Date: <i>5/28/04</i>	<i>6/1/04</i>	<i>6/1/04</i>	<i>or callot</i>	<i>6/1/04</i>	<i>J. Lavender</i> Date: <i>5/28/04</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

**Rec. by CoAtty**  
 Date: *5/28/04*  
 Time: *1:00 pm*  
 Forwarded To:  
 Co-Admin: *5/28/04*

RECEIVED BY  
 COUNTY ADMIN:  
*5/28/04*  
 4:00 pm SET  
 COUNTY ADMIN  
 FORWARDED TO:  
*6/2/04*  
 840

RESOLUTION NO. \_\_\_\_\_

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

WHEREAS, it is the desire of Coolidge-Ft. Myers Realty LP, owner of record, to make a contribution to Lee County Utilities of water facilities (one fire hydrant) serving **"HERONS GLEN TEMPORARY SALES CENTER"**; 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 **\$6,200.00** 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 \_\_\_\_\_ (1)
- Commissioner St. Cerny: \_\_\_\_\_ (2)
- Commissioner Judah: \_\_\_\_\_ (3)
- Commissioner Coy: \_\_\_\_\_ (4)
- Commissioner Albion: \_\_\_\_\_ (5)

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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: 5/10/2004

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

Gentlemen:

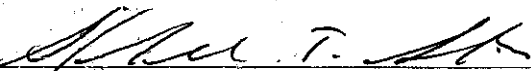
This is to certify that the fire hydrant located in  
Herons Glen - Temp. Sales Trailer  
(Name of Development)

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:  
**Bacteriological Test and Pressure Test(s) - Water Main**

Very truly yours,

Strickland T. Smith P.E. FL Reg. # 5065  
(Owner or Name of Corporation)

  
\_\_\_\_\_  
(Signature)

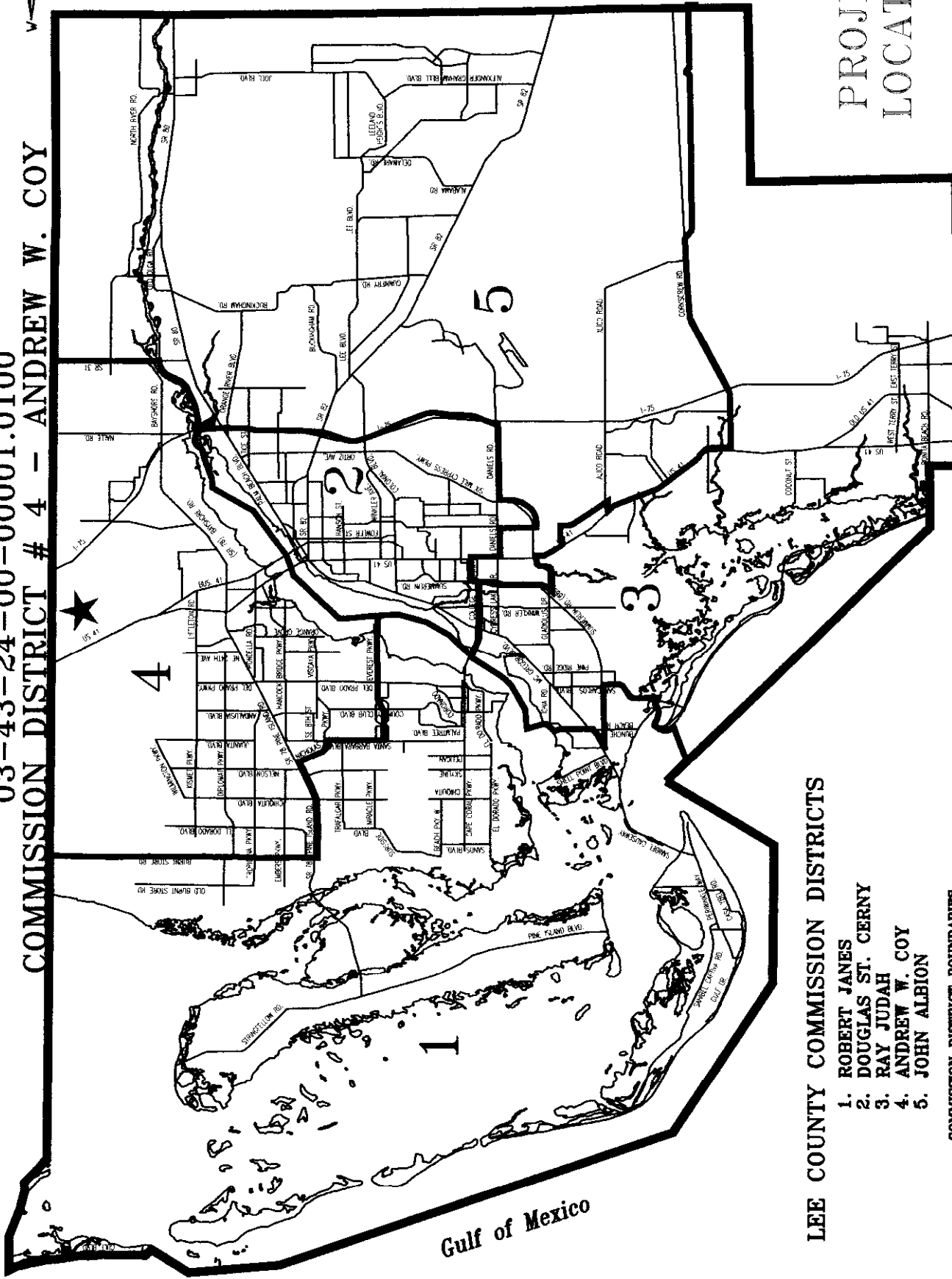
Vice President / Heidt & Associates, Inc  
(Title)

(Seal of Engineering Firm)

HERONS GLEN TEMPORARY SALES CENTER  
 03-43-24-00-00001.0100  
 COMMISSION DISTRICT # 4 - ANDREW W. COY

COPY

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

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 HERONS GLEN TEMPORARY SALES CENTER 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.

BRIAN PENNER  
(NAME OF OWNER/CONTRACTOR)

BY:   
(SIGNATURE OF OWNER/CONTRACTOR)

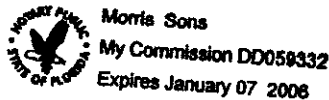
STATE OF FL )  
 ) SS:  
COUNTY OF COLLIER )

The foregoing instrument was signed and acknowledged before me this 5 th day of MAY, 2004 by BRIAN PENNER who has produced the following as identification - DL-P560-076-59-348-0 FL , and who did take an oath.

  
Notary Public Signature

MORRIS SONS  
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 TWENTYSIX HUNDRED DOLLARS (\$6,200.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to COOLIDGE FORT MYERS REALITY LP on the job of HERONS GLEN TEMPORARY SALES CENTER to the following described property:

TEMPORARY SALES CENTER

water distribution system

(Name of Development/Project)

(Facilities Constructed)

HERONS GLEN

03-43-24-00-00001.0100

(Location)

(Strap # or Section, Township & Range)

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

Dated on: May 9, 2004

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 5<sup>th</sup> day of MAY, 2004 by Brian Penner who is personally known to me - DL-P560-076-59-348-0 FL, and who did not take an oath.

[Signature]

(Notary Public Signature)

Morris Sons

(Printed Name of Notary Public)

(Notary Seal & Commission Number)



Morris Sons  
My Commission DD058332  
Expires January 07 2006

COPY

11.5

**CERTIFICATION OF CONTRIBUTORY ASSETS**

**PROJECT NAME:** HERONS GLEN TEMPORARY SALES CENTER

**STRAP NUMBER:** 03-43-24 00 00001.0100

**LOCATION:** HERONS GLEN

**OWNER'S NAME:** COOLIDGE FORT MYERS REALTY LP

**OWNER'S ADDRESS:** 2260 CORONA DEL SIRE

**OWNER'S ADDRESS:** NORTH FORT MYERS, FL 33917-

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

**DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES**

<b><u>ITEM</u></b>	<b><u>SIZE</u></b>	<b><u>QUANTITY</u></b>	<b><u>UNIT</u></b>	<b><u>UNIT COST</u></b>	<b><u>TOTAL</u></b>
FIRE HYDRANT ASSEMBLY	6"	1	EA	\$2,600.00	\$2,600.00
TAPPING SLEEVE W/VALVE	6"	1	EA	\$3,600.00	\$3,600.00
<b><u>TOTAL</u></b>					<b>\$6,200.00</b>

Please list each element of the system, e.g., pipe, manholes, lift stations, meters, valves, fittings, etc.  
(If more space is required, use additional page(s). Number each page and include the name of the project).

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 of Certifying Agent)

BRIAN PENNER

(Name & Title of Certifying Agent)

MITCHELL & STARK CONST. CO., INC.

(Name of Firm or Corporation)

6001 SHIRLEY ST.

(Address of Firm or Corporation)

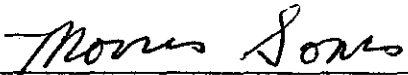
NAPLES, FL 34109 -

STATE OF FL )

) SS:

COUNTY OF COLLIER )

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Notary Public Signature

Printed Name of Notary Public

Notary Commission Number



Morris Sons  
My Commission DD059332  
Expires January 07 2008

(NOTARY SEAL)