

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY **BLUE SHEET NO: 20041251 -UTL**

1. REQUESTED MOTION:

ACTION REQUESTED: Approve final acceptance by Resolution as a donation for a water distribution system serving HERONS GLEN, UNITS, 11 & 12. This is a Developer contributed asset project located on the east side of N. Tamiami Trail approximately 1/4 mile south of the Lee/Charlotte County line.

WHY ACTION IS NECESSARY:

To provide potable water service to this phase of the residential development.

WHAT ACTION ACCOMPLISHES:

Places the water distribution system into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10
COMMISSION DISTRICT #: 4

C10G

3. MEETING DATE:

10-26-2004

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE _____
 - ORDINANCE _____
 - ADMIN. CODE _____
 - X 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: 10/7/04

7. BACKGROUND:

The Board granted permission to construct on 03/30/04, Blue Sheet #20040256.
 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.
 100% of the water connection fees have been paid.
 Sanitary Sewer service is provided by North Fort Myers Utilities.
 No funds required.

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

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	
Lavender Date: 10-8-04	N/A Date:	N/A Date:	T.O. T. Osterhout Date: 10-7	S. Coovert Date: 10/11/04	P.M. 10/11/04	10/11/04	10/11/04	10/11/04	Lavender Date: 10-8-04

10. COMMISSION ACTION:

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

Rec. by CoAtty

Date: 10/11/04

Time: 4:10

Forwarded To:

Admin
10/11/04

RECEIVED BY
COUNTY ADMIN:

10-28-04

4:20 PM 5/04

COUNTY ADMIN
FORWARDED TO:

10/18/04
SPM

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 (water distribution system) serving "**HERONS GLEN, UNITS 11 & 12**"; 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 **\$234,257.69** 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

LETTER OF COMPLETION

DATE: 6/17/2004

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 located in
Herons Glen - Units 11 & 12
(Name of Development)

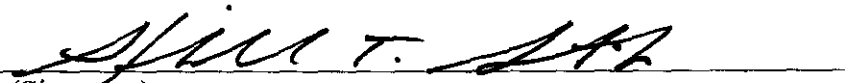
were designed by me and have been constructed in conformance with:
the approved plans and the approved specifications

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

Pressure Test(s) - Water Main

Very truly yours,

Strickland T. Smith, P.E.
(Owner or Name of Corporation)

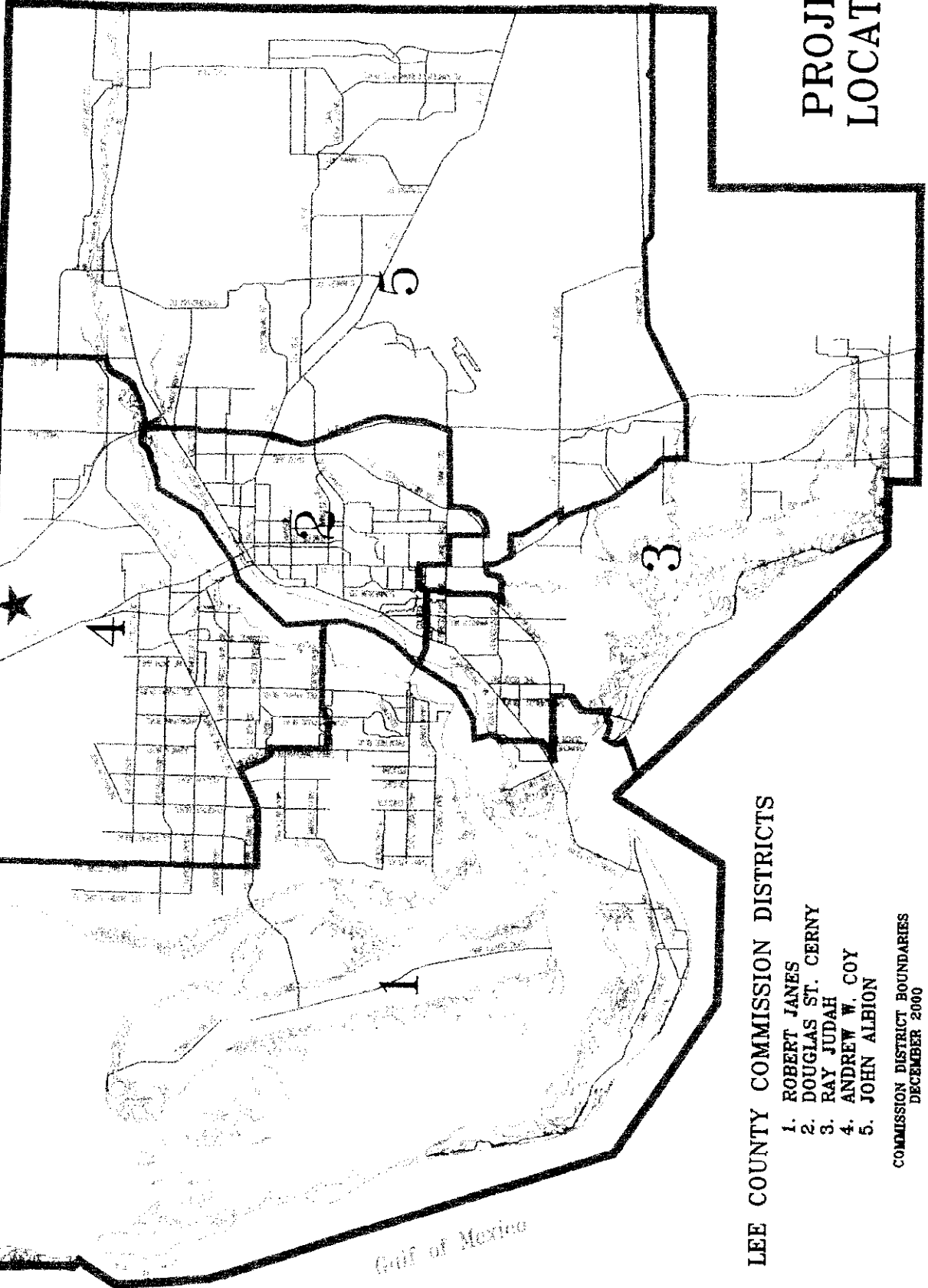

(Signature)

Vice President / Heidt & Associates, Inc
(Title)

(Seal of Engineering Firm)



HERON'S GLEN - UNITS 11 & 12
03-43-24-05-0000A.0000
COMMISSION DISTRICT #4 - COY



LEE COUNTY COMMISSION DISTRICTS

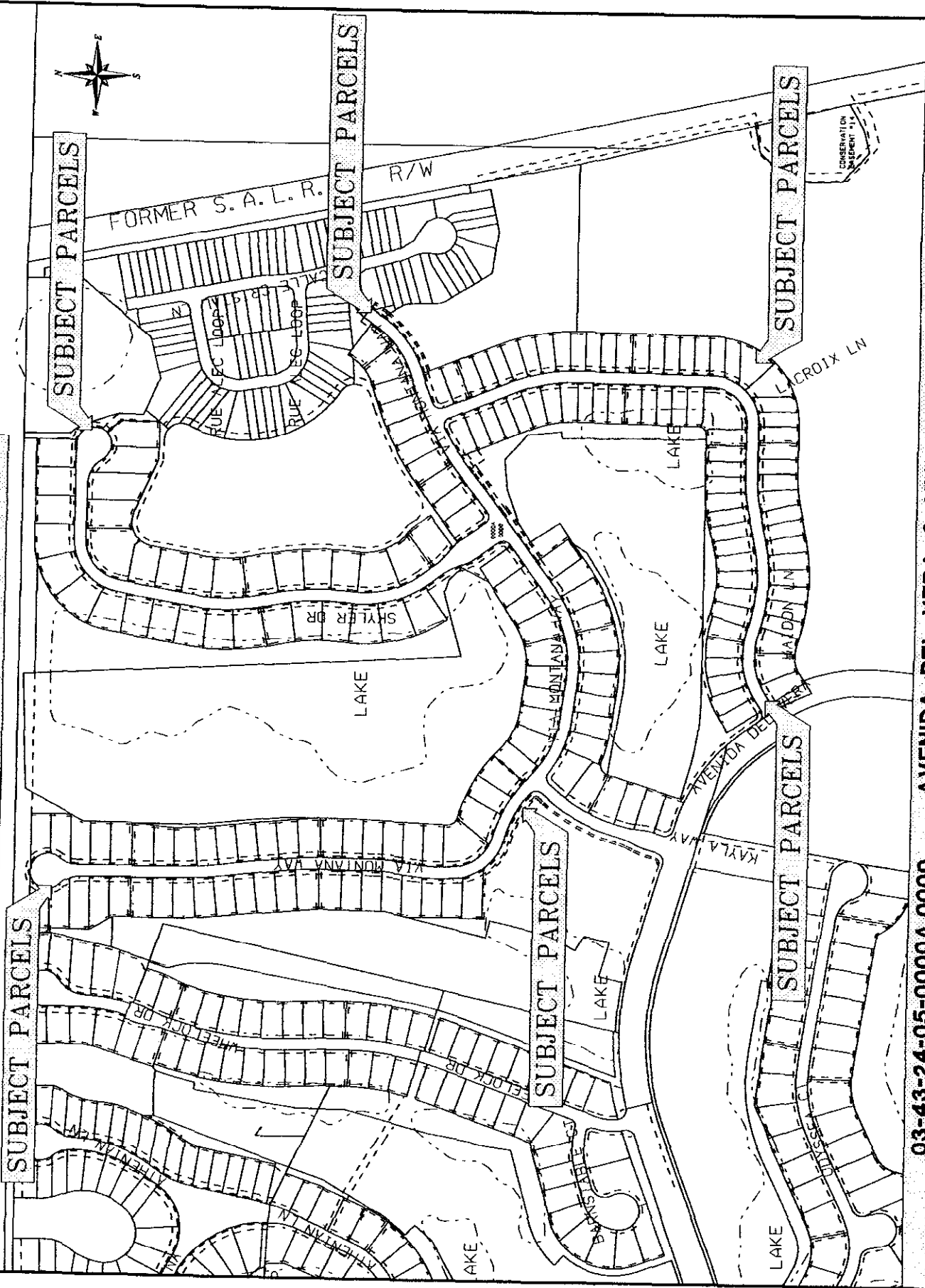
- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. ANDREW W. COY
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

PROJECT
LOCATION

HERONS GLEN - UNITS 11 & 12

COMMISSION DISTRICT #4 - COY



03-43-24-05-0000A.0000 AVENIDA DEL VALLE & VIA MONTANA WAY - PLUS

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water of Hérons Glen, Units 11 & 12 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 of Owner/Contractor)

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 11 th day of JUNE, 2004 by Brian Penner who is personally known to me - _____, and who did not take an oath.


Notary Public Signature

Morris Sons
Printed Name of Notary Public

 Morris Sons
My Commission DD059332
Expires January 07 2006

(Notary Seal & Commission Number)



**WAIVER AND RELEASE OF LIEN
UPON FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of Two hundred thirty-four thousand two hundred fifty-seven & 69/100(\$234,257.69) hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to Coolidge Fort Myers Realty, LP on the job of Hérons Glen - Unit 11 & 12 to the following described property:

Hérons Glen - Unit 11 & 12
(Name of Development/Project)

water distribution system
(Facilities Constructed)

Avenida Del Vera, Kayla Wy, Via Montana Wy, Skyler Dr, & Kaidon
(Location)

03-43-24-05-0000A.0000
(Strap # or Section, Township & Range)

Dated on: September 28, 2004

By: 
(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)

Title: Vicc President

Naples, FL 34109-6202
(City, State & Zip Of Firm Or Corporation)

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

Fax#: (239)566-7865

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 28 th day of September, 2004 by Brian Penner who is personally known to me - _____, and who did not take an oath.


(Notary Public Signature)

(Notary Seal & Commission Number)

(Printed Name of Notary Public)



Belinda Burgbacher
Commission #DD179217
Expires: Jan 22, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Herons Glen - Unit 11 & 12

STRAP NUMBER: 03-43-24-05-0000A.0000 Avenida Del Vera

LOCATION: Kayla Way, Via Montana Way, Skyler Drive & Kaidon Lane

OWNER'S NAME: (as shown on Deed) Coolidge Ft. Myers Realty, LP.

OWNER'S ADDRESS: 2260 Corona Del Sire

OWNER'S ADDRESS: North Fort Myers, FL 33917-

TYPE UTILITY SYSTEM: POTABLE WATER

(Please provide separate 'Certifications' for potable water, sanitary sewer and effluent reuse facilities.)

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 C-900 DR-18 Water Main	4"	387.0	LF	\$11.71	\$4,531.77
PVC C-900 DR-18 Water Main	8"	5,162.0	LF	\$13.83	\$71,390.46
PVC C-900 DR-18 Water Main	10"	2,004.0	LF	\$17.54	\$35,150.16
PVC C-900 DR-18 Water Main	12"	3.0	LF	\$20.80	\$62.40
CL-50 DIP Water Main	8"	125.0	LF	\$21.78	\$2,722.50
CL-50 DIP Water Main	10"	210.0	LF	\$22.84	\$4,796.40
GATE VALVE Water Main	8"	7.0	EA	\$815.00	\$5,705.00
GATE VALVE Water Main	10"	7.0	EA	\$1,133.00	\$7,931.00
FIRE HYDRANT ASSEMBLY		12.0	EA	\$2,522.00	\$30,264.00
BLOW-OFF ASSEMBLY	2"	1.0	EA	\$1,172.00	\$1,172.00
SINGLE WATER SERVICE/COMPLETE	1"	55.0	EA	\$463.00	\$25,465.00
DOUBLE WATER SERVICE/COMPLETE	1"	68.0	EA	\$609.00	\$41,412.00
TAPPING SLEEVE W/VALVE	12"x10"	1.0	EA	\$3,655.00	\$3,655.00
TOTAL					\$234,257.69

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



Contractor's Certification of Contributory Assets - Form (May 2004)

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 *BR*
(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 - 6202

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 28 th day of September, 2004 by Brian Penner who is personally known to me - _____, and who did not take an oath.

Belinda Burgbacher
Notary Public Signature

Printed Name of Notary Public

Notary Commission Number



Belinda Burgbacher
Commission #DD179217
Expires: Jan 22, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(NOTARY SEAL)