

**Lee County Board Of County Commissioners  
Agenda Item Summary**

Blue Sheet No. 20050272

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Request Board authorize Chairman to sign the attached letter agreeing to reimburse Florida Power & Light (FPL) for their costs associated with design of the relocation of FPL facilities necessary due to the proposed widening of Summerlin Road between Cypress Lake & Boy Scout within FPL right of way to a maximum of \$150,000.00.

**WHY ACTION IS NECESSARY:** Board of County Commissioners must approve all agreements.

**WHAT ACTION ACCOMPLISHES:** Authorizes FPL to begin design for modification of existing FPL facilities in their right of way east of and adjacent to Summerlin Road (CIP # 6007).

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

*C9B*

**3. MEETING DATE:**

*03-22-2005*

**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 Transportation
- C. DIVISION \_\_\_\_\_

BY: Scott Gilbertson

**7. BACKGROUND:**

As part of the Summerlin widening project from Cypress Lake to Boy Scout (6007) encroachment into the FPL right of way on the east side of the roadway is necessary. The road improvements will require FPL to redesign the guys for their poles and may require the relocation of some poles. FPL wants a written agreement from the county that FPL will be reimbursed for their costs prior to starting a design to protect them in the event the project is abandoned. As the FPL facilities are located in an FPL easement, FPL is entitled to reimbursement of their costs to accommodate the road project. FPL does not know how much this design will cost. DOT needs FPL to proceed with that design so that our project can move forward.

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>3/9/05</i> <i>[Signature]</i>				<i>[Signature]</i>	OA <i>[Signature]</i>	QM <i>3/10/05</i>	Risk <i>3/10/05</i>	GC <i>3/10</i>	<i>[Signature]</i> <i>3.9.05</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty  
Date: *3/10/05*  
Time: *10:55*  
Forwarded To:  
*Admin 3/10/05*

RECEIVED BY  
COUNTY ADMIN: *RS*  
*3/10 4:55*  
COUNTY ADMIN  
FORWARDED TO: *Public*  
*3/10/05*  
*5 PM*



**BOARD OF COUNTY COMMISSIONERS**

Writer's Direct Dial Number: 339-3333

Bob Janes  
*District One*

Douglas R. St. Cerny  
*District Two*

Ray Judah  
*District Three*

Andrew W. Coy  
*District Four*

John E. Albion  
*District Five*

Donald D. Stilwell  
*County Manager*

James G. Yaeger  
*County Attorney*

Diana M. Parker  
*County Hearing Examiner*

March 8, 2005

Mr. Grover Whidden  
Regional External Affairs Manager  
Florida Power and Light Company  
1813 Lee Street  
Fort Myers, Florida 33901

**Re: Proposed Relocation of Transmission Facilities in Easement Corridor  
paralleling Summerlin Rd for the Proposed Six-laning Project  
from Boy Scout Dr. to Cypress Lake Drive, Ft. Myers (CIP # 6007)**

Dear Mr. Whidden:

Please accept this letter as written commitment from Lee County to reimburse FPL for engineering charges (to a maximum of \$150,000.00) to provide Lee County with a cost estimate for the relocation of FPL's transmission facilities to accommodate the six-laning of Summerlin Road from Boy Scout Drive to Cypress Lake Drive. It is understood Lee County will reimburse FPL for the actual costs incurred in engineering the relocation of the transmission facilities and arriving at a cost to relocate the facilities.

Sincerely,

Douglas St. Cerny  
Chairman,  
Lee County Board of County Commissioners

DSC/DD/mlb

cc: Neelesh P. Shah  
Scott Gilbertson  
Don DeBerry