

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

Blue Sheet No. 20050547-UTL

1. Action Requested/Purpose:

Approve final acceptance by Resolution as a donation of one (1) 6" diameter fire line serving *Mercantile Commerce Center* to provide fire protection to the recently constructed light-industrial project. This is a developer contributed asset project located on the north side of Mercantile Street approximately 1/2 mile northwest of Bayshore Road.

2. What Action Accomplishes:

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

3. Management Recommendation:

Lee County Utilities requests that the County Manager's office recommend approval of this item.

4. Departmental Category: 10

C10C

5. Meeting Date:

05-31-2005

6. Agenda:

- Consent
- Administrative
- Appeals
- Public
- Walk-On

7. Requirement/Purpose (specify)

- Statute
- Ordinance
- Admin. Code
- Other Approval

8. Request Initiated:

Commissioner _____
 Department Public Works
 Division Utilities
 By: *[Signature]* 5/12/05
 Rick Diaz, P. E., Utilities Director

9. Background:

Fire lines 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 of the water system has been completed.
 Record Drawings have been provided.
 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 fees have been paid.
 Potable water service will be provided by Lee County Utilities via existing infrastructure located within the Mercantile Street right-of-way. Sanitary sewer service will be provided by a privately owned and maintained on-site septic system.
 No Funds Required.

SECTION 20 TOWNSHIP 43S RANGE 25E DISTRICT #4 COMMISSIONER HALL

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager / P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i> J. Lavender Date: <u>5-17-05</u>	N/A	N/A	<i>[Signature]</i> T. Osterhout Date: <u>5-12</u>	<i>[Signature]</i> S. Coovert Date: _____	<i>[Signature]</i> P.M. 5/18/05	<i>[Signature]</i> J. 5/18/05	<i>[Signature]</i> K. 5/18/05	<i>[Signature]</i> H. 5/18/05	<i>[Signature]</i> J. Lavender Date: <u>5-17-05</u>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty
Date: <u>5/16/05</u>
Time: <u>11:30 AM</u>
Forwarded To: <u>[Signature]</u>

RECEIVED BY COUNTY ADMIN: <u>11</u>
<u>5-18-05</u>
<u>11:55</u>
COUNTY ADMIN FORWARDED TO: <u>[Signature]</u>
<u>5/18/05</u>
<u>9:30</u>

RESOLUTION NO. _____

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

WHEREAS, it is the desire of "Capital Investment Corp. of SW Florida", owner of record, to make a contribution to Lee County Utilities of water facilities (one 6" diameter fire line) serving "**MERCANTILE COMMERCE 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 **\$5,000.00** 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 Hall: _____ (4)
- Commissioner Albion: _____ (5)

DULY PASSED AND ADOPTED this _____ day of _____, 2005.

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: 3/29/2005

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

Gentlemen:

This is to certify that the **fire line up to and including 1st OS + Y valve(s)** located in
Mercantile Commerce Center
(Name of Development)

was designed by me and has been constructed in conformance with:

the revised plans, attached 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,

Southwest Engineering of Lee County
(Owner or Name of Corporation/Firm)

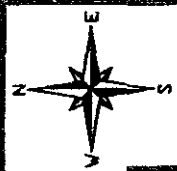
Manuel Garcia

(Signature)

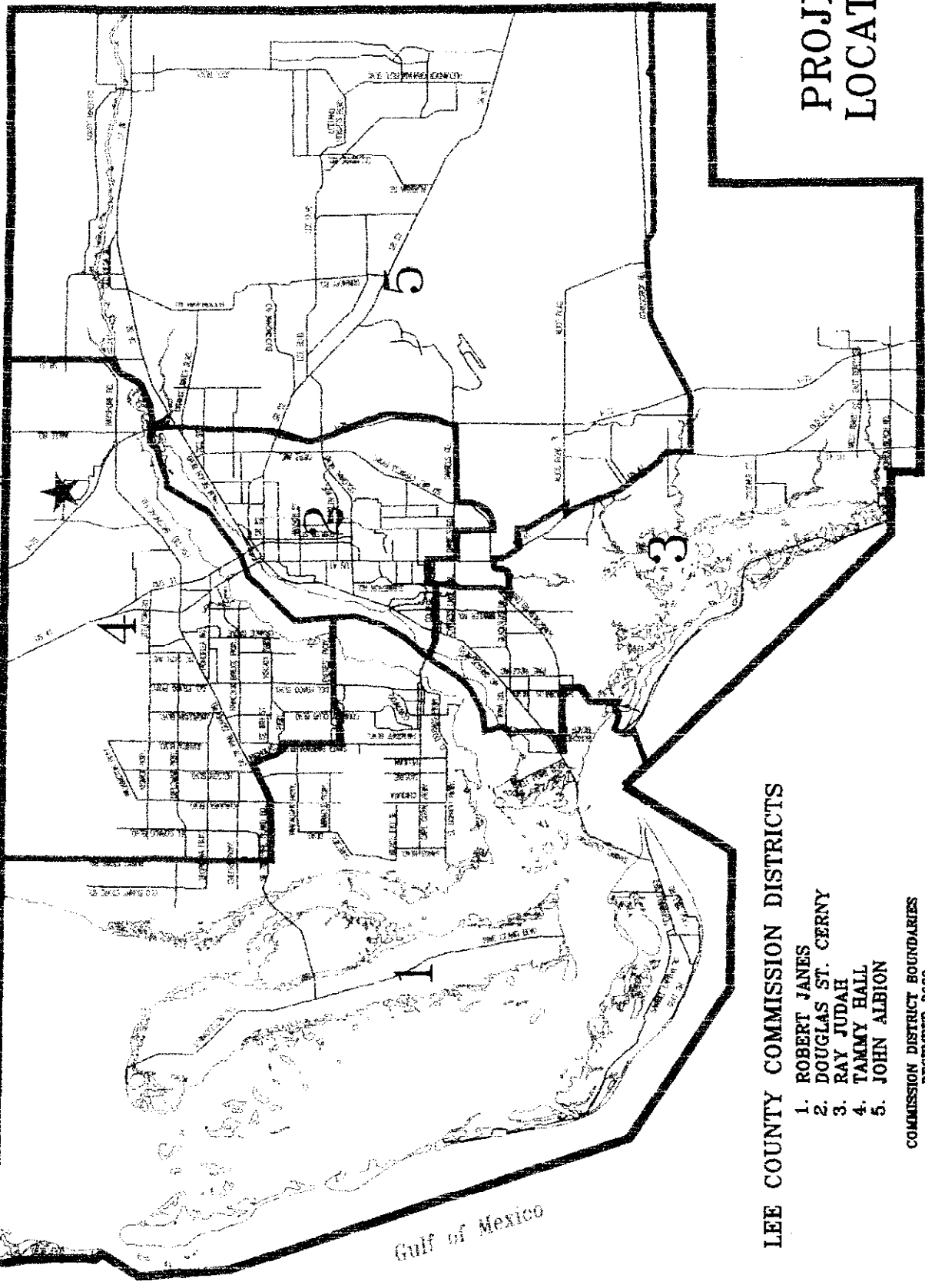
Principal
(Title)

(Seal of Engineering Firm)

COPY



MERCANTILE COMMERCE CENTER
20-43-25-01-0000A.0010
COMMISSION DISTRICT #4 - HALL



PROJECT
LOCATION

LEE COUNTY COMMISSION DISTRICTS

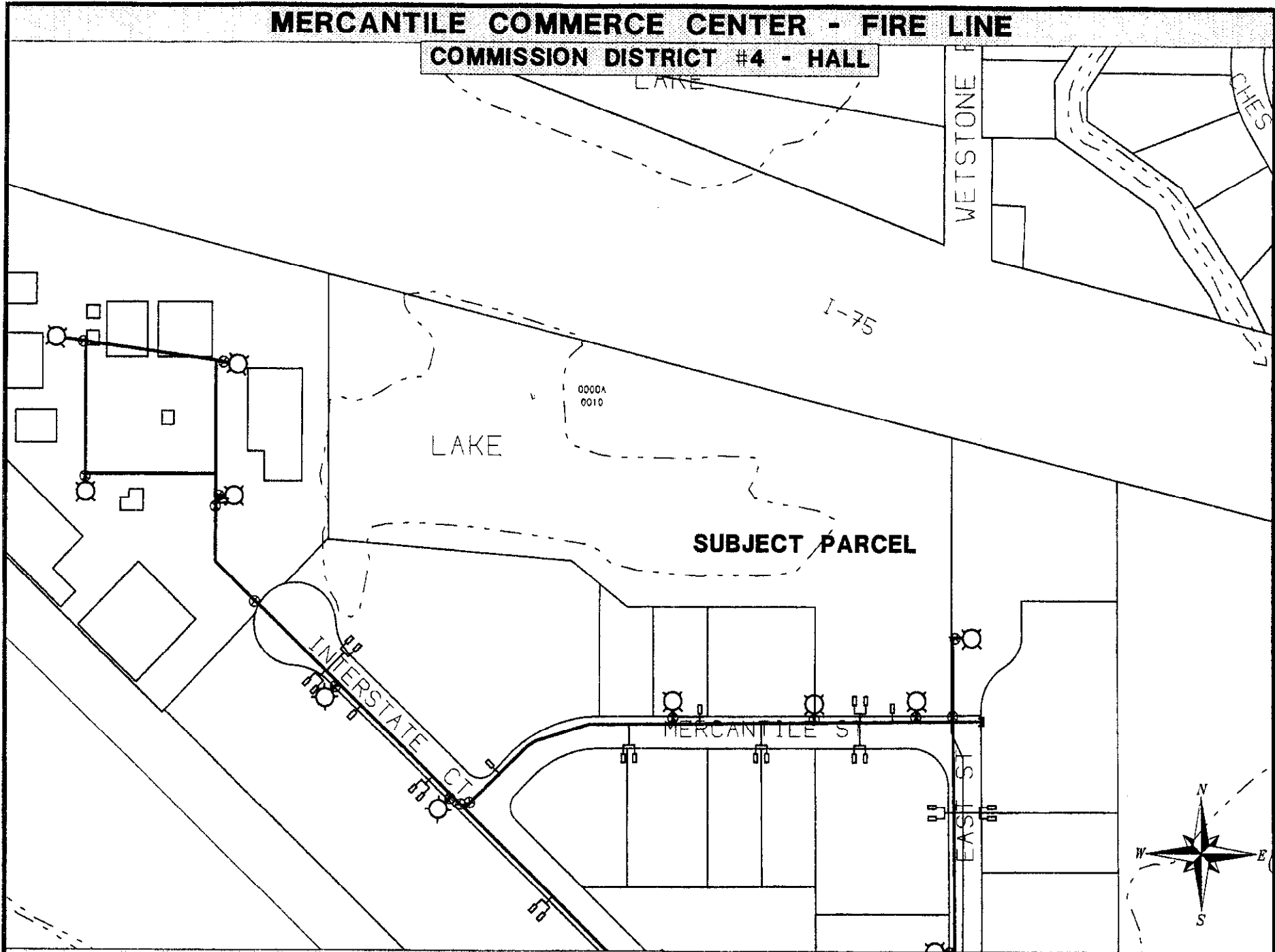
- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. TAMMY HALL
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

Gulf of Mexico

MERCANTILE COMMERCE CENTER - FIRE LINE

COMMISSION DISTRICT #4 - HALL



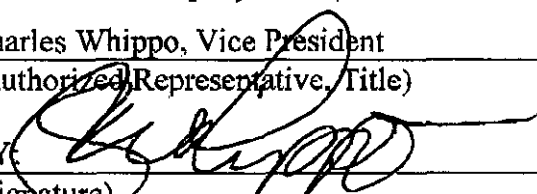
20-43-25-01-0000A.0010

7995 MERCANTILE ST

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water facilities of Mercantile Commerce 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.

Whippo Company
(Contractor/Company Name)
Charles Whippo, Vice President
(Authorized Representative, Title)
BY: 
(Signature)

STATE OF FL)
) SS:
COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 18th day of April, 2005 by Charles Whippo who is personally known to me - _____, and who did not take an oath.

Elizabeth Sammons
Notary Public Signature

Sally L. Robinson Elizabeth Sammons
Printed Name of Notary Public



(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 Five Thousand and 00/100(\$5,000.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to Capital Investment Corp of SW Florida on the job of Mercantile Commerce Center to the following described property:

Mercantile Commerce Center
(Name of Development/Project)

fire line up to and including 1st OS and Y valve
(Facilities Constructed)

7995 Mercantile Street
(Location)

20-43-25-01-0000A.0010
(Strap # or Section, Township & Range)

Dated on: April 14, 2005

By: *(Signature)*
(Signature of Authorized Representative)

Whippo Co.
(Name of Firm or Corporation)

By: Charles Whippo
(Print Name of Authorized Representative)

2800 Worth Av.
(Address of Firm or Corporation)

Title: Vice President

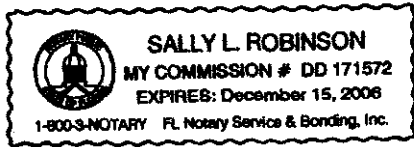
Englewood, FL 34224-
(City, State & Zip Of Firm Or Corporation)

Phone #: (941)474-9447 Ext.

Fax#: (941)475-2185

STATE OF FL)
) SS:
COUNTY OF Charlotte)

The foregoing instrument was signed and acknowledged before me this 14 th day of April, 2005 by Charles Whippo who is personally known to me - _____, and who did ~~not~~ take an oath.



Sally L. Robinson
(Notary Public Signature)

(Notary Seal & Commission Number)

Sally L. Robinson
(Printed Name of Notary Public)

RECEIVED APR 14 2005

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Mercantile Commerce Center

STRAP NUMBER: 20-43-25-01-0000a.0010

LOCATION: 7995 Mercantile St.

OWNER'S NAME: (as shown on Deed) Capital Investment Corp of SW Florida

OWNER'S ADDRESS: 6401 Winkler Rd.

OWNER'S ADDRESS: Ft. Myers, FL 33919-

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
FIRE LINE UP TO AND INCL 1ST OS + Y VALVE	6"	1.0	LS	\$4,500.00	\$4,500.00
TAPPING SLEEVE W/VALVE	6" x 6"	1.0	LS	\$500.00	\$500.00
TOTAL					\$5,000.00

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

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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)

Charles Whippo, Vice President

(Name & Title of Certifying Agent)

Whippo Company

(Name of Firm or Corporation)

2800 Worth Av.

(Address of Firm or Corporation)

Englewood, FL 34224 -

STATE OF FL)

) SS:

COUNTY OF Charlotte)

The foregoing instrument was signed and acknowledged before me this 14 th day of April, 2005 by Charles Whippo who is personally known to me - _____, and who did ~~not~~ take an oath.

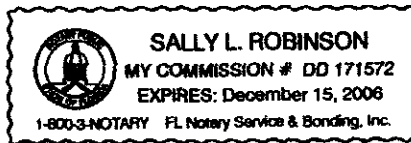
Notary Public Signature

Sally L. Robinson

Printed Name of Notary Public

DD 171572

Notary Commission Number



(NOTARY SEAL)

RECEIVED APR 14 2005