

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

Blue Sheet No. 20050594-UTL ⁰⁹⁵⁴

1. Action Requested/Purpose:

Approve final acceptance by Resolution as a donation of water main and force main extensions serving *West Bay Club - 'Bay Bridge Boulevard Extension'* which will allow for future development within West Bay Club, a phased residential development. This is a developer contributed asset project located at the west end of Bay Bridge Boulevard approximately 1/4 mile south-west of Williams Road.

2. What Action Accomplishes:

Places the water main and force main into operation thereby providing adequate infrastructure to support future development of adjacent parcels 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

CION

5. Meeting Date:

08-02-2005

6. Agenda:

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

7. Requirement/Purpose (specify)

- Statute**
- Ordinance**
- Admin. Code**
- Other** Approval

8. Request Initiated

Commissioner *[Signature]*
 Department Public Works
 Division Utilities
 By: *[Signature]* 7/7/05
Rick Diaz, P. E., Utilities Director

9. Background:

This project is located within the former Gulf Environmental Services' service area; however, it was built to Lee County Utilities' Standards and Specifications.
 The Board granted permission to construct on 02/24/04, Blue Sheet #20040114.
 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 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.
 No connection fees are associated with this project.
 No funds required.

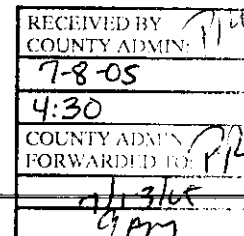
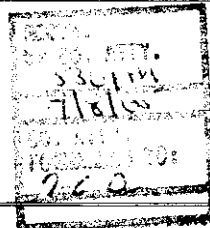
SECTION 05 TOWNSHIP 47S RANGE 25E DISTRICT # 3 COMMISSIONER JUDAH

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Hum. Res.	Other	County Attorney	Budget Services				County Manager / P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i> S. Gilbertson for J. Lavender Date: <i>7/8/05</i>	N/A	N/A	<i>P.E.</i> T. Osterhout Date: <i>7/7</i>	S. Covert Date:	<i>PM</i> 7/11/05	<i>or</i> 7/14/05	<i>CV</i> 7/11/05	<i>PK</i> 7/11/05	<i>[Signature]</i> S. Gilbertson for J. Lavender Date: <i>7/8/05</i>

11. Commission Action:

- Approved**
- Deferred**
- Denied**
- Other**



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

WHEREAS, it is the desire of "West Bay Club Dev. Corp.", owner of record, to make a contribution to Lee County Utilities of water facilities (water main extension) and sewer facilities (force main extension) serving **"WEST BAY CLUB - BAY BRIDGE BOULEVARD EXTENSION"**; 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 **\$27,124.26** 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: _____ (3)
- Commissioner Tammy Hall: _____ (4)
- Commissioner John 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

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: West Bay Club - Bay Bridge Boulevard Extension

STRAP NUMBER: 05-47-25-07-00RD5.00CE

LOCATION: Bay Bridge Boulevard

OWNER'S NAME: (as shown on Deed) West Bay Club Development Corporation

OWNER'S ADDRESS: 4600 West Bay Boulevard

OWNER'S ADDRESS: Estero,FL 33928-

TYPE UTILITY SYSTEM: POTABLE WATER
(Please provide separate 'Certifications' for potable water, sanitary sewer and effluent reuse facilities.)

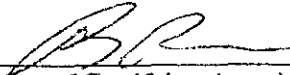
DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES
Please list each element of the system from the drop-down list provided.

<u>ITEM</u>	<u>SIZE</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>TOTAL</u>
CL-50 DIP WATER MAIN	12"	417.0	LF	\$37.00	\$15,429.00
CL-50 DIP WATER MAIN	6"	19.0	LF	\$19.54	\$371.26
FIRE HYDRANT ASSEMBLY		1.0	EA	\$3,020.00	\$3,020.00
<u>TOTAL</u>					\$18,820.26

(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 of Certifying Agent)

Brian Penner
(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

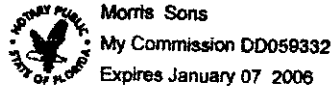
STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 27 th day of July, 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

Notary Commission Number



(NOTARY SEAL)



CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: West Bay Club - Bay Bridge Boulevard Extension

STRAP NUMBER: 05-47-25-07-00RD5.00CE

LOCATION: Bay Bridge Boulevard

OWNER'S NAME: (as shown on Deed) West Bay Club Development Corporation

OWNER'S ADDRESS: 4600 West Bay Boulevard

OWNER'S ADDRESS: Estero,FL 33928-

TYPE UTILITY SYSTEM: SANITARY SEWER
 (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.

<u>ITEM</u>	<u>SIZE</u>	<u>QUANTITY</u>	<u>UNIT</u>	<u>UNIT COST</u>	<u>TOTAL</u>
PVC C-900 DR-14 FORCE MAIN	4"	414.0	LF	\$16.00	\$6,624.00
PLUG VALVE	4"	2.0	EA	\$840.00	\$1,680.00
TOTAL					\$8,304.00

(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 of Certifying Agent)

Brian Penner
(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)

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Notary Public Signature

Morris Sons
Printed Name of Notary Public

Notary Commission Number



Morris Sons
My Commission DD059332
Expires January 07 2006

(NOTARY SEAL)



LETTER OF COMPLETION

DATE: 8/4/04

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

Gentlemen:


This is to certify that the **force main and water main** located in
West Bay Club – Bay Bridge Blvd. Extension
(Name of Development)

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

Upon completion of the work, we observed the following successful tests of the facilities:
Pressure test for the force main and water main

Very truly yours,

Johnson Engineering, Inc.
(Owner or Name of Corporation)

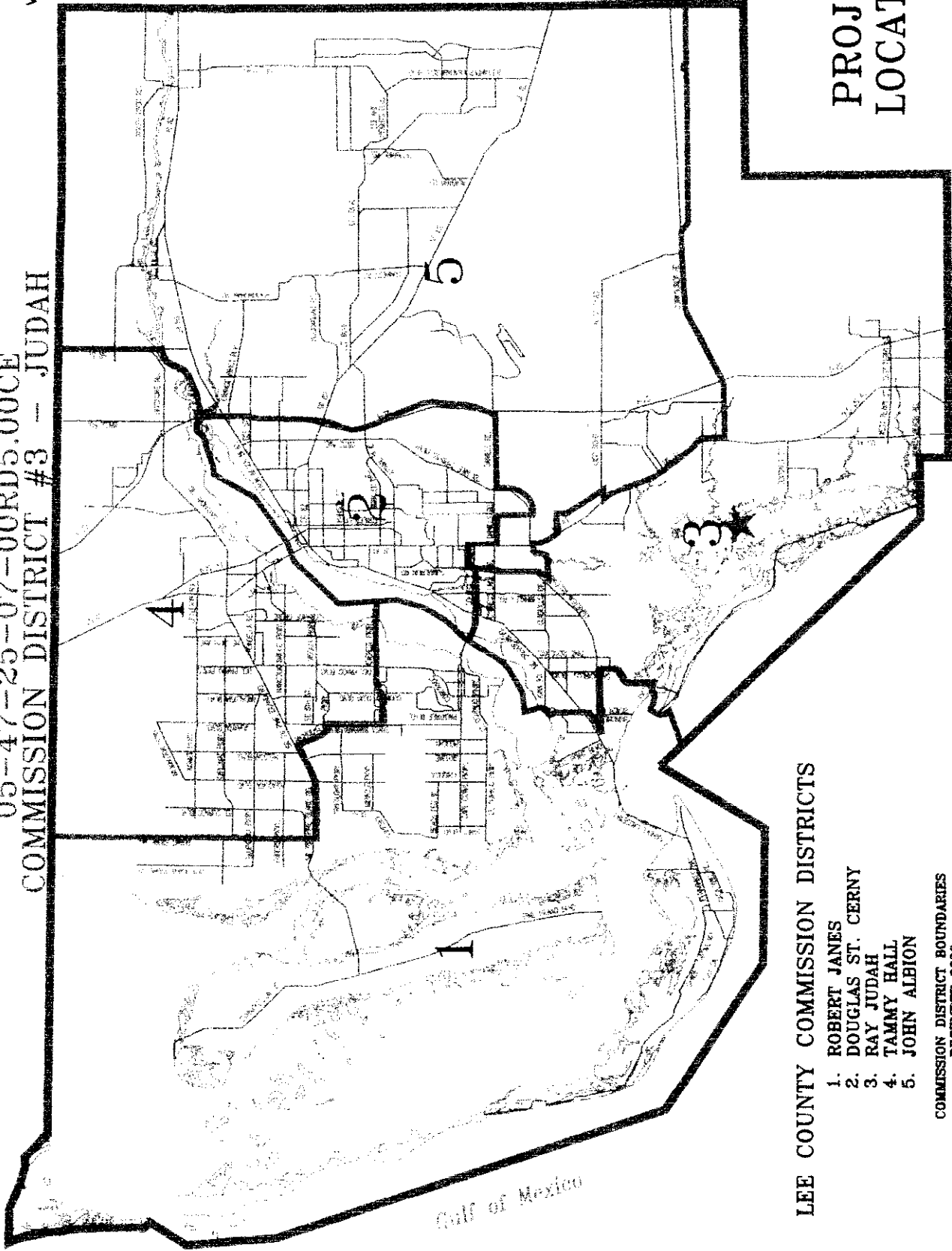
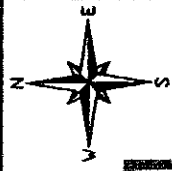
 1-28-05
(Signature)

Kevin M. Winter, P.E.
(Title)

(Seal of Engineering Firm)



WEST BAY CLUB - BAY BRIDGE BOULEVARD EXTENSION
05-47-25-07-00RD5.00CE
COMMISSION DISTRICT #3 - JUDAH



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

PROJECT
LOCATION

WEST BAY CLUB - BAY BRIDGE BOULEVARD EXTENSION

COMMISSION DISTRICT #3 - JUDAH

SUBJECT PARCEL

KINGS RD

CULTIVATED FIELD

RIVER

CHAP

RED LAUREL LN

RED LAUREL LN

BAYBRIDGE BLVD

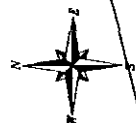
NATURES COVE CT

NATURES COVE CT

NATURES COVE CT

BRIDGE RUN CT

BACKWATER



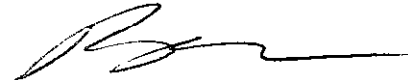
05-47-25-07-00RD5.00CE BAY BRIDGE BOULEVARD

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer of West Bay Club, Bay Bridge Extension 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 29 th day of MAR, 2005 by Brian Penner who is personally known to me - _____, and who did not take an oath.



Notary Public Signature

Printed Name of Notary Public

 Morris Sons
My Commission DD059332
Expires January 7 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 Eighteen Thousand Eight hundred Twenty 26/100 (\$18,820.26) hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to West Bay Development Corporation on the job of Bay Bridge Extension to the following described property:

Bay Bridge Extension, West Bay Club
(Name of Development/Project)

water distribution system
(Facilities Constructed)

West Bay Club Community, Estero, FL
(Location)

05-47-25-07-00RD5.00CE
(Strap # or Section, Township & Range)

Dated on: April 7, 2005

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: Vice President

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

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

Fax#: (239)566-7865

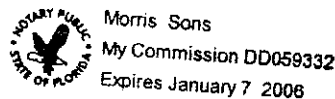
STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 7 th day of April, 2005 by Brian Penner who is personally known to me - _____, and who did not take an oath.

(Notary Public Signature)

(Notary Seal & Commission Number)

Morris Sons
(Printed Name of Notary Public)



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

The undersigned lienor, in consideration of the final payment in the amount of Eight Thousand Three Hundred Four 00/100(\$8,304.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to West Bay Development Corporation on the job of Bay Bridge Extension to the following described property:

Bay Bridge Extension, West Bay Club
(Name of Development/Project)

force main
(Facilities Constructed)

West Bay Club Community, Estero, FL
(Location)

05-47-25-07-00RD5.00CE
(Strap # or Section, Township & Range)

Dated on: April 7, 2005

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: Vice 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 7 th day of April, 2005 by Brian Penner who is personally known to me - _____, and who did not take an oath.


(Notary Public Signature)

(Notary Seal & Commission Number)

Morris Sons
(Printed Name of Notary Public)

 Morris Sons
My Commission DD059332
Expires January 7 2008