

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

Blue Sheet No. 20060804-UTL

**1. Action Requested/Purpose:**

Approve final acceptance, by Resolution as a donation of water, gravity and force main extensions and two (2) lift stations to provide potable water service, fire protection and sanitary sewer service to *Bella Terra, Phase 3B-1*, a phased residential development. This is a developer contributed asset project located on the south side of Corkscrew Road, approximately 1-2/3 miles west of Alico Road in Estero.

**2. What Action Accomplishes:**

Places the potable water and sanitary sewer facilities into operation and complies with the Lee County Utilities Operations Manual.

**3. Management Recommendation:**

Approval.

**4. Departmental Category:** 10 **CIO H** **5. Meeting Date:** 08-01-2006

<b>6. Agenda:</b>	<input checked="" type="checkbox"/> Consent	<b>7. Requirement/Purpose (specify)</b>	<input type="checkbox"/> Statute	<b>8. Request Initiated:</b>
	<input type="checkbox"/> Administrative		<input type="checkbox"/> Ordinance	
	<input type="checkbox"/> Appeals		<input type="checkbox"/> Admin. Code	
	<input type="checkbox"/> Public		<input checked="" type="checkbox"/> Other	
	<input type="checkbox"/> Walk-On		<input type="checkbox"/> Approval	
		Commissioner _____ Department Public Works Division Utilities By: <i>S. I. Velez</i> 6/22/06 S. Ivan Velez, P.E., Acting 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 07/27/04, Blue Sheet #20040861.  
 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.  
 Satisfactory pressure testing of the force main has been completed.  
 Satisfactory closed circuit television inspection of the gravity collection system has been performed.  
 Satisfactory lift station start-ups have been performed. (L/S#7824 & L/S#7826)  
 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.  
 No funds required.

SECTION 29 TOWNSHIP 46S RANGE 26E DISTRICT #3 COMMISSIONER JUDAH

**10. Review for Scheduling:**

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services			County Manager / P.W. Director
					Analyst	Risk	Grants	
<i>J. Lavender</i> Date: _____	N/A	N/A	<i>P.O.</i> T. Osterhout Date: 6/22	S. Covert Date: _____	<i>P.H.</i> 6/25/06	<i>or</i> 6/28/06	<i>Mgr.</i> 6/28/06	<i>J. Lavender</i> Date: _____

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: *PM*  
 6/27/06 4:07 PM  
 COUNTY ADMIN FORWARDED TO: *PM*  
 7/7  
*PM*

Rec. by CoAtty  
 Date: 6/27/06  
 Time: 10:55 AM  
 Forwarded To: Admin. 6/27/06

RESOLUTION NO.

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

WHEREAS, it is the desire of "HABITAT LAKES, LLC", owner of record, to make a contribution to Lee County Utilities of water facilities (potable water, fire protection), and sewer facilities (gravity and force main extensions, lift station, and sanitary sewer), serving "BELLA TERRA, PH 3b-1"; 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 **\$1,125,509.40** 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 Tammara Hall: \_\_\_\_\_ (4)
- Commissioner John Albion: \_\_\_\_\_ (5)

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

By: \_\_\_\_\_  
DEPUTY CLERK

By: \_\_\_\_\_  
TAMMARA HALL, CHAIRWOMAN

APPROVED AS TO FORM

\_\_\_\_\_  
OFFICE OF COUNTY ATTORNEY

**BS 20060804-UTL**

**COPY**

LETTER OF COMPLETION

DATE: 8/4/2005

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 and sanitary sewer** systems located in  
BELLA TERRA - PHASES 3B-1 (Partial)  
(Name of Development)

was 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 , Pressure Test(s) - Water Main , Low Pressure Test(s) - Gravity Main ,  
TV Inspection, Mandrill - Gravity Main , Pressure Test(s) - Force Main  
and Lift Station Start-up**

Very truly yours,

R. A. Gonzalez - Banks Engineering, Inc.  
(Owner or Name of Corporation)

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

*R. A. Gonzalez*  
8/5/05

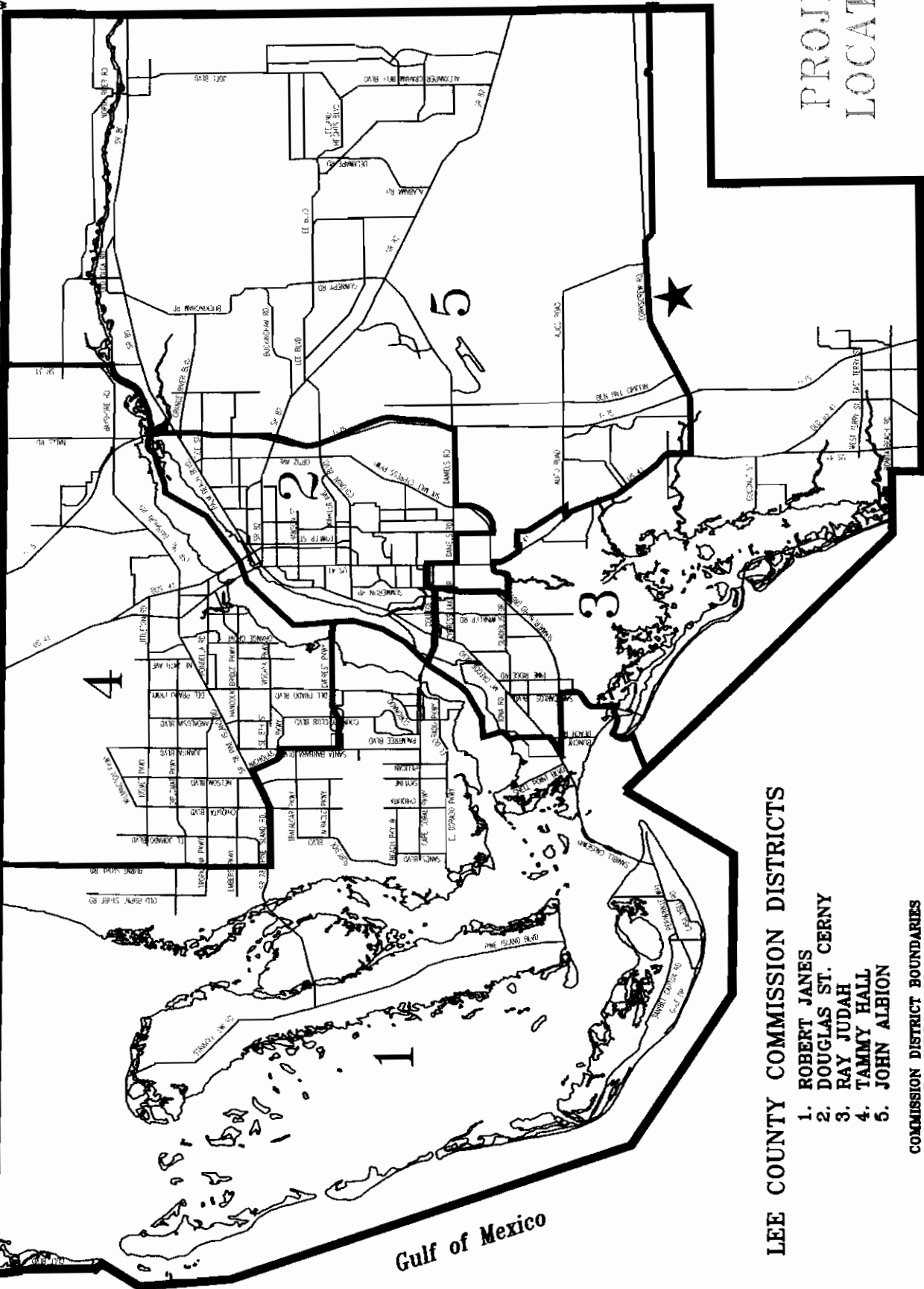
P.E. 14629, Engineering Director  
(Title)

(Seal of Engineering Firm)

**COPY**

PROJECT  
LOCATION

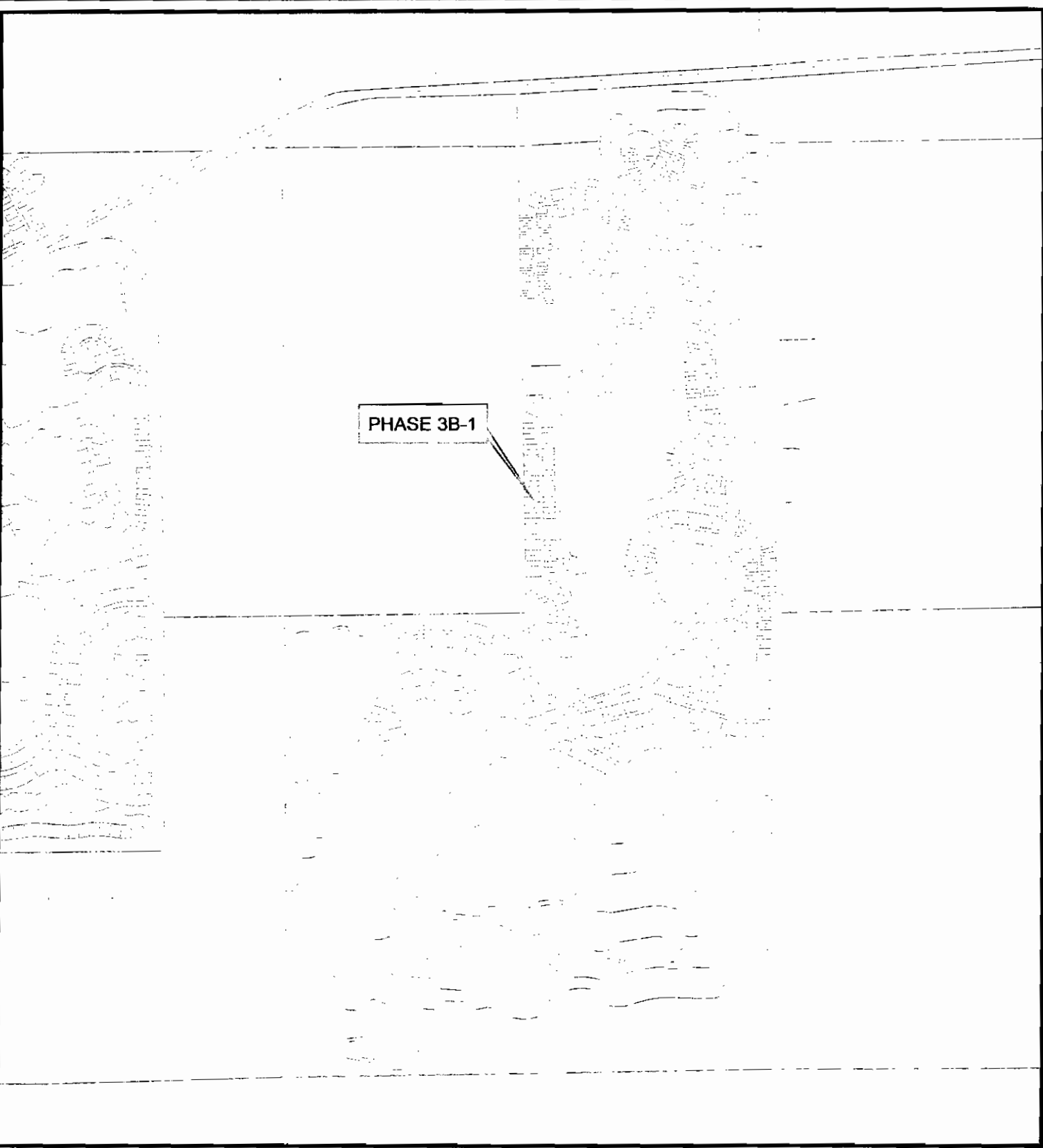
BELLA TERRA, PHASE 3B-1  
29-46-26-02-0000A.0000  
COMMISSION DISTRICT # 3 - RAY JUDAH



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



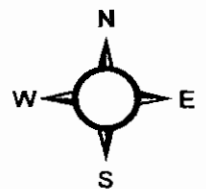
PHASE 3B-1

UTILITIES



LEE COUNTY

BELLA TERRA, PHASE 3B-1  
29-46-26-02-0000A.0000  
COMMISSION DISTRICT #3  
RAY JUDAH



WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Bella Terra - Phase 3B-1 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.

Haleakala Construction, Inc.  
(Contractor/Company Name)

Brenda K. Merchant, Authorized Agent  
(Authorized Representative, Title)

BY: [Signature]  
(Signature)

STATE OF FL )  
 ) SS:  
COUNTY OF Collier )

The foregoing instrument was signed and acknowledged before me this 11 th day of May, 2006 by Brenda K. Merchant who is personally known to me - \_\_\_\_\_, and who did not take an oath.

Linda Mahon  
Notary Public Signature

Linda Mahon  
Printed Name of Notary Public



**Linda Mahon**  
Commission #DD177119  
Expires: Feb 21, 2007  
Bonded Thru  
Atlantic Bonding Co., Inc.

(Notary Seal & Commission Number)

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

**COPY**

The undersigned lienor, in consideration of the final payment in the amount of one-million, one-hundred and twenty-five thousand, five-hundred and nine dollars, and forty cents (\$1,125,509.40 ) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to Habitat Lakes, LLC on the job of Bella Terra-Phase 3B-1 to the following described property:

Bella Terra - Phase 3B-1  
(Name of Development/Project)

water distribution and sanitary sewer systems  
(Facilities Constructed)

Torre Del Lago Street, Estero, FL 33928  
(Location)

29-46-26-02-0000A.0000  
(Strap # or Section, Township & Range)

Dated on: May 11, 2006

By:   
(Signature of Authorized Representative)

Haleakala Construction, Inc.  
(Name of Firm or Corporation)

By: Brenda K. Merchant  
(Print Name of Authorized Representative)

5758 Taylor Road  
(Address of Firm or Corporation)

Title: Authorized Agent

Naples, FL 34109-1829  
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)598-9418 Ext.

Fax#: (239)598-9418

STATE OF FL )  
) SS:  
COUNTY OF Collier )

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(Notary Seal & Commission Number)

Linda Mahon  
(Printed Name of Notary Public)

### **CERTIFICATION OF CONTRIBUTORY ASSETS**

PROJECT NAME: Bella Terra - Phase 3B-1

STRAP NUMBER: 29-46-26-02-0000A.0000

LOCATION: Torre Del Lago St, Irsina Dr, Cecina St, & Lazzaro Ct-Estero

OWNER'S NAME: (as shown on Deed) Habitat Lakes LLC

OWNER'S ADDRESS: 782 NW 42<sup>nd</sup> Avenue, Suite 630

OWNER'S ADDRESS: Miami, FL 33126-

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.

<b>ITEM</b>	<b>SIZE</b>	<b>QUANTITY</b>	<b>UNIT</b>	<b>UNIT COST</b>	<b>TOTAL</b>
PVC C-900 DR-18 WATER MAIN	8"	8,702.0	LF	\$17.85	\$155,330.70
PVC C-900 DR-14 WATER MAIN	8"	440.0	LF	\$18.80	\$8,272.00
CL-50 DIP WATER MAIN	8"	336.0	LF	\$23.90	\$8,030.40
FIRE HYDRANT ASSEMBLY WATER MAIN	6"	17.0	EA	\$2,485.00	\$42,245.00
GATE VALVE WATER MAIN	8"	18.0	EA	\$925.00	\$16,650.00
ASSORTED FITTINGS WATER MAIN	8"	109.0	EA	\$250.00	\$27,250.00
SINGLE WATER SERVICE/COMPLETE WATER MAIN	5/8"	52.0	EA	\$265.00	\$13,780.00
DOUBLE WATER SERVICE/COMPLETE WATER MAIN	1"	77.0	EA	\$375.00	\$28,875.00
ARV WATER MAIN	8"	1.0	EA	\$500.00	\$500.00
<b>TOTAL</b>					<b>\$300,933.10</b>

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

1 RECEIVED JUN - 1 2006



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]  
(Signature of Certifying Agent)

Brenda K. Merchant  
(Name & Title of Certifying Agent)

Haleakala Construction, Inc.  
(Name of Firm or Corporation)

5758 Taylor Road  
(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL )  
                  ) SS:  
COUNTY OF Collier )

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DD177119  
Notary Commission Number



(NOTARY SEAL)

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