

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

Blue Sheet No. 20070558-UTL

**1. ACTION REQUESTED/PURPOSE:**

Developer Contributed Asset: Approve final acceptance, by Resolution, as a donation of a water main and force main extension, serving *Miromar Lakes Parkway Extension* to provide potable water service, fire protection and sanitary sewer service to a future phase of this residential development. This is a Developer contributed asset and the project is located approximately 1-1/2 miles south of Alico Road and ¼ of a mile east of Ben Hill Griffin Parkway.

**2. FUNDING SOURCE:**

No funds required.

**3. WHAT ACTION ACCOMPLISHES:**

Provides adequate utility infrastructure to support development of the subject property and complies with the Lee County Utilities Operations Manual.

**4. MANAGEMENT RECOMMENDATION:** Approval.

<b>5. Departmental Category:</b> 10 - Utilities <b>C10D</b>		<b>6. Meeting Date:</b> MAY 01 2007
<b>7. Agenda:</b> <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	<b>8. Requirement/Purpose: (specify)</b> <input type="checkbox"/> Statute <input type="checkbox"/> Ordinance <input type="checkbox"/> Admin. Code <input checked="" type="checkbox"/> Other <u>Approval</u>	<b>9. Request Initiated:</b> Commissioner _____ Department <u>Public Works</u> Division <u>Utilities</u> By: <u>Douglas L. Meurer</u> 4-12-07 <b>Douglas L. Meurer, P.E., Director</b>

**10. Background:**

The Board granted permission to construct on 05-03-06, Blue Sheet #20060605.  
The installation has been inspected for conformance to the Lee County Utilities Operations Manual.  
Satisfactory pressure and bacteriological testing has been completed.  
Satisfactory pressure testing of the force main 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.  
No funds required.

SECTIONS 11, 12, & 13 TOWNSHIP 46S RANGE 25E DISTRICT # 5 COMMISSIONER MANN

**11. Review for Scheduling:**

Department Director	Purchasing or Contracts	Human Res.	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<u>J. Lavender</u> Date: 4-16-07	N/A Date:	N/A Date:	<u>T.O.</u> T. Osterhout Date: 4/12	<u>S. Covert</u> S. Covert Date: 4/16/07	<u>RK</u> 4/17	<u>MF</u> 4/17/07	<u>NY</u> 4/17/07	<u>WJ</u> 4-18-07	<u>J. Lavender</u> Date: 4-16-07

**12. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
COUNTY ADMIN: ML  
4-17-07  
10 AM  
COUNTY ADMIN  
FORWARDED TO: ML  
4-18-07  
11:05 AM

Rec. by CoAtty  
Date: 4/16/07  
Time: 4:00 pm  
Forwarded To:  
4/17/07  
8:45 am

RESOLUTION NO.

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

WHEREAS, it is the desire of "MIROMAR DEVELOPMENT 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 "**MIROMAR LAKES PARKWAY 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 **\$175,457.00** 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 Brian Bigelow: \_\_\_\_\_ (2)
- Commissioner Ray Judah: \_\_\_\_\_ (3)
- Commissioner Tammara Hall: \_\_\_\_\_ (4)
- Commissioner Frank Mann: \_\_\_\_\_ (5)

DULY PASSED AND ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

ATTEST:  
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS  
OF LEE COUNTY, FLORIDA

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

By: \_\_\_\_\_  
CHAIR

APPROVED AS TO FORM

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

**BS 20070558 - UTL**

LETTER OF COMPLETION

DATE: 11/15/2006

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

Gentlemen:

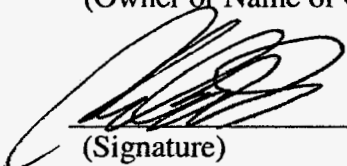
This is to certify that the **water distribution and force main extension/connection** located in **Miromar Lakes Parkway Extension**  
(Name of Development/Project)

was designed by me and has been constructed in conformance with:  
**the approved plans and the approved specifications**

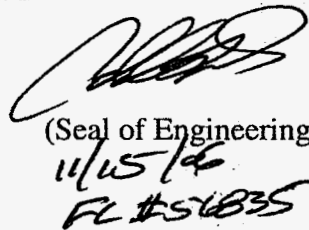
Upon completion of the work, we observed the following successful tests of the facilities:  
**Bacteriological Test , Pressure Test(s) - Water Main and Pressure Test(s) - Force Main**

Very truly yours,

Hole Montes, Inc.  
(Owner or Name of Corporation/Firm)

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

Charles L. Krebs, PE  
(Name and Title)

  
(Seal of Engineering Firm)  
11/15/06  
FL #56835

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Miromar Lakes Parkway 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.

Guymann Construction of Florida Inc
(Name of Owner/Contractor)

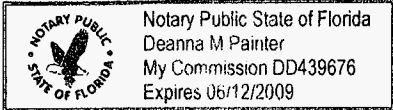
BY: [Handwritten Signature]
(Signature of Owner/Contractor)

STATE OF FL )
) SS:
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 30th day of OCT, 2006 by Aaron Hunt-Branch who is personally known to me - , and who did not take an oath.

[Handwritten Signature: Deanna M Painter]
Notary Public Signature

Deanna Painter
Printed Name of Notary Public



(Notary Seal & Commission Number)

COPY

WAIVER AND RELEASE OF LIEN
UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of 175,457.00
One hundred seventy-five thousand four hundred fifty-four dollars and zero cents (\$175,547.00)

hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to
Miromar Development Corporation on the job of Miromar Lakes Parkway Extension to the following
described property:

Miromar Lakes Parkway Extension Sanitary Sewer System and Water Distribution System
(Name of Development/Project) (Facilities Constructed)

Miromar Lakes 11-46-25-00-00001.0040 and 12-46-25-01-00001.00CE
(Location) (Strap # or Section, Township & Range)
and 13-46-25-00-00001.0080
and 13-46-25-01-0000R.00CE

Dated on: February 12, 2007

By: [Signature]
(Signature of Authorized Representative)

Guymann Construction of FL, Inc.
(Name of Firm or Corporation)

By: Fred Russell
(Print Name of Authorized Representative)

5686 Youngquist Rd.
(Address of Firm or Corporation)

Title: Vice President

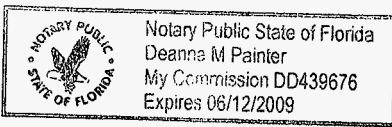
Ft. Myers, FL 33912-
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)481-6545 Ext.

Fax#: (239)481-9255

STATE OF FL )
) SS:
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 12 th day of February, 2007 by
who is personally known to me - , and who did not take an oath.



[Signature]
(Notary Public Signature)

(Notary Seal & Commission Number) Deanna M. Painter
(Printed Name of Notary Public)

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Miromar Lakes Parkway Extension

STRAP NUMBER: 11-46-25-00-00001.0040 and 12-46-25-01-00001.00CE and 13-46-25-00-00001.0080 and 13-46-25-01-0000R-00CE

LOCATION: Miromar Lakes

OWNER'S NAME: (as shown on Deed) Miromar Development Corp.

OWNER'S ADDRESS: 10801 Corkescrew Rd. Ste. 305

OWNER'S ADDRESS: Estero, FL 33928-

OWNER'S TELEPHONE #: (239) 390-5100

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.

Table with 6 columns: ITEM, SIZE, QUANTITY, UNIT, UNIT COST, TOTAL. Includes entries for PVC C-900 DR-18 WATER MAIN, CL-50 DIP WATER MAIN, GATE VALVE WATER MAIN, BLOW-OFF ASSEMBLY WATER MAIN, FIRE HYDRANT ASSEMBLY WATER MAIN, ASSORTED FITTINGS WATER MAIN, and a TOTAL row.

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

COPY

11.5

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 *Aaron Hunt-Branch*  
(Signature of Certifying Agent)

Aaron Hunt-Branch  
(Name & Title of Certifying Agent)

Guymann Construction of FL, Inc.  
(Name of Firm or Corporation)

5686 Youngquist Rd.  
(Address of Firm or Corporation)

Ft. Myers, FL 33912 -

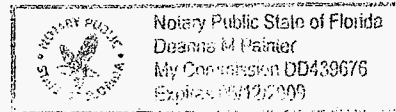
STATE OF FL )  
                          ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 12 th day of February, 2007 by Aaron Hunt-Branch who is personally known to me - \_\_\_\_\_, and who did not take an oath.

*Deanna M Painter*  
Notary Public Signature

Deanna M. Painter  
Printed Name of Notary Public

DD439676  
Notary Commission Number



(NOTARY SEAL)

## CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Miromar Lakes Parkway Extension

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STRAP NUMBER: 11-46-25-00-00001.0040 and 12-46-25-01-00001.00CE and 13-46-25-00-00001.0080  
and 13-46-25-01-0000R-00CE

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LOCATION: Miromar Lakes

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OWNER'S NAME: (as shown on Deed) Miromar Development Corp.

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OWNER'S ADDRESS: 10801 Corkescrew Rd. Ste. 305

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OWNER'S ADDRESS: Estero, FL 33928-

---

OWNER'S TELEPHONE #: (239) 390-5100

---

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.

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
PVC C-900 DR-18 FORCE MAIN	6"	2,070.0	LF	\$22.00	\$45,540.00
PVC C-905 DR-14 FORCE MAIN	6"	68.0	LF	\$28.00	\$1,904.00
PLUG VALVE FORCE MAIN	6"	2.0	EA	\$2,610.00	\$5,220.00
ASSORTED FITTINGS FORCE MAIN	6"	23.0	EA	\$300.00	\$6,900.00
<b>TOTAL</b>					<b>\$59,564.00</b>

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



COPY

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CERTIFYING:

X *Aaron Hunt-Branch*  
(Signature of Certifying Agent)

Aaron Hunt-Branch  
(Name & Title of Certifying Agent)

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(Name of Firm or Corporation)

5686 Youngquist Rd.  
(Address of Firm or Corporation)

Ft. Myers, FL 33912 -

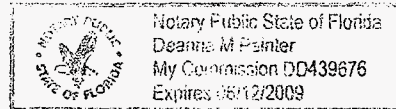
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Printed Name of Notary Public

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Notary Commission Number



(NOTARY SEAL)