

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

Blue Sheet No. 20070560-UTL

1. ACTION REQUESTED/PURPOSE:

Developer Contributed Asset: Approve final acceptance by Resolution, as a donation of water distribution and gravity collection systems, to provide potable water service, fire protection and sanitary sewer service to the *Bella Terra, Phase 4A-1*, this recently constructed phase of a residential development. This is a developer contributed asset project located on the south side of Corkscrew Road, approximately 1-2/3 mile east of Alico Road in Estero.

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.

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

10. Background:

The Board granted permission to construct on 06/13/06, Blue Sheet #20060607.
 The installation has been inspected for conformance to the Lee County Utilities' Operations Manual.
 Satisfactory pressure and bacteriological testing has been completed.
 Satisfactory closed circuit television inspection of the gravity collection system has been performed.
 Satisfactory lift station start up has been performed. (L/S#7828)
 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.
 100% of the connection fees have been paid.
 No Funds are required.

SECTION 32 TOWNSHIP 46S RANGE 26E DISTRICT # 3 COMMISSIONER JUDAH

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.	
<i>J. Lavender</i> Date: 4-16-07	N/A Date:	N/A Date:	<i>T.O.</i> T. Osterhout Date: 4/12	<i>S. Covert</i> S. Covert Date: 4/16/07	<i>RK</i> 4/17	<i>MR</i> 4/18/07	<i>RL</i> 4/17/07	<i>J. Lavender</i> Date: 4-16-07	

12. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: *RK*
 4-17-07
 10 AM
 COUNTY ADMIN FORWARDED TO: *RL*
 4-18-07
 11:15 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 "HABITAT LAKES, LLC" owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution), and sewer facilities (gravity collection system), serving "BELLA TERRA, PHASE 4A-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 \$622,832.80 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 20070560- UTL

COPY

LETTER OF COMPLETION

DATE: 12/12/2006

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

Gentlemen:

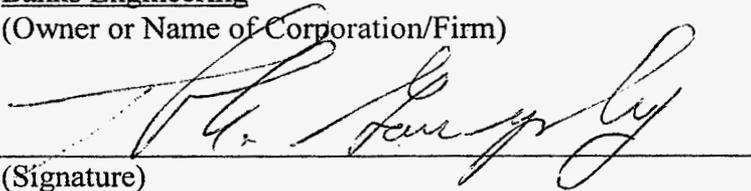
This is to certify that the **water distribution and sanitary sewer systems** located in
Bella Terra - Phase 4A-1
(Name of Development/Project)

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

Very truly yours,

Banks Engineering
(Owner or Name of Corporation/Firm)

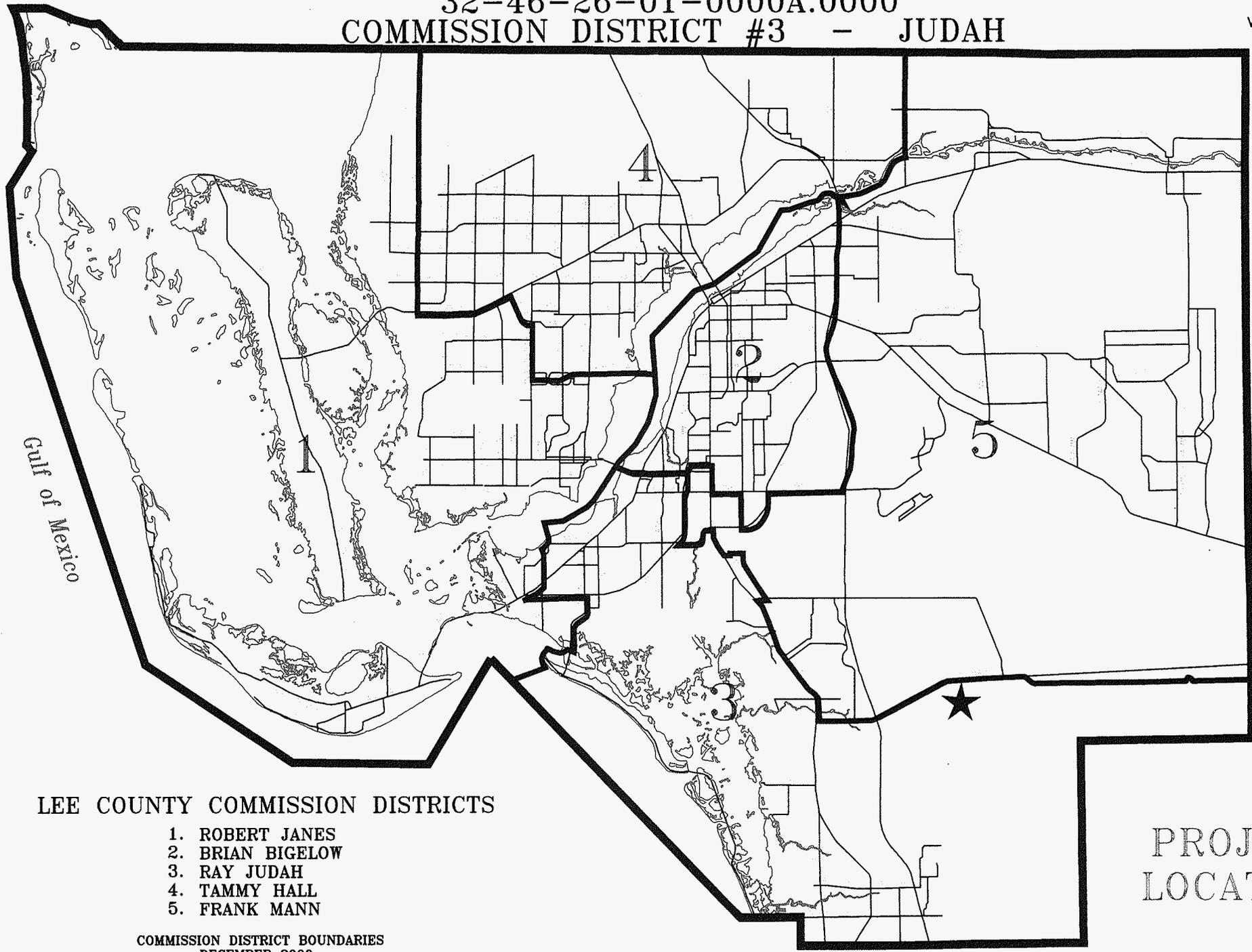
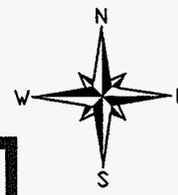

(Signature)

R. A. Gonzalez, Engineering Director
(Name and Title)


(Seal of Engineering Firm)



BELLA TERRA, PHASE 4A-1
32-46-26-01-0000A.0000
COMMISSION DISTRICT #3 - JUDAH



LEE COUNTY COMMISSION DISTRICTS

- 1. ROBERT JANES
- 2. BRIAN BIGELOW
- 3. RAY JUDAH
- 4. TAMMY HALL
- 5. FRANK MANN

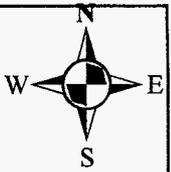
COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

COPY

PROJECT
LOCATION

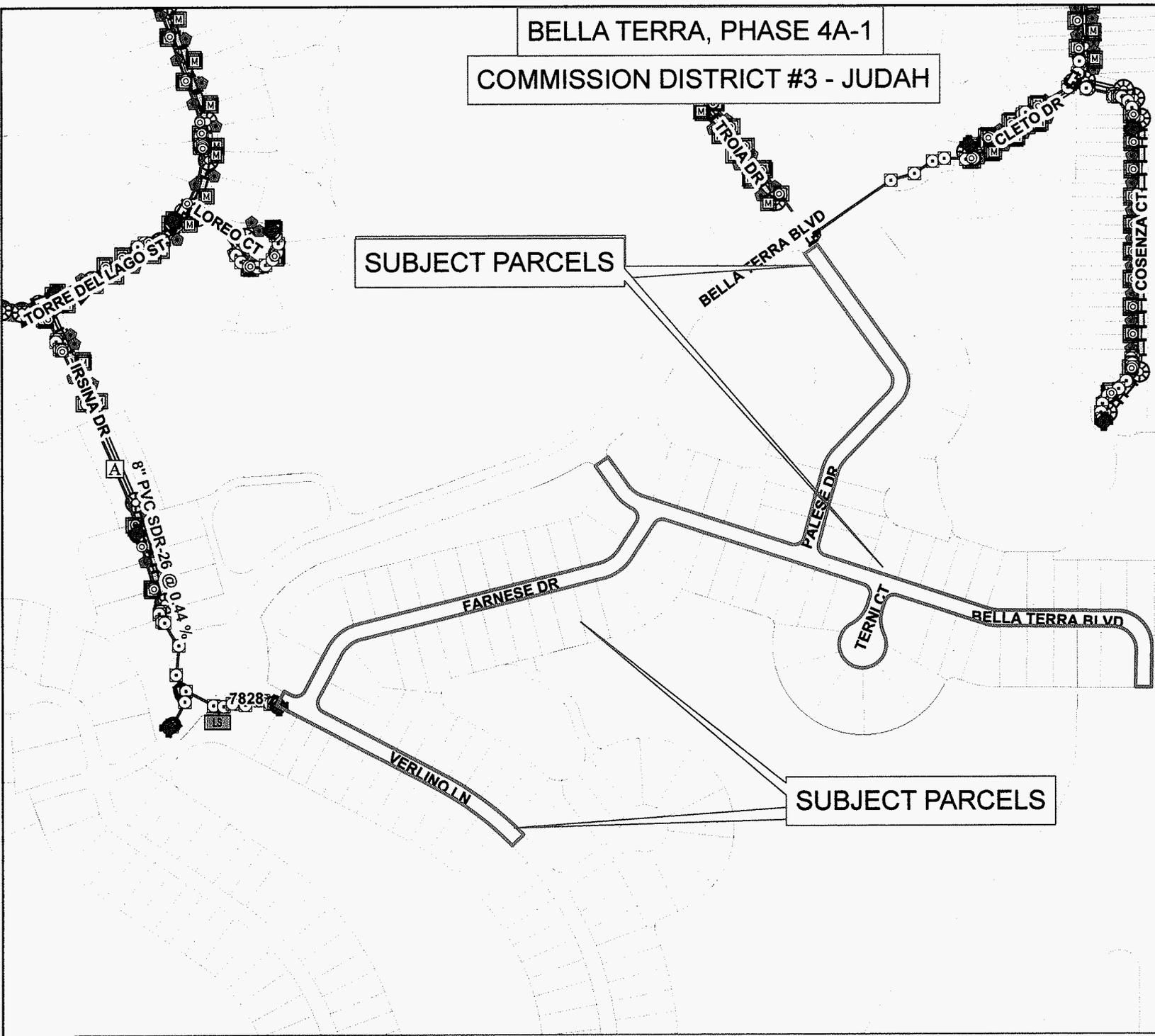
BELLA TERRA, PHASE 4A-1

COMMISSION DISTRICT #3 - JUDAH



SUBJECT PARCELS

SUBJECT PARCELS



32-46-26-01-0000A.0000 BELLA TERRA BLVD., FARNESE DR., PALESE DR., VELINO LN. & TERNI CT.

COPY

COPY

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

The undersigned lienor, in consideration of the final payment in the amount of six-hundred & twenty-two thousand, eight-hundred & thirty-two dollars and 80/100 cents (\$622,832.80) 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 4A-1 to the following described property:

Bella Terra-Phase 4A-1
(Name of Development/Project)

Water Distribution System and Sanitary Sewer System
and Force Main and Lift Station
(Facilities Constructed)

Bella Terra Blvd, Farnese Dr, Palese Dr, Velino Ln, & Terni Ct.
(Location)

32-46-26-01-0000A.0000
(Strap # or Section, Township & Range)

Dated on: January 18, 2007

By: [Signature]
(Signature of Authorized Representative)

Rafo Corporation
(Name of Firm or Corporation)

By: Rafael Robles
(Print Name of Authorized Representative)

3620 Colonial Blvd., Ste. 240
(Address of Firm or Corporation)

Title: Authorized Agent

Fort Myers, FL 33966-1079
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)931-9191 Ext.

Fax#: (239)931-7921

STATE OF FL)
) SS:
COUNTY OF Lee)

The foregoing instrument was signed and acknowledged before me this 18 th day of January, 2007 by Rafael Robles who is personally known to me - , and who did not take an oath.



MARY C. GAGNON
MY COMMISSION # DD 501986
EXPIRES: January 27, 2010
Bonded Thru Budget Notary Services

(Notary Seal & Commission Number)

[Signature]
(Notary Public Signature)

Mary C. Gagnon
(Printed Name of Notary Public)



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)

Rafael Robles, Authorized Agent

(Name & Title of Certifying Agent)

Rafo Corporation

(Name of Firm or Corporation)

3620 Colonial Blvd., Suite 240

(Address of Firm or Corporation)

Fort Myers, FL 33966 - 1079

STATE OF FL)

) SS:

COUNTY OF Lee)

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Notary Public Signature

Mary C. Gagnon
Printed Name of Notary Public

DD 501986
Notary Commission Number



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(NOTARY SEAL)



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(Name & Title of Certifying Agent)

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(Name of Firm or Corporation)

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DD 501986
Notary Commission Number



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MY COMMISSION # DD 501986
EXPIRES: January 27, 2010
Bonded Thru Budget Notary Services

(NOTARY SEAL)

