

**1. ACTION REQUESTED/PURPOSE:**

Developer Contributed Asset: Approve final acceptance, by Resolution, as a donation of a force main connection serving GULFX MARINA to provide sanitary sewer service to this existing marina. This is a Developer Contributed Asset Project located at the foot of the bridge on the east side of San Carlos Boulevard approximately 850' northeast of Prescott Street.

**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>CIOF</b>		<b>6. Meeting Date:</b> JUN 05 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 <b>Approval</b>	<b>9. Request Initiated:</b> Commissioner _____ Department <b>Public Works</b> Division <b>Utilities</b> By: <i>Douglas L. Meurer</i> 5-17-2007 <b>Douglas L. Meurer, P.E., Director</b>

**10. Background:**

The installation has been inspected for conformance to the Lee County Utilities Operations Manual. Satisfactory pressure testing 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. 100% of the connection fees have been paid. The marina is currently an existing Lee County Utilities 'water only' customer who is adding sanitary sewer service via a recently constructed privately owned and maintained lift station and force main extension which now ties into existing Lee County Utilities' infrastructure located within the right-of-way of San Carlos Boulevard. No funds are required.

SECTION 18 TOWNSHIP 46S RANGE 24E 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: 5-18-07	N/A Date:	N/A Date:	<i>T.O.</i> T. Osterhout Date: 5/17	<i>S. Coovert</i> S. Coovert Date: 5/21/07	<i>RK</i> RK/23	<i>ML</i> ML 5/23/07	<i>ML</i> ML 5/23/07	<i>J. Lavender</i> J. Lavender Date: 5-18-07	

**12. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN:  
5/23 4:55  
62 ML  
COUNTY ADMIN FORWARDED TO: *ML*  
5/23/07  
1:30 pm

Rec. by CoAtty  
Date: 5/21/07  
Time: 3:45 pm  
Forwarded To: Admin.  
5/22/07 10 am

RESOLUTION NO.

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

WHEREAS, it is the desire of **"Dean R + Melinda C. Clausen"**, owners of record, to make a contribution to Lee County Utilities of sewer facilities **(a force main connection)**, serving **"GULFX MARINA"**; 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 **\$1,440.00** 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 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 20070767 - UTL**

COPY

LETTER OF COMPLETION

DATE: 4/20/2007

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 extension/connection** located at  
**GulfX Marina, 18901 San Carlos Blvd.**  
(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:  
**Pressure Test(s) - Force Main Lift Station Start-up**

Very truly yours,

Bruce J. Colle, P.E. Colle & Associates, Inc.  
(Owner or Name of Corporation/Firm)

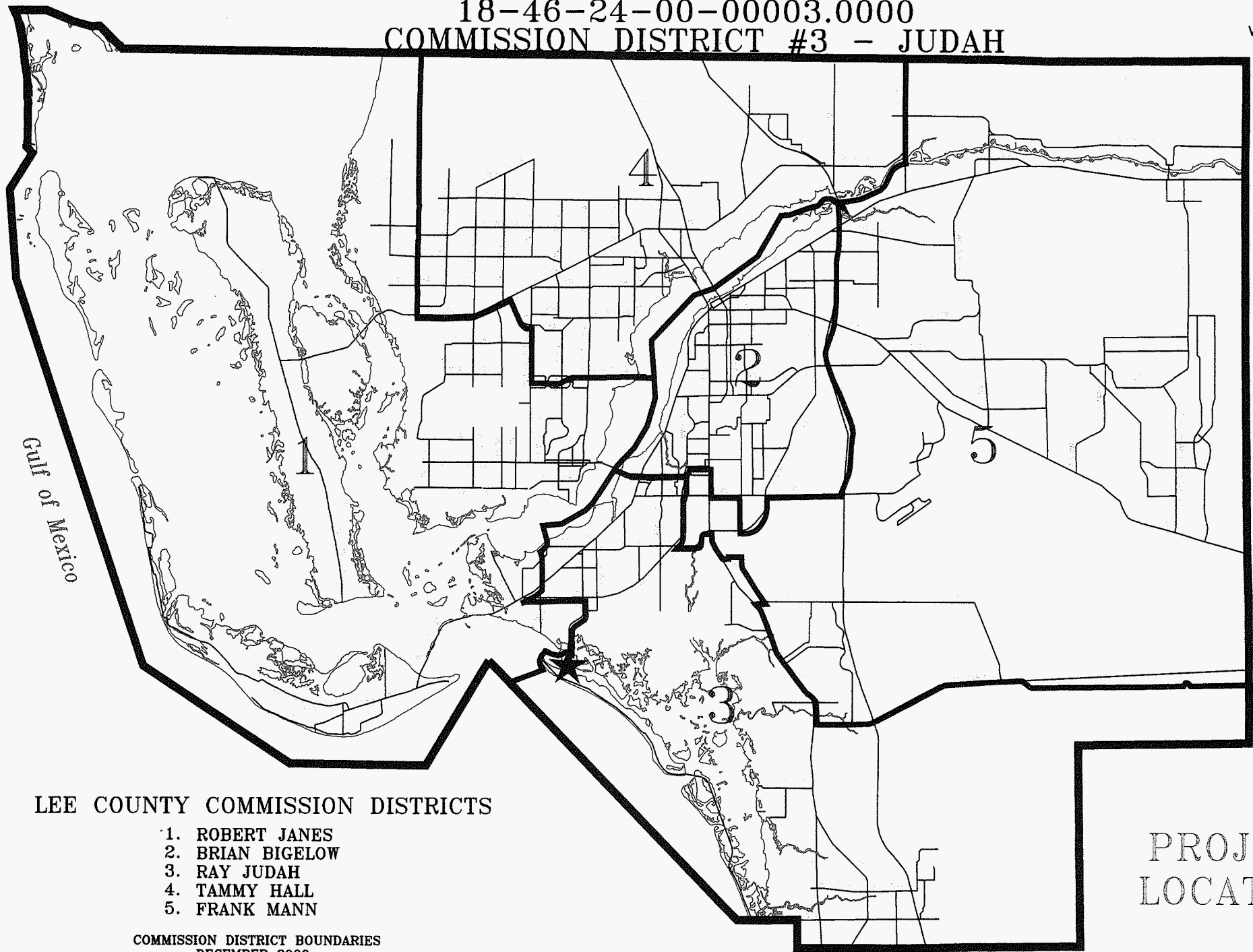
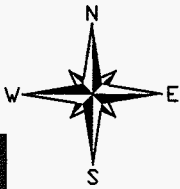
  
\_\_\_\_\_  
(Signature)

Bruce J. Colle, P.E.  
(Name and Title)

(Seal of Engineering Firm)

REC'D APR 20 2007

GULFX MARINA - PRIVATE LIFT STATION & FORCE MAIN  
18-46-24-00-00003.0000  
COMMISSION DISTRICT #3 - JUDAH



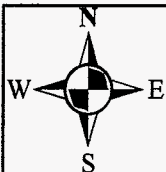
COPY

LEE COUNTY COMMISSION DISTRICTS

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

COMMISSION DISTRICT BOUNDARIES  
DECEMBER 2000

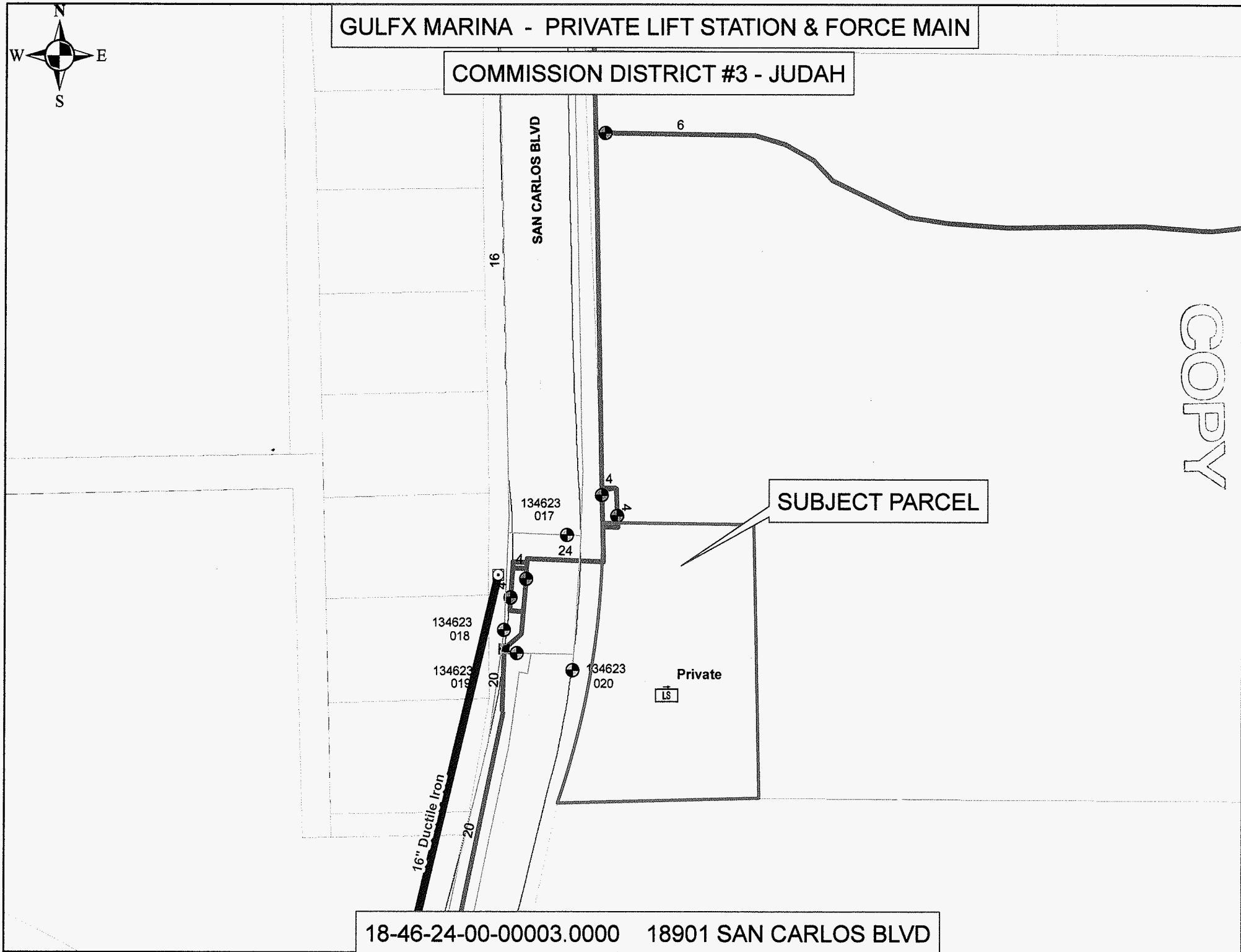
PROJECT  
LOCATION



GULFX MARINA - PRIVATE LIFT STATION & FORCE MAIN

COMMISSION DISTRICT #3 - JUDAH

COPY



18-46-24-00-00003.0000 18901 SAN CARLOS BLVD

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the sewer facilities of GulfX Marina 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.

J. P. Murphy, Inc.

(Contractor/Company Name)

James P. Murphy, Owner

(Authorized Representative, Title)

BY: James P. Murphy  
(Signature)

STATE OF FL )  
 ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 24 th day of April, 2007 by James P. Murphy who is personally known to me - ✓, and who did not take an oath.

Richard Lee Letcher  
Notary Public Signature

RICHARD LEE LETCHER  
Printed Name of Notary Public

(Notary Seal & Commission Number)

**RICHARD LEE LETCHER**  
Notary Public, State of FL  
My Comm. Expires 11/29/08  
Comm. No. DD 375181









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 James P. Murphy  
(Signature of Certifying Agent)

James P. Murphy, Owner  
(Name & Title of Certifying Agent)

J. P. Murphy, Inc.  
(Name of Firm or Corporation)

16751 Old US 41  
(Address of Firm or Corporation)

Fort Myers, FL 33912 -

STATE OF FL )  
                  ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 24<sup>th</sup> day of April, 2007 by James P. Murphy who is personally known to me - ✓, and who did not take an oath.

Richard Lee Letcher  
Notary Public Signature

RICHARD LEE LETCHER  
Printed Name of Notary Public

**RICHARD LEE LETCHER**  
Notary Public, State of FL  
My Comm. Expires 11/29/08  
Comm. No. DD 375181

\_\_\_\_\_  
Notary Commission Number

(NOTARY SEAL)

