

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY **BLUE SHEET NO: 20030568-UTL**

1. REQUESTED MOTION:

ACTION REQUESTED:

Approve final acceptance, by Resolution, as a donation for one fire hydrant serving **HERITAGE POINTE -- PHASE 1**. This is a Developer contributed asset project located along Pine Ridge Road, approximately 2,000' North of Summerlin Road.

WHY ACTION IS NECESSARY:

To provide fire protection to the recently constructed sales facility.

WHAT ACTION ACCOMPLISHES:

Places the fire hydrant into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10 - UTILITIES
COMMISSION DISTRICT #: 3

C10B

3. MEETING DATE: 05-27-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED: _____

5. REQUIREMENT/PURPOSE:

- (Specify)
- STATUTE _____
 - ORDINANCE _____
 - ADMIN. CODE _____
 - OTHER Res. _____

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER: _____
- B. DEPARTMENT: Lee County-Public Works
- C. DIVISION/SECTION: Utilities Division
- BY: *R. Diaz* Rick Diaz, Utilities Director
- DATE: 5/8/03

7. BACKGROUND:

Fire hydrants do not require permission to construct by the Board, therefore, no previous Blue Sheet number is provided. 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 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. Potable water service is provided by Lee County Utilities via existing infrastructure located within the right-of-way of Pine Ridge Road. Sanitary sewer will be provided by a temporary on-site holding tank. 100% of the water connection/capacity fees have been paid. No funds required.

SECTION 15 TOWNSHIP 465S RANGE 24E DISTRICT #3 COMMISSIONER JUDAH

MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY	(F) BUDGET SERVICES				(G) COUNTY MANAGER
					OA	OM	Risk	GC	
<i>J. Lavender</i> Date: 5-8-03	N/A Date:	N/A Date:	P.O. T. Osterhout Date: 5-8	<i>S. Owen</i> B. Owen Date: 5/12/03	<i>P.M</i> 5/12/03	<i>MS</i> 5/12/03	<i>MS</i> 5/12/03	<i>MS</i> 5/12/03	<i>J. Lavender</i> Date: 5-8-03

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY: *PM*

BY ADMIN. *5-12-03*

DATE: *2:00*

COUNTY ADMIN. *044*

FORWARDED TO: *044*

JVS 100

REC'D.

BY CO. ATTY. *5/12/03*

1230 PM

CO. ATTY *5/12/03*

FORWARDED TO: *Budget*

1:50pm

RESOLUTION NO. _____

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

WHEREAS, it is the desire of CMC Enterprises of SW Florida, Inc., owner of record, to make a contribution to Lee County Utilities of water facilities (one fire hydrant), serving "**HERITAGE POINTE-PHASE 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 **\$11,805.00** 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 Janes _____ (1)
- Commissioner St. Cerny: _____ (2)
- Commissioner Judah(C): _____ (3)
- Commissioner Coy: _____ (4)
- Commissioner Albion (V-C): _____ (5)

DULY PASSED AND ADOPTED this _____ day of _____, 2003.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
DEPUTY CLERK

By: _____
CHAIRMAN

APPROVED AS TO FORM

OFFICE OF COUNTY OFFICE *Attorney*

COPY

11.4

LETTER OF COMPLETION

DATE: April 14, 2003

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 / or sewer~~ collection system (s) located in _____

HERITAGE POINTE – PHASE 1

(Name of Development)

were designed by me and have been constructed in conformance with:

- the approved plans
- the revised plans, attached

and:

- the approved specifications
- the revised specifications, attached

Upon completion of the work, we observed the following successful tests of the facilities: _____

Water pressure tests

Very truly yours,

Samuel W. Marshall, P.E. #48881

Banks Engineering, Inc.

(Owner or Name of Corporation)

[Signature] 4/14/03
(Signature)

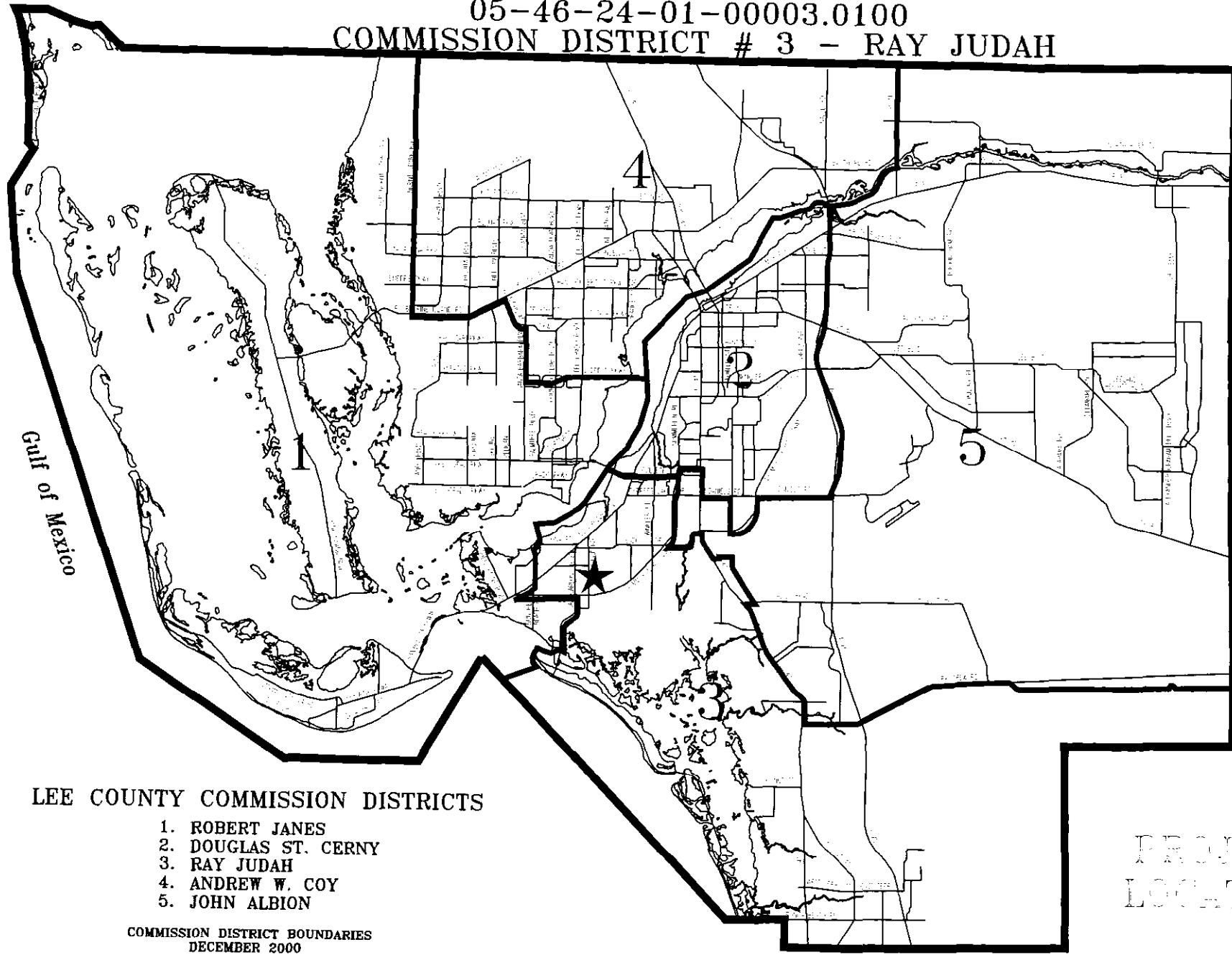
Project Manager

(Title)

(SEAL)

7/1/96

HERITAGE POINTE - PHASE 1
05-46-24-01-00003.0100
COMMISSION DISTRICT # 3 - RAY JUDAH



COPY

LEE COUNTY COMMISSION DISTRICTS

- 1. ROBERT JANES
- 2. DOUGLAS ST. CERNY
- 3. RAY JUDAH
- 4. ANDREW W. COY
- 5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

PROJECT
LOCATION

COPY

11.2

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and/or sewer systems of (Name of Development) HERITAGE POINTE
Temp. SALES TRAILER

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.

MITCHELL & STARK CONST. Co. Inc.
 (NAME OF OWNER OR CONTRACTOR)

BY: [Signature]
 (SIGNATURE & TITLE)

DANIEL J. MIKELSON
PROJECT MANAGER

STATE OF Florida)
) SS:
 COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 2nd day of April, 2005 by DAN MIKELSON who has produced None
 (Print or Type Name) (Type Of Identification and Number)

as identification, and who (did) (did not) take an oath.

[Signature]
 Notary Public Signature

Morris Sons
 Printed Name of Notary Public

DD059372
 Notary Commission Number



Morris Sons
 My Commission DD059332
 Expires January 7 2006

(NOTARY SEAL)

COPY

WAIVER AND RELEASE OF LIEN UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of Eleven thousand eight hundred five (\$11,805.00) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to U.S. Home (insert the name of your customer) on the job of U.S. Home (insert the name of the owner) to the following

described property: HERITAGE POINTE SALES TRAILER (Name of Development/Project)

WATER SERVICE, FIRE HYDRANT (Facilities Constructed)

Lake Circle Drive, Fort Myers, FL (Project Location)

05-46-24-01-00003, 0100 & 05-46-24-01-00003 0120 (STRAP(s) #)

Dated on 3/24/07

By: [Signature] (Signature of Authorized Representative)

By: DANIEL J. MIKELSON (Print Name of Authorized Representative)

Title: PROJECT MANAGER

Phone #: 239-597-2165

MITCHELL & STARK CONST. (Name of Firm or Corporation)

6001 SHIRLEY ST. (Address)

NAPLES FL. 34109 (City, State & Zip)

Fax #: 239 566-7865

STATE OF FLORIDA COUNTY OF Collier

The foregoing instrument was signed and acknowledged before me this 24th day of March 2003, by DAN MIKELSON, who produced KNOW as identification or who is personally known to me, and who did/did not take an oath.



Morris Sons My Commission DD068332 Expires January 07 2006

Notary Public [Signature] (Signature)

Notary Public Name: MORRIS SONS (Print)

My Commission Expires: 1-7-06

Notary Seal

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: [Signature]
DANIEL J. MIKELSON PROJECT MANAGER
(Name & Title of Certifying Agent)

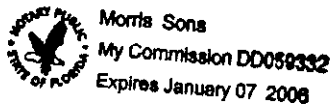
OF: MITCHELL : STARK CONST. Co. INC.
(Firm or Corporation)

ADDRESS: 6001 SHIRLEY ST.
NAPLES FL. 34109

STATE OF FL.)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 24th day of MARCH,
2003 by DANIEL J. MIKELSON who has
produced [Signature] as identification, and who (did) (did
not) take an oath.

(NOTARY SEAL)



[Signature]
Notary Public Signature
MORRIS SONS
Printed Name of Notary Public
DD059332
Notary Commission Number