

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

Blue Sheet No. 20040244

1. REQUESTED MOTION:

ACTION REQUESTED: Consider the revised project list recommended by the Bicycle/Pedestrian Advisory Committee for CIP 206002, Bicycle/Pedestrian Facilities, FY 03/04. Approve budget amendment resolution in the amount of \$31,994 in the Transportation Capital Improvement Fund and amend FY 04-08 CIP. *skw*

WHY ACTION IS NECESSARY: Authorizes staff to bid the project.

WHAT ACTION ACCOMPLISHES: Constructs 230 LF +/- of sidewalk along Pine Island Road to mitigate an unsafe walking condition. Piping the drainage ditch will also reduce maintenance costs in the future.

**2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT # 1**

C9A

3. MEETING DATE:

12-07-2004

4. AGENDA:

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

**5. REQUIREMENT/PURPOSE:
(Specify)**

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
 - B. DEPARTMENT Transportation
 - C. DIVISION
- BY: Scott Gilbertson

7. BACKGROUND: The Bicycle/Pedestrian Advisory Committee (BPAC) has recommended an additional project for FY03/04. The recommended bicycle/pedestrian facility will allow students to walk safely to their new bus stop. The current bus stop is located on the curve of Pine Island Road at Matlacha Boulevard. The School Board has asked BPAC to partner with them to construct a safe passage to the new bus stop at SW 35th Place that is in advance of the curve. Please see the attached letter from Michael Mc Nerney of the Lee County School Board. This contract will enable the contractor to construct the sidewalk along Pine Island Road from SW 35th Place to the driveway 230' to the west.

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
<i>Amelia H. Davis 11/19/04</i>	NA	NA	<i>SAJ 11/19/04</i>	<i>Blended</i>	<i>OA</i>	<i>OM</i>	<i>Risk</i>	<i>GC</i>	<i>J. J. ... 11-19-04</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *11/22/04*
Time: *11:35*
Forwarded To:
Adm. 11/22/04

RECEIVED BY
COUNTY ADMIN. *EW*
11/22/04
4:29 pm
COUNTY ADMIN
FORWARDED TO: *11*
11/23/04
EW

RESOLUTION

Amending the Budget of Transportation Capital Improvements-Fund 30700 to incorporate the unanticipated receipts into Estimated Revenues and Appropriations for the fiscal year 2004-2005.

WHEREAS, in compliance with the Florida Statutes 129.06(2), it is the desire of the Board of County Commissioners of Lee County, Florida, to amend the Transportation Capital Improvements-Fund 30700 budget for \$31,994 of the unanticipated revenue from the Lee County School Board and an appropriation of a like amount for construction costs and;

WHEREAS, the Transportation Capital Improvements-Fund 30700 budget shall be amended to include the following amounts which were previously not included.

ESTIMATED REVENUES		
Prior Total:		\$86,161,045
Additions		
20600230700.337400.9015	Contribution-School Board	31,994
Amended Total Estimated Revenues		\$86,193,039
APPROPRIATIONS		
Prior Total:		\$86,161,045
Additions		
206002530700.503490	Other Contracted Services	31,994
Amended Total Appropriations		\$86,193,039

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Lee County, Florida, that the Transportation Capital Improvements-Fund 30700 budget is hereby amended to show the above additions to its Estimated Revenue and Appropriation accounts.

Duly voted upon and adopted in Chambers at a regular Public Hearing by the Board of County Commissioners on this ____ day of _____, 2004.

ATTEST:
CHARLIE GREEN, EX-OFFICIO CLERK

BOARD OF COUNTY COMMISSIONERS
LEE COUNTY, FLORIDA

BY: _____
DEPUTY CLERK

CHAIRMAN

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

DOC TYPE YA
LEDGER TYPE BA

BPAC PROJECT RECOMMENDATIONS

FISCAL YEAR 2002/2003 & 2003/2004

16-Nov-04

Project Name													
Projects for FY 02 to 04													
BOCC Approved 03/25/2003	From	To	Jurisdiction	Requested By	Functional Classification	Length (miles)	Facil Type	Side	Comm Dist	Imp Fee Dist	Project Cost Estimate	Comments	
	Arthur Avenue	Homestead Rd.	Alabama Rd.	Lee County	Citizen	Local	0.2	SW	TBD	5	3	\$50,000	school
	Homestead Road	Milwaukee Blvd	Veterans Park (Entr)	Lee County	Lehigh Acres CC	Arterial	2	SW	E	5	3	\$340,000	new school, park
	Laurel Drive	Garden St	Business 41	Lee County	School / Suncoast TF	Major Collector	0.6	SW	TBD	4	2	\$330,000	school
	Stringfellow Road	Marina Dr	Pomegranate Dr	Lee County	Pine Island CA	Arterial	2.7	BP	W	1	5	\$640,000	completes project
	Stringfellow Road	Helen Road	Barrancas Rd	Lee County	Pine Island CA	Arterial	0.8	BP	W	1	5	\$520,000	completes project
	Williams Road	Halfway Creek	Three Oaks Pkwy.	Lee County	School	Major Collector	2.1	SW	N	3	4	\$480,000	school, new park
Amendment BOCC approved 09/09/2003													
	Beau Drive	Hancock Bridge Pkwy	North Key Drive	Lee County	Citizen	Local	0.3	SW	S	4	2	\$50,000	complete
	Bonita Beach Road	Bonita Grande Drive	Palmira entrance	Lee County	BPAC	Arterial	1.1	SW	S	3	8	\$340,000	sidewalk extension
BPAC recommended amendment													
	Pine Island Road*	SW 35th Place	Matlacha Isles Blvd	Lee County	School	Arterial	0.05	SW	N	4	2	\$48,994	school safety
							9.85						

* indicates addendum project

TOTAL recommended projects	\$2,798,994
Gas tax balance	\$103,200
Approximate Budget (gas taxes plus impact fees in benefit districts with recommended projects)	\$2,902,194

Available Funding - CIP 6002						
	Current Available Budget	Prior Year Projects	FY 02/03, 03/04 Projects	Available Funds Net	Balanced	Comments - Projects Under Contract
Gas Taxes	\$3,390,287	Administrative =	(\$295,000)	\$3,095,287	\$103,231	
Roads Impact Fee District 1	\$18,800			\$18,800	\$18,800	Fort Myers Area - none
Roads Impact Fee District 2	\$32,300	(\$227,000)	(\$380,000)	(\$574,700)	\$0	North Ft. Myers/Alva - Laurel Drive, Beau Drive
Roads Impact Fee District 3	\$93,400	(\$665,700)	(\$390,000)	(\$962,300)	\$0	East Lee County - Joel Boulevard
Roads Impact Fee District 4	\$389,507		(\$389,507)	\$0	\$0	South Ft Myers/San Carlos Area - Williams Rd
Roads Impact Fee District 5	\$20,700		(\$1,208,994)	(\$1,188,294)	\$0	Cape Coral/Pine Island - Stringfellow Rd, Pine Island Rd*
Roads Impact Fee District 6	\$5,200		\$0	\$5,200	\$5,200	Sanibel/Captiva Area - none
Roads Impact Fee District 7	\$18,775		\$0	\$18,775	\$18,775	Boca Grande Area - none
Roads Impact Fee District 8	\$73,238		(\$340,000)	(\$266,762)	\$0	Bonita Springs Area - Bonita Beach Road*
TOTAL	\$4,042,207	(\$892,700)	(\$3,003,501)	\$146,006	\$146,006	

APPROVED

JUN 01 2004

**INTERLOCAL AGREEMENT BETWEEN
LEE COUNTY AND THE SCHOOL BOARD OF LEE COUNTY
FOR FUNDING THE CONSTRUCTION OF A SIDEWALK ON
PINE ISLAND ROAD BETWEEN MATLACHA ISLES AND S.W. 35TH PLACE**

THIS INTERLOCAL AGREEMENT is entered into and effective on the last day affixed hereto, between LEE COUNTY, a political subdivision and charter county of the State of Florida, acting by and through its Board of County Commissioners, the governing body thereof ("County"), and the SCHOOL BOARD OF LEE COUNTY, a part of the state system of public education of the State of Florida, existing under the laws of the State of Florida ("Board"), collectively, the "Parties".

WITNESSETH THAT:

WHEREAS, the County is a political subdivision and charter county of the State of Florida, governed by Chapter 125, Florida Statutes, and given those powers and responsibilities enumerated therein, including the power to enter into contracts with public agencies, private corporations or other persons for the benefit of the County; and,

WHEREAS, the Board is a part of the state system of public education; and,

WHEREAS, both the County and the Board are duly empowered pursuant to Florida Statutes, in particular, Section 163.01, Florida Statutes, to enter into Interlocal Agreements for the sharing of certain governmental powers and obligations; and,

WHEREAS, the Parties desire to reduce to writing their respective responsibilities of the Parties for funding the construction of a sidewalk on Pine Island Road between Matlacha Isles

and S.W. 35th Place; and,

WHEREAS, the Parties have reached an agreement regarding financing the construction of the sidewalk on Pine Island Road between Matlacha Isles and S.W. 35th Place based on the best interest of the public health, safety and welfare, and desire this Interlocal Agreement to be in writing set forth herein; and,

WHEREAS, the Parties' governing boards have authorized entering into this Interlocal Agreement.

NOW THEREFORE, the Board and the County agree to the following terms and conditions hereinafter set forth, the Parties intending to be legally bound, hereby agree as follows:

SECTION I **PURPOSE**

It is the purpose and intent of this Interlocal Agreement to define the terms and conditions under which the Board and the County will provide funding herein described for the construction of a sidewalk on Pine Island Road between Matlacha Isles and S.W. 35th Place (the "Project").

All terms and conditions of this Interlocal Agreement shall be interpreted in a manner consistent with, and in furtherance of, the purpose as set forth above.

SECTION II **SCOPE OF SERVICES**

The County will be responsible for engineering, surveying, bidding, inspecting and testing the Project. The sidewalk shall, and will meet and equal the standards, requirements, design and construction of sidewalks at the County level of service suitable for County ownership and perpetual maintenance.

The Board will be responsible for paying fifty percent (50%) of the cost of the

construction.

SECTION III COMPENSATION

It is expressly agreed and understood that the cost of the construction of the Project is estimated at \$34,000.00, for a total, not-to-exceed percentage of fifty percent (50%) each of the total cost, including any overage. No other funds, nor the full faith and credit of the Parties is pledged for the construction improvement of the Project.

SECTION IV ASSIGNMENT

No assignment, delegation, transfer, or novation of this Interlocal Agreement or any part thereof shall be made, unless approved in writing by the Board and the County.

SECTION V AMENDMENT

This Interlocal Agreement may only be amended in writing and duly executed by the Board and the County with the same formalities as this Interlocal Agreement.

SECTION VI CONSTRUCTION

This Interlocal Agreement shall be governed by, and construed in accordance with the laws of the State of Florida.

SECTION VII LIABILITY

The Parties agree that by execution of this Interlocal Agreement, no Party will be deemed to have waived its statutory defense of sovereign immunity, or increased its limits of liability as provided for by Florida Statutes.

SECTION VIII SEVERABILITY

If any provision of this Interlocal Agreement is held invalid, the remainder of the Agreement shall not be affected thereby, and all other parts of this Interlocal Agreement shall

nevertheless be in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Agreement to be executed this 22nd day of June, 2004, for the purposes herein expressed.

SCHOOL BOARD OF LEE COUNTY

Ruth H. Moon
Witness

By: James W. Browder
James Browder, Superintendent

Mary Lou Searey
Witness

APPROVED

JUN 01 2004

SCHOOL BOARD OF
LEE COUNTY

APPROVED AS TO FORM:

By: Keith Martin, Esq.
Keith Martin, Esq., Counsel

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: Charlie Green
Deputy Clerk

By: Chairman
Chairman

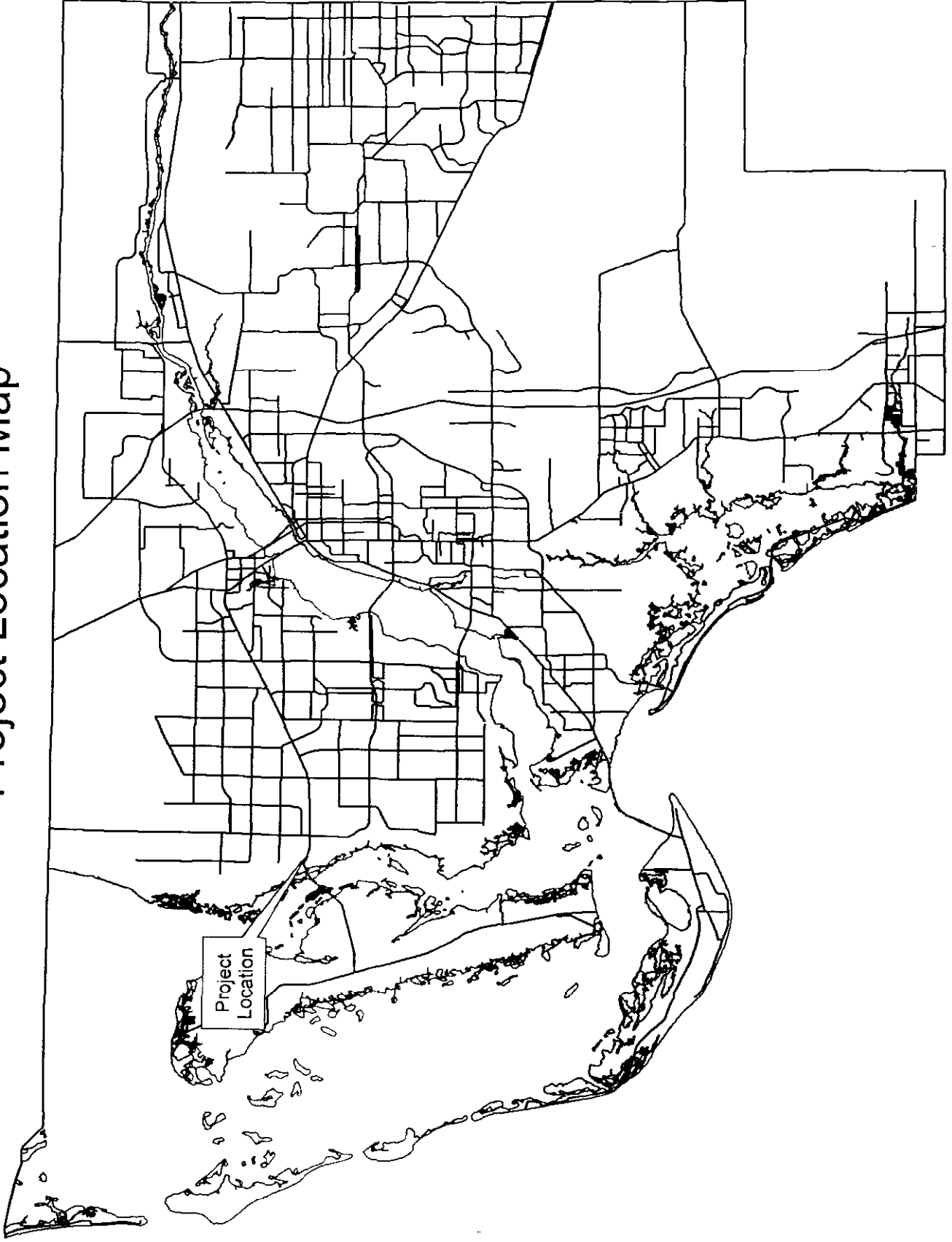


APPROVED AS TO FORM:

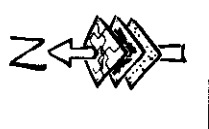
By: Andrea B. Fraser
Office of the County Attorney



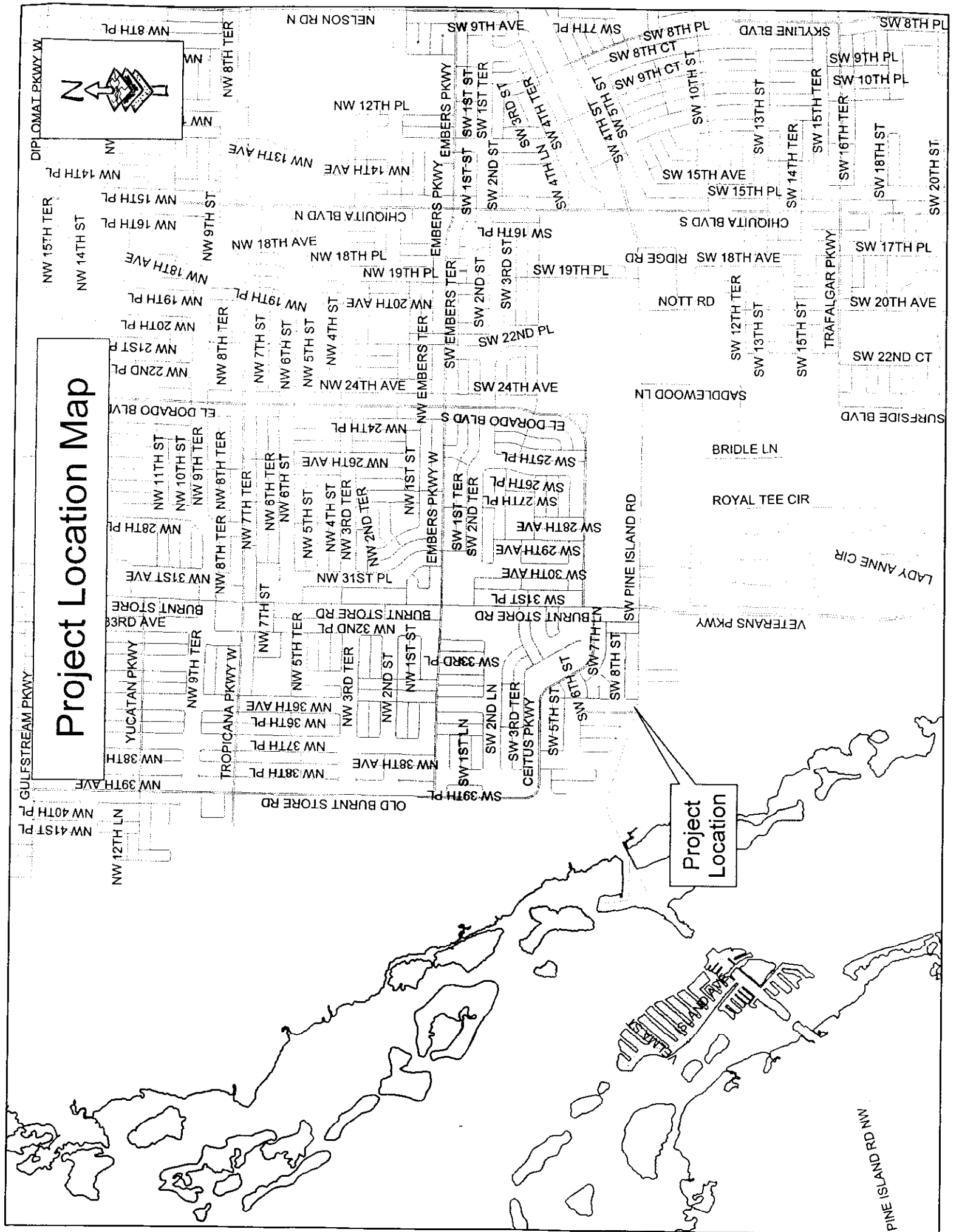
Project Location Map

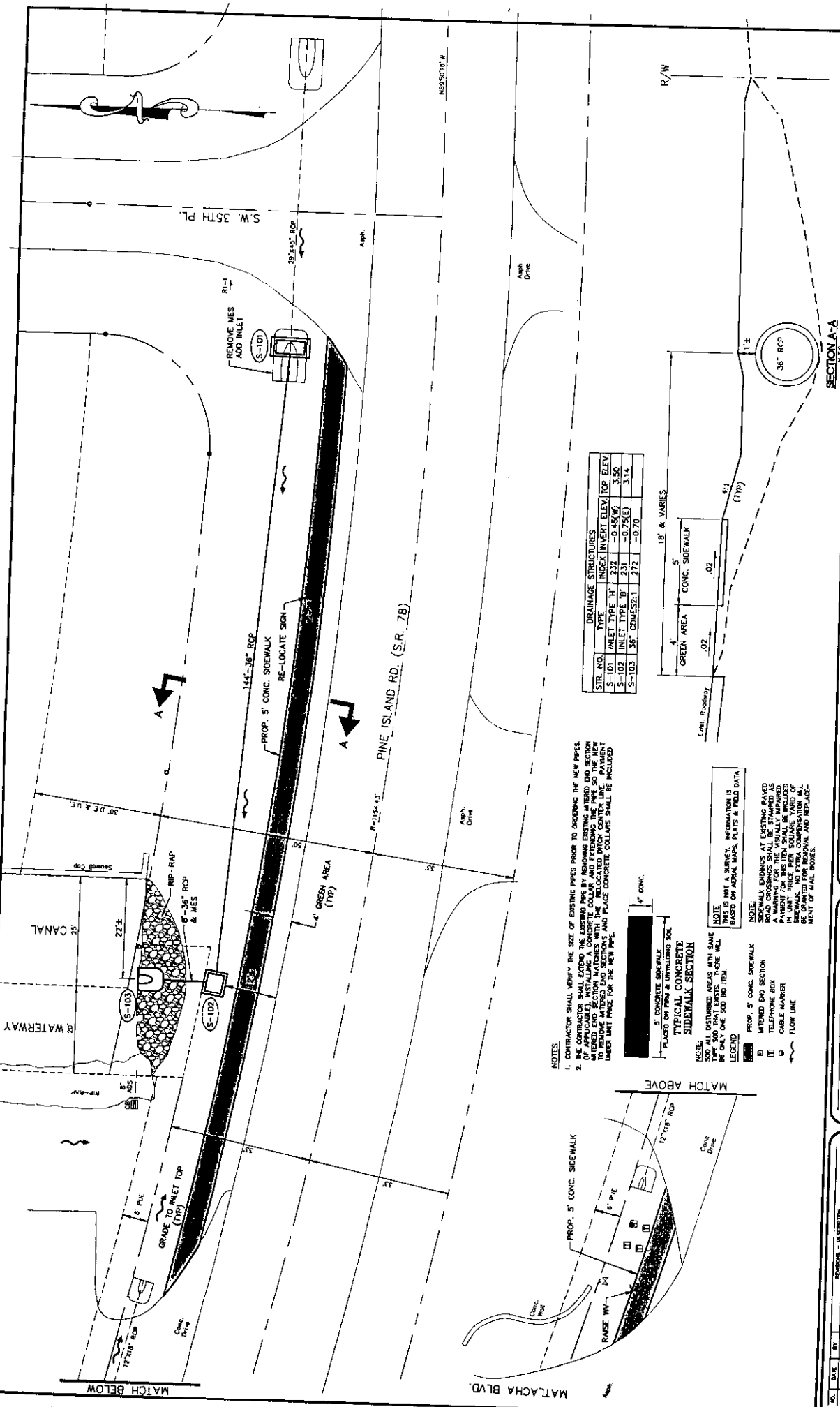


Project Location Map

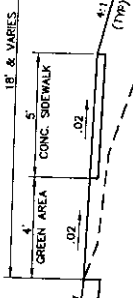


Project Location





DRAINAGE STRUCTURES				
S/R. NO.	TYPE	INDEX	INVERT ELEV	TOP ELEV
S-101	INLET TYPE 'A'	232	-0.45(W)	3.50
S-102	INLET TYPE 'B'	231	-0.75(E)	3.14
S-103	36" COMBESZ.1	272	-0.70	



NOTES:
 1. CONTRACTOR SHALL VERIFY THE SIZE OF EXISTING PIPES PRIOR TO ORDERING THE NEW PIPES.
 2. THE CONTRACTOR SHALL EXTEND THE EXISTING PIPES BY NOT LESS THAN 10 FEET TO THE SECTION MARKED (CABLE). INSTALLING A CONCRETE COLLAR AND EXTENDING THE SECTION TO THE SECTION MARKED (CABLE). THE CONTRACTOR SHALL RELOCATE THE CENTER LINE OF THE PIPES TO REMOVE MATCHED END SECTIONS AND PLACE CONCRETE COLLARS SHALL BE INCLUDED UNDER UNIT PRICE FOR THE NEW PIPE.

TYPICAL CONCRETE SIDEWALK SECTION
 5' CONC. SIDEWALK PLACED ON FIRM & UNWEARING SOIL
 NOTE: ALL DIMENSIONS ARE WITH SAME TYPE UNLESS OTHERWISE NOTED. SHALL BE ONLY ONE 500 MM ITEM.
LEGEND:
 [Symbol] PROP. 5' CONC. SIDEWALK
 [Symbol] 18" & 1/2" CONC. SIDEWALK
 [Symbol] 4' GREEN AREA
 [Symbol] 1/2" CONC.
 [Symbol] METERED PPO SECTION
 [Symbol] TELEPHONE BOX
 [Symbol] CABLE MARKER
 [Symbol] FLOW LINE

NOTE:
 SIDEWALKS KNOWN AT EXISTING PLAZA ROAD CROSSINGS SHALL BE STAMPED AS A WARNING FOR THE VISUALLY IMPAIRED. PAYMENT FOR THE VISUALLY IMPAIRED IN UNIT PRICE PER SQUARE YARD OF SIDEWALK SHALL BE INCLUDED AND SHALL BE GRANTED FOR INSTALLATION AND REPLACEMENT OF NAIL BOXES.

NO.	DATE	BY	REVISION - DESCRIPTION

DESIGNED	J.E.A.	DATE	6/17/04	SCALE	1"=10'
DRAWN	D.M. <td>DATE <td>6/17/04 <td>SCALE <td>1"=10'</td> </td></td></td>	DATE <td>6/17/04 <td>SCALE <td>1"=10'</td> </td></td>	6/17/04 <td>SCALE <td>1"=10'</td> </td>	SCALE <td>1"=10'</td>	1"=10'
CHECKED	J.E.A. <td>DATE <td>6/17/04 <td>SCALE <td>1"=10'</td> </td></td></td>	DATE <td>6/17/04 <td>SCALE <td>1"=10'</td> </td></td>	6/17/04 <td>SCALE <td>1"=10'</td> </td>	SCALE <td>1"=10'</td>	1"=10'
PROJECT NO.	2005	FILE	03076	DATE	6/17/04

APPROVED BY: _____
 REGISTERED PROFESSIONAL ENGINEER
 FLORIDA CONTRACT NO. _____
 DATE _____

PUBLICS WORKS
LEES COUNTY
SOUTHWEST
TRANSPORTATION
 1500 W. STATE ST.
 TAMPA, FLORIDA 33604
 (813) 478-3900 www.lees-county.com/publicworks/transportation

PINE ISLAND RD - MATLACHA BLVD / SW. 35TH PL
 SECTION A-A
 SHEET 1 of 1
 SIDEWALK PT A B