

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

Blue Sheet No. 20061448-UTL

1. Action Requested/Purpose:

Approve final acceptance, by Resolution, as a donation of a water distribution and a gravity collection system, to provide potable water service, fire protection and sanitary sewer service to *Moody River Estates Phase 1-G*, a phased residential development. This is a Developer Contributed asset project located on the south side of Hancock Bridge Parkway between Moody Road and Skyline Drive, approximately 1.25 miles west of N. Cleveland Avenue.

2. What Action Accomplishes:

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

3. Management Recommendation:

Approval.

4. Departmental Category: 10 – Utilities

CIOB

5. Meeting Date: NOV 21 2006

6. Agenda:

- Consent
- Administrative
- Appeals
- Public
- Walk-On

7. Requirement/Purpose (specify)

- Statute
- Ordinance
- Admin. Code
- Other Approval

8. Request Initiated:

Commissioner _____
 Department Public Works
 Division Utilities
 By: Douglas L. Meurer 11-2-2006
 Douglas L. Meurer, P.E., Director

9. Background:

The Board granted permission to construct on 09-07-04, Blue Sheet #20041074.
 The installation has been inspected for conformance to the Lee County Utilities Operations Manual.
 Satisfactory pressure and bacteriological testing has been completed.
 Satisfactory lift station start up has been performed.
 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 required.

SECTION 10 TOWNSHIP 44S RANGE 24E DISTRICT # 4 COMMISSIONER HALL

10. Review for Scheduling

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager / P.W. Director
					Analyst	Risk	Grants	Mgr.	
<u>J. Lavender</u> Date: 11.3.06	N/A	N/A	<u>T.O.</u> T. Osterhout Date: 11/2	<u>S. Covert</u> S. Covert Date: 11/6/06	<u>elw</u> 11-6-06	<u>MR</u> 11-7-06	<u>ll</u> 11/1/06	<u>ll</u> 11/7/06	<u>J. Lavender</u> Date: 11.3.06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: ll
 11/6/06
 4:03 PM
 COUNTY ADMIN FORWARDED TO: ll
 11-7-06
 2pm

Rec. by CoAtty
 Date: 11/6/06
 Time: 1:55pm
 Forwarded To: ll
 11/6/06
 3:30pm

RESOLUTION NO.

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

WHEREAS, it is the desire of "Colonial Homes, Inc", owner of record, to make a contribution to Lee County Utilities of water facilities (potable water, fire protection), and sewer facilities (gravity collection system, sanitary sewer), serving "Moody River Estates Phase 1-G"; 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 **\$323,535.10** 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 Douglas St. Cerny: _____ (2)
- Commissioner Ray Judah: _____ (3)
- Commissioner Tammara Hall: _____ (4)
- Commissioner John Albion: _____ (5)

DULY PASSED AND ADOPTED this _____ day of _____, 2006.

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 20061448-UTL

COPY

LETTER OF COMPLETION

DATE: 10/27/2005

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 system** located in
Moody River Estates / Phase 1-G
(Name of Development)

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

Very truly yours,

Strickland T. Smith, P.E. of Heidt & Associates, Inc.
(Owner or Name of Corporation)

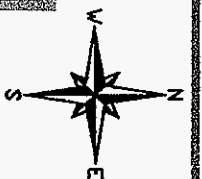


(Signature)

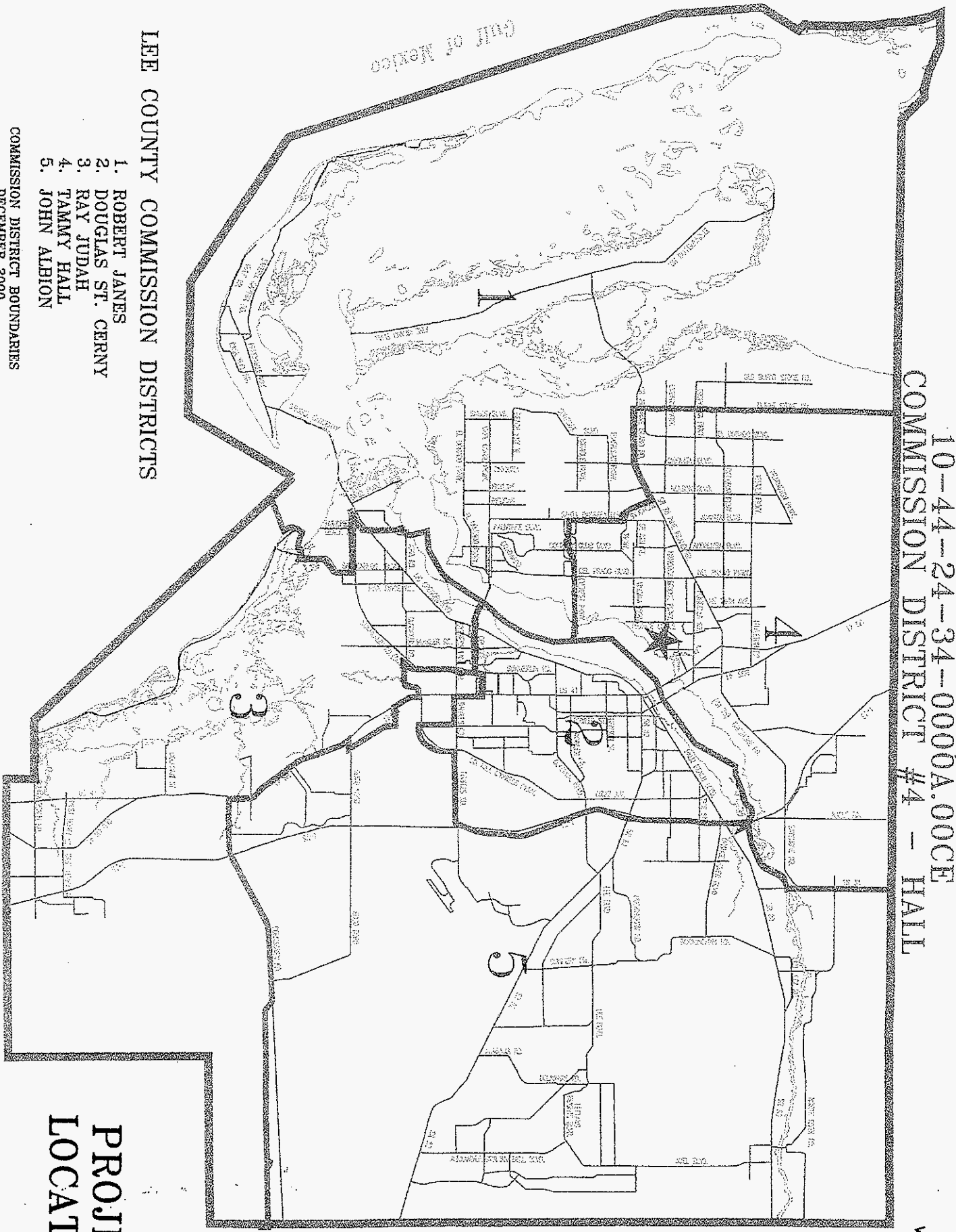
Vice President
(Title)

(Seal of Engineering Firm)

MOODY RIVER ESTATES, PHASE 1-G
 10-44-24-34-0000A.00CF
 COMMISSION DISTRICT #4 - HALL



COPY



LEE COUNTY COMMISSION DISTRICTS

1. ROBERT JANES
2. DOUGLAS ST. CERNY
3. RAY JUDAH
4. TAMMY HALL
5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
 DECEMBER 2000

**PROJECT
 LOCATION**

MOODY RIVER ESTATES - PHASE 1G

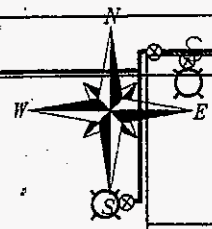
COMMISSION DISTRICT #4 - HALL

SUBJECT PARCELS

SUBJECT PARCELS

POND

000A: MIDS
00CE



10-44-24-34-0000A.00CE GRAY HERON DRIVE & MOODY RIVER PKWY

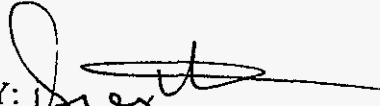
COPY

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Moody River Estates / Phase 1-G 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.

Brenda Merchant;
Haleakala Construction Company
(Name of Owner/Contractor)

BY: 
(Signature of Owner/Contractor)

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 8 th day of NOV, 2005 by Brenda Merchant who is personally known to me - _____, and who did not take an oath.


Notary Public Signature

LINDA MAHON
Printed Name of Notary Public



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(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 Three hundred twenty-three thousand five-hundred thirty-five dollars and 10/100's(\$323,535.10) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to Colonial Homes, Inc. on the job of Moody River Estates - Phase 1-G to the following described property:

Moody River Estates - Phase 1-G
(Name of Development/Project)

water distribution and sanitary sewer systems
(Facilities Constructed)

Moody River Parkway & Gray Heron Drive
(Location)

10-44-24-34-0000A.00CE
(Strap # or Section, Township & Range)

Dated on October, 2005

By: [Signature]
(Signature of Authorized Representative)

Haleakala Construction, Inc.
(Name of Firm or Corporation)

By: Brenda K. Merchant
(Print Name of Authorized Representative)

5758 Taylor Road
(Address of Firm or Corporation)

Title: Authorized Agent

Naples, FL 34109-
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)598-1968 Ext.

Fax#: (239)598-9418

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 7 th day of April, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

[Signature]
(Notary Public Signature)

(Notary Seal & Commission Number)

Linda Mahon
(Printed Name of Notary Public)

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Moody River Estates - Phase 1-G

STRAP NUMBER: 10-44-24-34-0000A.00CE

LOCATION: Moody River Parkway & Grey Heron Drive

OWNER'S NAME: (as shown on Deed) Colonial Homes, Inc.

OWNER'S ADDRESS: 12631 Westlinks Drive, Unit 7

OWNER'S ADDRESS: Fort Myers, FL 33913-

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.

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

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
PVC SDR-26 GRAVITY MAIN	8"	1,542.0	LF	\$22.00	\$33,924.00
PVC C-905 DR-18 FORCE MAIN	4"	1,249.0	LF	\$10.50	\$13,114.50
PVC C-905 DR-14 FORCE MAIN	4"	296.0	LF	\$10.90	\$3,226.40
STEEL CASING	14"	75.0	LF	\$145.00	\$10,875.00
MANHOLE	4'	12.0	EA	\$4,500.00	\$54,000.00
MANHOLE	6'	1.0	EA	\$15,090.00	\$15,090.00
LIFT STATION		1.0	EA	\$98,000.00	\$98,000.00
DOUBLE SEWER SERVICE W/CLEANOUT	6"	11.0	EA	\$840.00	\$9,240.00
SINGLE SEWER SERVICE W/CLEANOUT	6"	7.0	EA	\$730.00	\$5,110.00
PLUG VALVE	4"	1.0	EA	\$730.00	\$730.00
ARV		1.0	EA	\$2,490.00	\$2,490.00
PVC C-900 DR-18 FORCE MAIN (GROUTED IN PLACE)		100.0	LF	\$15.00	\$1,500.00
TOTAL					\$247,299.90

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]
(Signature of Certifying Agent)

Brenda K. Merchant, Authorized Agent
(Name & Title of Certifying Agent)

Haleakala Construction, Inc.
(Name of Firm or Corporation)

5758 Taylor Road
(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)
) SS:
COUNTY OF Collier)

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[Signature]
Notary Public Signature

Linda Mahon
Printed Name of Notary Public

DD177119
Notary Commission Number



(NOTARY SEAL)

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Linda Mahon

Notary Public Signature

Linda Mahon
Printed Name of Notary Public

DD177119
Notary Commission Number



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(NOTARY SEAL)