

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

Blue Sheet No. 20050953-UTL

1. Action Requested/Purpose:

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 *Cascades of Estero, Parcel D2*, a phased residential development. This is a developer contributed asset project located on the south side of Korshah Boulevard approximately 1 mile east of S. Tamiami Trail in Estero.

2. What Action Accomplishes:

Places the potable water and sanitary sewer systems into operation and complies with the Lee County Utilities Operations Manual.

3. Management Recommendation:

Lee County Utilities requests that the County Manager's office recommend approval of this item.

4. Departmental Category: 10

CIOM

5. Meeting Date:

08-02-2005

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: *[Signature]* 7/7/05
Rick Diaz, P.E., Utilities Director

9. Background:

This project is located within the former Gulf Environmental Services' service area however, it was built to Lee County Utilities' Standards and Specifications.

The Board granted permission to construct on 09/28/04, Blue Sheet #20041169.

The installation has been inspected for conformance to the Lee County Utilities Operations Manual.

Satisfactory pressure and bacteriological testing of the water system has been completed.

Satisfactory closed circuit television inspection of the gravity collection system has been performed.

Record Drawings have been provided.

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 Contributory Assets has been provided---copy attached.

100% of the connection fees have been paid.

No funds required.

SECTION 27 TOWNSHIP 46S RANGE 25E DISTRICT # 5 COMMISSIONER ALBION

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.	
<i>[Signature]</i> J. Lavender Date: <u>7/8/05</u>	N/A	N/A	<i>[Signature]</i> T. Osterhout Date: <u>7/7</u>	<i>[Signature]</i> S. Coovert Date: _____	<i>[Signature]</i> 7/11/05	<i>[Signature]</i> 7/11/05	<i>[Signature]</i> 7/11/05	<i>[Signature]</i> 7/11/05	<i>[Signature]</i> for J. Lavender Date: <u>7/8/05</u>

11. Commission Action:

- Approved**
- Deferred**
- Denied**
- Other**

11/10/05
 2:20 PM
 FORWARDED TO:

RECEIVED BY
 COUNTY ADMIN.
7/8/05
430
 COUNTY ADMIN.
 FORWARDED TO: *[Signature]*
7/13/05
9:07 AM

RESOLUTION NO. _____

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

WHEREAS, it is the desire of "Cascades by Livitt & Sons, LLC", owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution sysem) and sewer facilities (gravity collection system) serving "**CASCADES OF ESTERO, PARCEL D2**"; 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 **\$141,710.00** 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 Douglas St. Cerny: _____ (2)
- Commissioner Ray Judah: _____ (3)
- Commissioner Tammy Hall: _____ (4)
- Commissioner John Albion: _____ (5)

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

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

By: _____
DEPUTY CLERK

By: _____
CHAIRMAN

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

LETTER OF COMPLETION

DATE: 3/10/2005

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

Gentlemen:

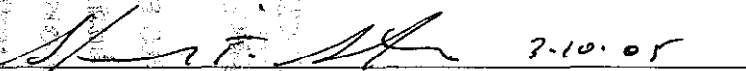
This is to certify that the **water distribution and gravity collection** located in
Cascades Parcel "D2"
(Name of Development)

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 , Low Pressure Test(s) - Gravity Main
and TV Inspection, Mandrill - Gravity Main**

Very truly yours,

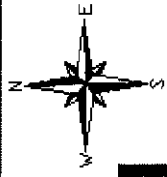
Heidt & Associates, Inc.
(Owner or Name of Corporation)


(Signature)

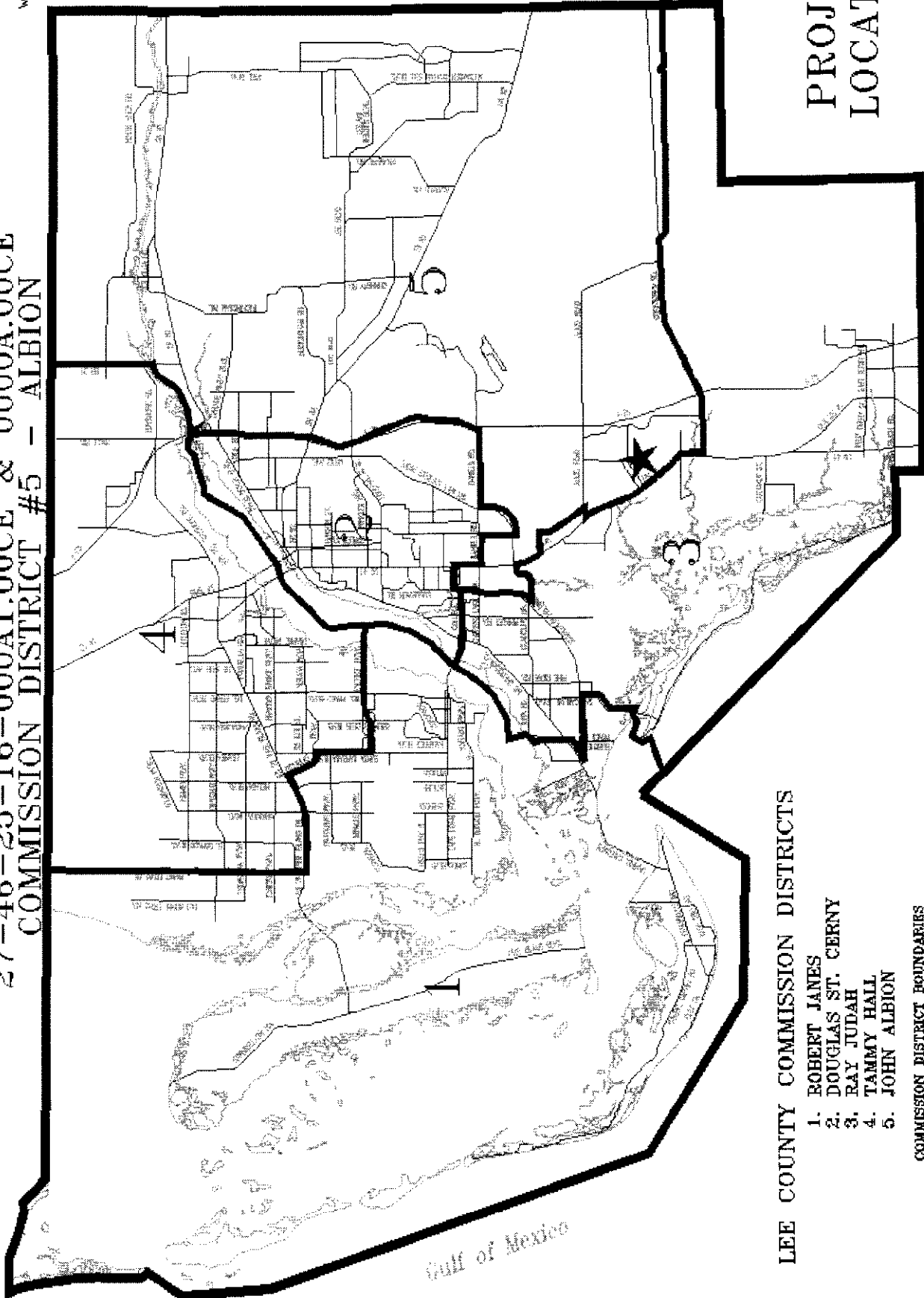
Strickland T. Smith, P.E. FL Reg. # 50652
Vice President
(Title)

(Seal of Engineering Firm)

RECEIVED MAR 14 2005



CASCADES AT ESTERO, PHASE D-2
 27-46-25-16-000A1.00CE & 0000A.00CE
 COMMISSION DISTRICT #5 - ALBION



PROJECT LOCATION

LEE COUNTY COMMISSION DISTRICTS

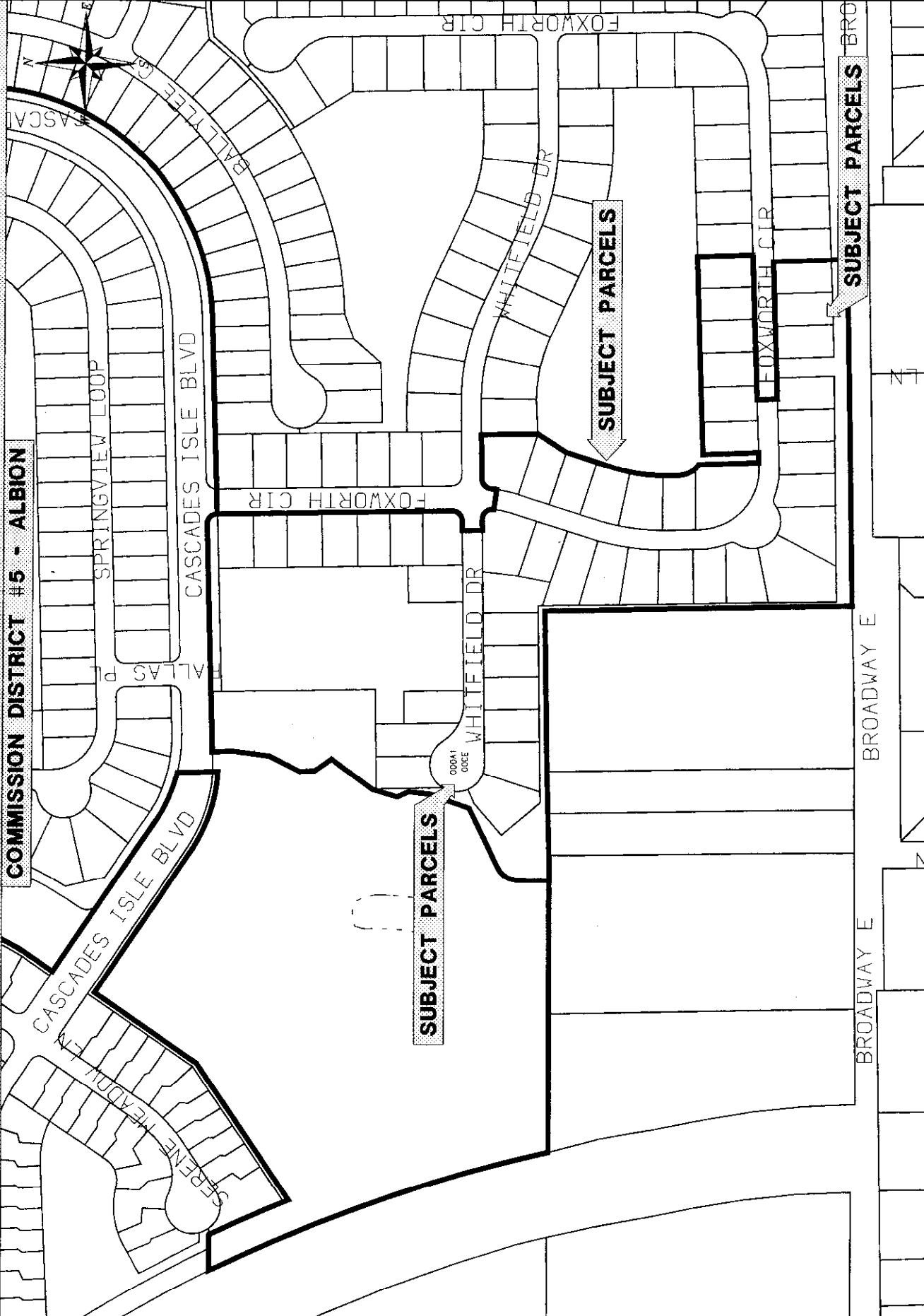
1. ROBERT JANES
2. DOUGLAS ST. CERNY
3. RAY JUDAH
4. TAMMY HALL
5. JOHN ALBION

COMMISSION DISTRICT BOUNDARIES
 DECEMBER 2000

Gulf of Mexico

CASCADES AT ESTERO - PHASE D-2

COMMISSION DISTRICT #5 - ALBION



27-46-25-16-000A1.00CE & 0000A.00CE WHITFIELD DR & FOXWORTH CIR

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Parcel D2 of Cascades at Estero 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

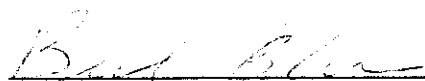
It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

Mitchell & Stark Construction Company
(Name of Owner/Contractor)

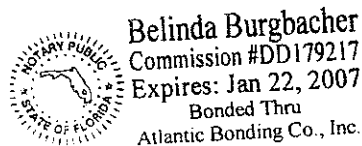
BY: 
(Signature of Owner/Contractor)

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 27 th day of APR, 2005 by Daniel J. Mikelson who is personally known to me - _____, and who did not take an oath.


Notary Public Signature

Printed Name of Notary Public



(Notary Seal & Commission Number)

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)

Daniel J. Mikelson, Project Manager
(Name & Title of Certifying Agent)

Mitchell & Stark Construction Company
(Name of Firm or Corporation)

6001 Shirley Street
(Address of Firm or Corporation)

Naples, FL 34109 -


STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 27 th day of April, 2005 by Daniel J. Mikelson who is personally known to me - _____, and who did not take an oath.

[Signature]
Notary Public Signature

Printed Name of Notary Public

Notary Commission Number

 Belinda Burgbacher
Commission #DD179217
Expires: Jan 22, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(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:

X *D. Mikelson*

(Signature of Certifying Agent)

Daniel J. Mikelson, Project Manager

(Name & Title of Certifying Agent)

Mitchell & Stark Construction Company

(Name of Firm or Corporation)

6001 Shirley Street

(Address of Firm or Corporation)

Naples, FL 34109 -


STATE OF FL)

) SS:

COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 27 th day of April, 2005 by Daniel J. Mikelson who is personally known to me - _____, and who did not take an oath.

Belinda Burgbacher
Notary Public Signature

 Belinda Burgbacher
Commission #DD179217
Expires: Jan 22, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

Printed Name of Notary Public

Notary Commission Number

(NOTARY SEAL)