### LEE COUNTY BOARD OF COUNTY COMMISSIONERS **AGENDA ITEM SUMMARY** BLUE SHEET NO: 20041105-UTL

## 1. **REQUESTED MOTION:**

## **ACTION REQUESTED:**

Approve final acceptance by Resolution, as a donation of a water main extension, three (3) fire hydrants, one (1) 4" diameter fire line and a force main extension serving *WINKLER POINTE SUBDIVISION (ECKERD DRUG STORE)*. This is a developer contributed asset project located on the northeast corner of Winkler Road and Summerlin Road.

## WHY ACTION IS NECESSARY:

To provide potable water service, fire protection and sanitary sewer service to the recently constructed commercial project.

## WHAT ACTION ACCOMPLISHES:

Places the water main, hydrants, fire line and force main into operation and complies with the Lee County Utilities Operations Manual.

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4. AGENDA:		5. REQUIRE	MENT/PURPOSE	<u>:</u> <u>6.</u>	REQUEST	OR OF IN	FORMATIC	DN:		
ADMINISTRATIVE STATUTE					A. COMMISSIONER: B. DEPARTMENT: Lee County-Public Works C. DIVISION/SECTION: Utilities Division BY: Rick Diag P.E. Utilities Director DATE: 716 OY					
7. BACKGRO	UND:	<b>I</b>					1/		//	
The Board granted permission to construct on 02/03/04, Blue Sheet #20040032. The installation has been inspected for conformance to the Lee County Utilities Operations Manual. Satisfactory pressure and bacteriological testing has been completed. As-builts have been provided. Engineer's Certification of Completion has been providedcopy attached. Project location mapcopy attached. Warranty has been providedcopy attached. Waiver of Lien has been providedcopy attached. Certification of Contributory Assets has been providedcopy attached. 100% of the connection fees have been paid. Sanitary sewer service is provided by Lee County Utilities via a recently constructed privately owned & maintained on-site gravity collection system, lift station and force main that now connects to existing Lee County Utilities infrastructure. No funds required. SECTION 34 TOWNSHIP 45S RANGE 24E DISTRICT #3 COMMISSIONER JUDAH										
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	NT RECOMMEN	DATIONS:	9 RECOMM	ENDED APPR	OVAL		<u>,</u>			
			<u></u>						<u> </u>	
(A) DEPARTMENT DIRECTOR	(B) PURCH. OR CONTRACTS	(C) HUMAN RESOURCES	(D) OTHER	(E) COUNTY ATTORNEY		BU: SER	(F) DGET VICES 4/1/4 ¥		(G) COUN MANA	NTY
Javender Date: 8.37-01	N/A Date:	N/A Date:	1.0. T. Osterhout Date: 3/26	S. Coovert Date:	0A Jbw 04 8 30 04	ом 11/04 9/1/04	Risk	GC N-7 8 30 04(	Date: 8.	<b>der</b> 1er 77.04
10. COMMISS	SION ACTION:			Rec. b	CoAtty		R	ECEIVED B	Y 0.1	1
	DEN	ERRED		Date: { Time: }	\$ <i>₿0/0</i>  :∂€			ECEIVED B OUNTY ADD S/S/O C OUNTY ADD DRWARDED	MIN: 41 507 AN 04	
S-VENICO/W/B/DI LUD				Admir	ted To: elstuy	4 11:02 454	· F	9-1-04	_	

VISION (ECKERD DRUG STORE) H105.566-626,04 11:03 AM

RESOLUTION NO.
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### RESOLUTION ESTABLISHING UTILITY ACCEPTANCE OF <u>DEVELOPER CONTRIBUTED ASSETS</u> IN LEE COUNTY, FLORIDA

WHEREAS, it is the desire of "Sofran Fort Myers (ECK), Ltd.", owner of record, to make a contribution to Lee County Utilities of <u>water</u> facilities (water main extension, three fire hydrants, one 4" diameter fire line) and <u>sewer</u> facilities (force main extension) serving **"WINKLER POINTE SUBDIVISION (ECKERD DRUG STORE)"**: 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 **\$67,709.72** 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

fol	Tows	:
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Commissioner	Bob Janes:	 (1)
Commissioner	Douglas St. Cerny:	 (2)
Commissioner	Ray Judah:	 (3)
Commissioner	Andrew Coy:	 (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

CHAIRMAN

APPROVED AS TO FORM

Ву:\_\_\_\_\_

OFFICE OF COUNTY ATTORNEY



## LETTER OF COMPLETION

DATE: <u>5/5/2004</u>

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 systems located in <u>Winkler Pointe Subdivision</u> (Name of Development)

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

the revised plans, attached 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 and Lift Station Start-up

Very truly yours,

<u>Avalon Engineering, Inc.</u> (Owner or Name of Corporation)

my S. Hilduth P.E. (Signature)

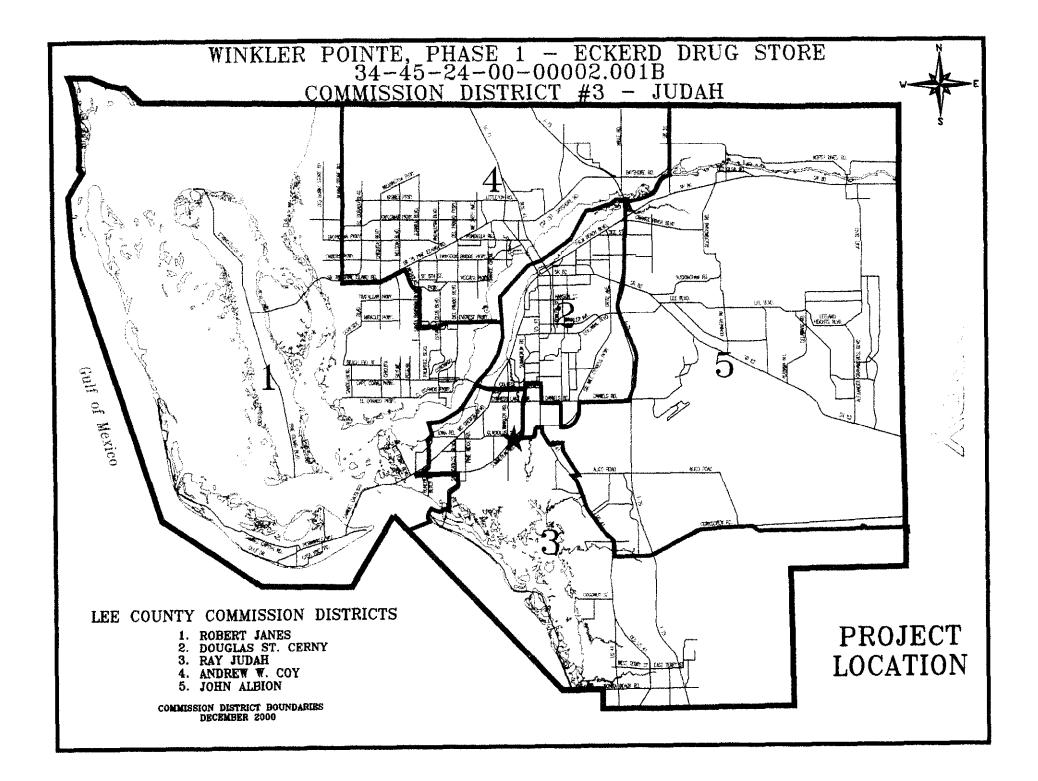
Vice President (Title)

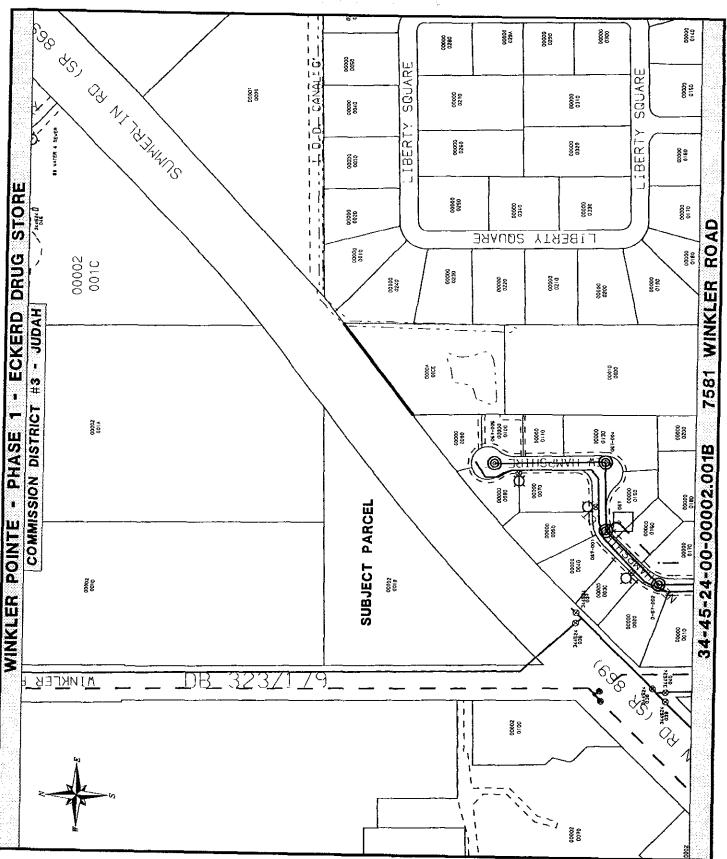
(Seal of Engineering Firm)

LEE COUNTY (Forms – Letter of Completion – Revised 08/2003)



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## WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the <u>water and sewer systems</u> of <u>Winkler Pointe Subdivision a/k/a Eckerd #3204</u> 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.

K.E.R. Enterprises, Inc. dba Armadillo Underground (Name of Owner/Contractor)

(Signature of Owner/Contractor)

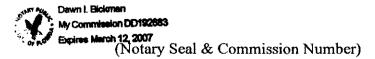
STATE OF	FL	)
		) SS:
COUNTY OF	Lee	_)

The foregoing instrument was signed and acknowledged before me this  $\frac{1}{4}$  day of \_\_\_\_, 2004 by <u>Keith E. Richmond</u> who has produced the following as identification - <u>personally known</u>, and who did not take an oath.

Notary Public Signature

Dawn I. Bickman

Printed Name of Notary Public





09 - Warranty - Form



## WAIVER AND RELEASE OF LIEN **UPON FINAL PAYMENT**

The undersigned lienor, in consideration of the final payment in the amount of Sixty seven thousand seven hundred nine 72/100 dollars(\$67,709.72 ) hereby waivers and releases its lien and right to claim a lien for labor, services, or materials furnished to Pat Cook Construction, Inc. on the job of Sofran Ft. Myers (ECK), Ltd. to the following described property:

Winkler Pointe Subdivision a/k/a Eckerd #3204-Summerlin/ Winkler (Name of Development/Project)

7581 Winkler Road, Fort Myers, Florida (Location)

water distribution and sanitary sewer systems

(Facilities Constructed)

34-45-24-00-00002.001B (Strap # or Section, Township & Range)

Dated on: May 0, 2004

By: (Signature of Authorized **Representative** 

By: Deborah J. Richmond

(Print Name of Authorized Representative)

Title: Corporate Secretary / Treasurer

Phone #: (239)334-1722 Ext.103

K.E.R. Enterprises, Inc. dba Armadillo Underground (Name of Firm or Corporation)

2655 Rockfill Road (Address of Firm or Corporation)

Fort Myers, FL 33916-(City, State & Zip Of Firm Or Corporation)

Fax#: (239)334-4372

STATE OF ) SS: COUNTY OF Lee

The foregoing instrument was signed and acknowledged before me this \_\_\_\_\_\_ day of \_\_May, 2004 by Deborah J. Richmond who has produced the following as identification - personally known, and who did not take an oath.

ion 00192

(Notary Seal & Commission Number)

Dawn J. Bickmon (Notary Public Signature)

Dawn I. Bickman (Printed Name of Notary Public)

LEE COUNTY (Forms - Waiver of Lien - Revised January 2004)



## **CERTIFICATION OF CONTRIBUTORY ASSETS**

PROJECT NAME:	Winkler Pointe Subdivision a/k/a Eckerd #3204 - Summerlin/Winkler
STRAP NUMBER:	34-45-24-00-00002.001B
LOCATION:	7581 Winkler Road, Fort Myers, Florida
OWNER'S NAME:	Sofran Ft. Myers (ECK), Ltd.
OWNER'S ADDRESS:	237 South Westmonte Drive
OWNER'S ADDRESS:	Altamonte Springs, FL 32714-

## TYPE UTILITY SYSTEM: <u>POTABLE WATER</u> (Please provide separate 'Certifications' for potable water, sanitary sewer and effluent reuse facilities.)

## DESCRIPTION AND COST OF MATERIAL, LABOR, AND SERVICES

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
TAPPING SLEEVE W/VALVE	12"x10"	1.0	EA	\$4,321.45	\$4,321.45
CL-50 DIP	10"	200.0	LF	\$33.33	\$6,666.00
PVC C-900 DR-18	10"	601.0	LF	\$17.87	\$10,739.87
GATE VALVE	10"	2.0	EA	\$1,656.06	\$3,312.12
ASSORTED FITTINGS	10"	16.0	EA	\$487.11	\$7,793.76
ASSORTED FITTINGS	10"x4"	1.0	EA	\$606.46	\$606.46
FIRE HYDRANT ASSEMBLY	6"	3.0	EA	\$3,402.50	\$10,207.50
FIRE LINE UP TO AND INCL IST OS + Y VALVE	4ª	1.0	EA	\$2,079.53	\$2,079.53
SINGLE WATER SERVICE/COMPLETE	2"	2.0	EA	\$1,322.02	\$2,644.04
DOUBLE WATER SERVICE/COMPLETE	1"	1.0	EA	\$1,467.36	\$1,467.36
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TOTAL					\$49,838.09

Please list each element of the system from the drop-down list provided.

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

# LEE COUNTY

Contractor's Certification of Contributory Assets - Form (January 2004)

\\Ntserver\f\Users\Project Manager (PM)\200399 Eckerd - Winkler Point\LCU Closeout Forms\Reviced 6-29-04 WM-07 - CERTIFICATION OF CONTRIBUTORY ASSETS - TAB THRU FORM.doc



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 of Certifying Agent)

Keith E, Richmond, Vice President (Name & Title of Certifying Agent)

K.F.R. Enterprises, Inc. dba Armadillo Underground (Name of Firm or Corporation)

2655 Rockfill Road (Address of Firm or Corporation)

Fort Myers, FL 33916 -

STATE OF <u>FL</u>) ) SS: COUNTY OF Lee )

The foregoing instrument was signed and acknowledged before me this 29 th day of June, 2004 by Keith E. Richmond who has produced the following as identification - personally known , and who did not take an oath.

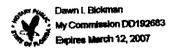
Down I. Bickman

Notary Public Signature

Dawn I. Bickman Printed Name of Notary Public

DD192683

Notary Commission Number



(NOTARY SEAL)

LEE COUNTY Contractor's Certification of Contributory Assets - Form (January 2004)

\\Ntserver\f\Users\Project Manager (PM)\200399 Eckerd - Winkler Point\LCU Closeout Forms\Revised 6-29-04 WM-07 - CERTIFICATION OF CONTRIBUTORY ASSETS - TAB THRU FORM.doc

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OWNER'S NAME:	Sofran Ft. Myers (ECK), Ltd.
OWNER'S ADDRESS:	237 South Westmonte Drive
OWNER'S ADDRESS:	Altamonte Springs, FL 32714-

#### 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

SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
10"	88.0	LF	\$88.72	\$7,807.36
4"	116.0	LF	\$39.38	\$4,568.08
4"	1.0	EA	\$1,048.79	\$1,048.79
16"x4"	1.0	EA		\$2,955.92
4"	4.0	EA	\$372.87	\$1,491.48
				\$17,871.63
	10" 4" 4" 16"x4"	10" 88.0   4" 116.0   4" 1.0   16"x4" 1.0	10" 88.0 LF   4" 116.0 LF   4" 116.0 EA   16"x4" 1.0 EA	IO" 88.0 LF \$88.72   4" 116.0 LF \$39.38   4" 1.0 EA \$1,048.79   16"x4" 1.0 EA \$2,955.92

Please list each element of the system from the drop-down list provided.

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

Contractor's Certification of Contributory Assets – Form (January 2004)

\\Ntserver\fUsers\Project Manager (PM)\200399 Eckerd - Winkler Point\LCU Closeout Forms\FM-07 - CERTIFICATION OF CONTRIBUTORY ASSETS - TAB THRU FORM.doc



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**CERTIFYING:** 

(Signature of Certifying Agent)

Keith E. Richmond, Vice President (Name & Title of Certifying Agent)

K.E.R. Enterprises, Inc. dba Armadillo Underground (Name of Firm or Corporation)

2655 Rockfill Road (Address of Firm or Corporation)

Fort Myers, FL 33916 -

STATE OF <u>FL</u>) ) SS: COUNTY OF <u>Lee</u>)

The foregoing instrument was signed and acknowledged before me this  $\frac{14}{54}$  day of <u>May</u>, 2004 by <u>Keith</u> <u>E. Richmond</u> who has produced the following as identification - <u>personally known</u>, and who did not take an oath.

1. Bickman

Notary Public Signature

awn I. Bickman

Printed Name of Notary Public

Notary Commission Number

Dawn I. Bioloman My Commission DD192683 Expires March 12, 2007

(NOTARY SEAL)

LEE COUNTY Softmarks (Lokus) Contractor's Certification of Contributory Assets -- Form (January 2004)