

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS**  
**AGENDA ITEM SUMMARY** **BLUE SHEET NO: 20030920-UTL**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:**

Approve final acceptance, by Resolution, as a donation for one 6" diameter fire line serving *Bayshore Industrial Campus, Phase 4*. This is a Developer contributed asset and the project is located south of I-75 and north of Bayshore Road at the end of Interstate Court.

**WHY ACTION IS NECESSARY:** To provide fire protection to the recently constructed industrial building.

**WHAT ACTION ACCOMPLISHES:** Places the fire line into operation and complies with the Lee County Utilities Operations Manual.

**2. DEPARTMENTAL CATEGORY:** 10 - UTILITIES  
**COMMISSION DISTRICT #:** 4

C10C

**3. MEETING DATE:** 08-26-2003

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- 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: Rick Diaz, P.E., Utilities Director
- DATE: 8/7/03

**7. BACKGROUND:**

Fire lines 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 Interstate Court. Sanitary sewer service is provided via an on-site septic system. No funds required.

SECTION 20 TOWNSHIP 43S RANGE 25 E DISTRICT # 4 COMMISSIONER COY

**8. 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	
 S. Gibberson for J. Lavender Date: 8/8/03	N/A Date:	N/A Date:	N.O. T. Osterhout Date: 8-7	 T. Owen Date: 8/11/03	 8-12-03	 8/12/03	 8/12/03	 8/12/03	 S. Gibberson for J. Lavender Date: 8/8/03

**10. COMMISSION ACTION:**

- \_\_\_\_\_ APPROVED
- \_\_\_\_\_ DENIED
- \_\_\_\_\_ DEFERRED
- \_\_\_\_\_ OTHER

Rec. by CoAtty

Date: 8/11/03

Time: 1:45 PM

Forwarded To:  
Co. Admin  
8/11/03 2:30 PM

RECEIVED BY  
COUNTY ADMIN: PM

8/11 4:30

COUNTY ADMIN  
FORWARDED TO: JS

8/13 4:00

RESOLUTION NO. \_\_\_\_\_

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

WHEREAS, it is the desire of IAD Capital Corp., owner of record, to make a contribution to Lee County Utilities of water facilities (one 6" diameter fire line), serving "**BAYSHORE INDUSTRIAL CAMPUS, PHASE 4**"; 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 **\$3,518.95** 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

LETTER OF COMPLETION

DATE: 06/03/02

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 sewage collection~~ system(s) located in \_\_\_\_\_  
THE BAYSHORE INDUSTRIAL CAMPUS - PHASE IV

\_\_\_\_\_  
(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: \_\_\_\_\_  
PRESSURE

Very truly yours,

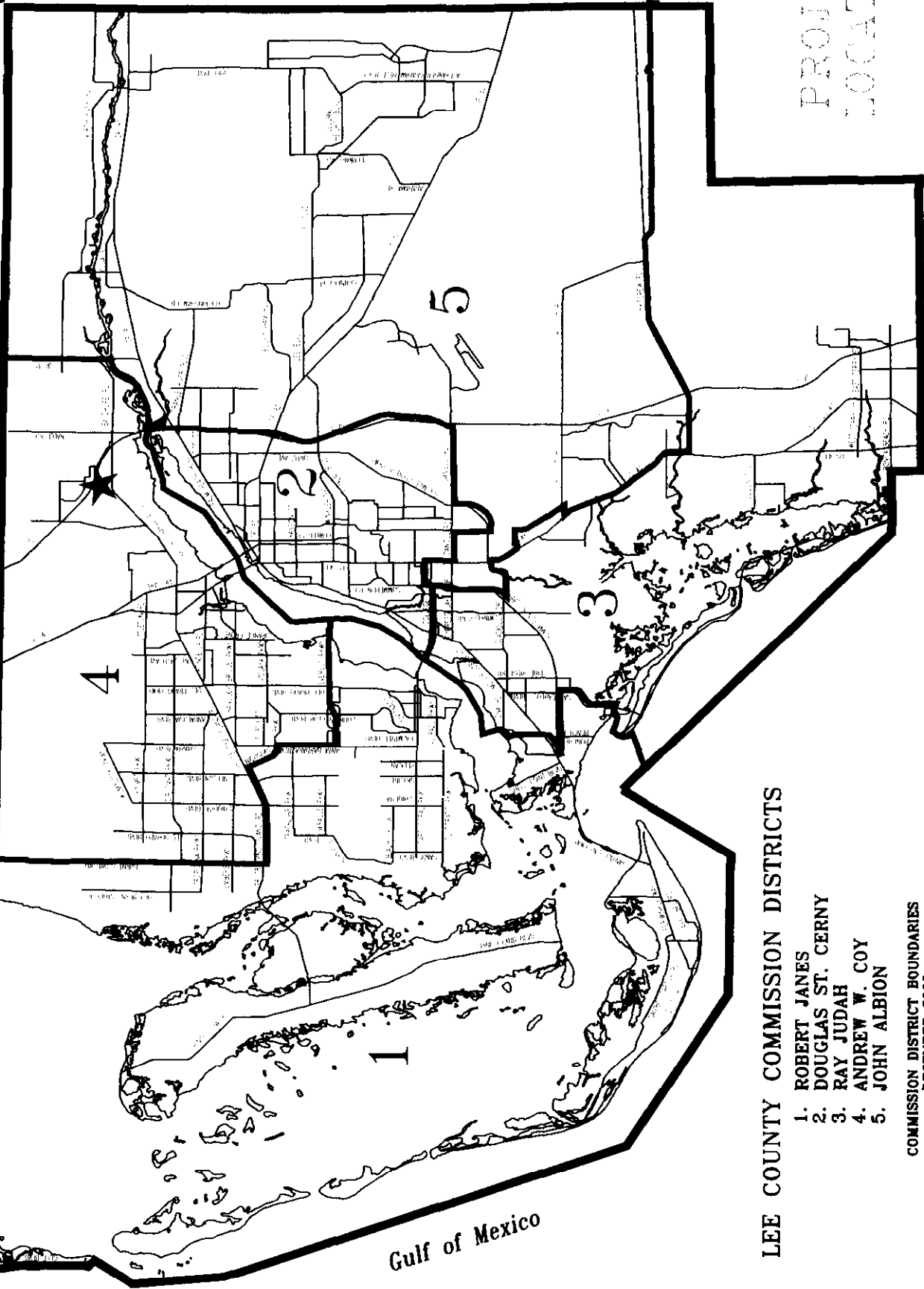
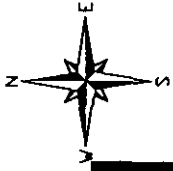
SOUTHWEST ENGINEERING  
(Owner or Name of Corporation)

Manuel Garcia  
(Signature) MANUEL GARCIA, P.E.

PRINCIPAL  
(Title)

SEAL OF ENGINEERING FIRM

BAYSHORE INDUSTRIAL CAMPUS - PHASE 4  
20-43-25-00-00002.0060  
COMMISSION DISTRICT # 4 - ANDREW W. COY



PROJECT  
LOCATION

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

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): BAYSHORE INDUSTRIAL CAMPUS - PHASE-4  
7920 INTERSTATE COURT, N. FT. MYERS, FLORIDA

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.

VARNEY FIRE PROTECTION, INC.  
(NAME OF OWNER OR CONTRACTOR)

BY: [Signature]  
(SIGNATURE & TITLE)

STATE OF FLORIDA  
COUNTY OF Lee ) SS:

The foregoing instrument was signed and acknowledged before me this Second day of June 2023 by James Varney who has produced Known  
(Print or Type Name) (Type of Identification and Number)

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

[Signature]  
Notary Public Signature

Kathleen Freeman  
Printed Name of Notary Public

Kathleen A. Freeman  
Notary Commission # DD028440 EXPIRES  
May 22, 2005  
BONDED THRU TROY FAIR INSURANCE, INC.

(NOTARY SEAL)

### WAIVER AND RELEASE OF LIEN UPON FINAL PAYMENT

The undersigned lienor, in consideration of the final payment in the amount of THREE THOUSAND, FIVE HUNDRED, EIGHTEENTH 99/100 (\$ 3,518.95) DOLLARS hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to LAD CAPITAL CORP  
(insert the name of your customer)

on the job of RUSS ATREE to the following  
(insert the name of the owner)

described property: DAYSHORE INDUSTRIAL CAMPUS - PHASE 4  
(Name of Development/Project)

6" W.M. WOODBURN FOR FIRE LINE EXTENSION  
(Facilities Constructed)

7920 INTERSTATE COURT, N. FT MYERS, FL 33917  
(Project Location)

20-43-25-00-000.02.0060  
(STRAP(s) #)

Dated on 7/14/03

By: [Signature]  
(Signature of Authorized Representative)

VARNEY FIRE PROTECTION, INC.  
(Name of Firm or Corporation)

By: JAMES J. VARNEY  
(Print Name of Authorized Representative)

430 SE 9th Lane #4  
(Address)

Title: PRESIDENT

CAPE CORAL, FL. 33990  
(City, State & Zip)

Phone #: 239-458-1517

Fax #: 239-458-2911

STATE OF FLORIDA  
COUNTY OF LEE

The foregoing instrument was signed and acknowledged before me this 14<sup>th</sup> day of JULY 2003, by James Varney, who produced \_\_\_\_\_ as identification or who is personally known to me, and who did/did not take an oath.

Notary Public: [Signature]  
(Signature)

Notary Public Name: Kathleen Freeman  
(Print)

Notary Seal

My Commission Expires: \_\_\_\_\_



Kathleen A. Freeman  
MY COMMISSION # DD028440 EXPIRES  
May 22, 2005  
BONDED THRU TROY FAIN INSURANCE, INC.

LEE COUNTY  
FORMS - Waiver of Lien - Revised December 2002



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:

James Varney - PRESIDENT  
(Name & Title of Certifying Agent)

OF: VARNEY FIRE PROTECTION, INC.  
(Firm or Corporation)

ADDRESS: 930 SE 9TH LANE #4  
CAPE CORAL, FL. 33990

STATE OF FLORIDA )  
 ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 14<sup>th</sup> day of JULY,  
2003 by James Varney who has produced \_\_\_\_\_

\_\_\_\_\_  
(Print or Type Name)  
as identification, and who (did) (did not) take an oath.

\_\_\_\_\_  
(Type Of Identification and Number)

Kathleen Freeman  
Notary Public Signature

Kathleen Freeman  
Printed Name of Notary Public

Notary Commission Number \_\_\_\_\_  
Kathleen A. Freeman  
MY COMMISSION # DD028440 EXPIRES  
May 22, 2005  
BONDED THRU TROY FAIN INSURANCE, INC.



(NOTARY SEAL)