

LEE COUNTY BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20031242-UTL

1. REQUESTED MOTION:

**ACTION REQUESTED:** Approve final acceptance by Resolution, as a donation of a water distribution system and a gravity collection system serving *Timber Lake at Three Oaks (Phase III)*. This is a developer contributed asset project located on the south side of Winged Foot Drive, approximately 1/4 mile west of Three Oaks Blvd.

**WHY ACTION IS NECESSARY:** To provide potable water service, fire protection and sanitary sewer service to this phase of the residential development.

**WHAT ACTION ACCOMPLISHES:** Places the water and sewer systems into operation and complies with the Lee County Utilities Operations Manual.

2. DEPARTMENTAL CATEGORY: 10  
COMMISSION DISTRICT #: 5

C10D

3. MEETING DATE: 11-18-2003

4. AGENDA:

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- 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: 10/23/03

7. BACKGROUND:

This project is formerly a Gulf Environmental Services project; therefore, there is no previous Blue Sheet number. 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. As-builts 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 previously paid to Gulf Environmental Service. No funds required.

SECTIONS 10 TOWNSHIP 46S RANGE 25E DISTRICT #5 COMMISSIONER ALBION

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	
J. Lavender Date: 10-21-03	N/A Date:	N/A Date:	T. Osterhout Date: 10-23	[Signature] Date: 10/21/03	R.M. 10/29/03	[Signature] 10/30/03	[Signature] 10/29/03	[Signature] 10/29/03	J. Lavender Date: 10-29-03

10. COMMISSION ACTION:

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

Rec. by CoAtty  
Date: 10/29/03  
Time: 11:00 AM  
Forwarded To: City Admin  
10-29-03 1:10

RECEIVED BY COUNTY ADMIN: [Signature]  
10/29 2:30  
COUNTY ADMIN FORWARDED TO:  
10/30 1:10

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

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

WHEREAS, it is the desire of D. R. Horton, Inc., owner of record, to make a contribution to Lee County Utilities of water facilities (water distribution system), and sewer facilities (gravity collection system) serving **"TIMBER LAKE AT THREE OAKS (PHASE III)";** 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 **\$69,031.56** 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 (C): \_\_\_\_\_ (3)
- Commissioner Andrew Coy: \_\_\_\_\_ (4)
- Commissioner John 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 ATTORNEY

LETTER OF COMPLETION

DATE: 7/9/03

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 \_\_\_\_\_  
Timber Lake at Three Oaks Phase III  
\_\_\_\_\_  
(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: \_\_\_\_\_  
Waterline pressure test; inspection of gravity sewer

Very truly yours,

Barraco and Associates, Inc.  
(Owner or Name of Corporation)

*A.A. Barraco*  
(Signature) 7-9-03

President  
(Title)

SEAL OF ENGINEERING FIRM

FL Cert. of Auth. # 7995  
License # 38536





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

The undersigned lienor, in consideration of the final payment in the amount of Forty Thousand Two Hundred Fifty Two dollars and fifty six cents (\$40,252.56 ) hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to Continental Homes a D.r. Horton Company on the job of Timber Lake Phase 3 to the following described property:

Timberlake Phase 3

sanitary sewer system

(Name of Development/Project)

(Facilities Constructed)

Timber Lake Phase 3 Estero

Sect. 10 Twp 46s R 25E Lee C0

(Location)

(Strap # or Section, Township & Range)

(Please provide full name and location of development and a description of the utility system constructed).

Dated on: July 7, 2003

By: 

(Signature of Authorized Representative)

Mitchell & Stark Construction Co., Inc.

(Name of Firm or Corporation)

By: Brian Penner

(Print Name of Authorized Representative)

6001 Shirley Street

(Address of Firm or Corporation)

Phone #: (239)597-2165 Ext.25

Naples, FL 34109-

(City, State & Zip Of Firm Or Corporation)

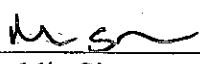
Fax#: (239)566-7865

STATE OF FL )

) SS:

COUNTY OF Collier )

The foregoing instrument was signed and acknowledged before me this 7 th day of JULY, 2003 by Brian Penner who is personally known to me - \_\_\_\_\_, and who did not take an oath.

  
(Notary Public Signature)

(Notary Seal & Commission Number)

Morris Sons

(Printed Name of Notary Public)



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]*  
Brian Penner  
(Name & Title of Certifying Agent)

OF: Mitchell + Stark Construction Inc.  
(Firm or Corporation)

ADDRESS: 6001 Shirley St.  
Naples, FL 34109

STATE OF Florida )  
COUNTY OF Collier ) SS:

The foregoing instrument was signed and acknowledged before me this 7 day of July, 2003 by Brian Penner who has produced RS60 0765 93480

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

(Type Of Identification and Number)

*[Signature]*

Notary Public Signature

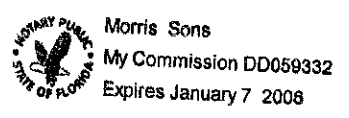
Morris Sons

Printed Name of Notary Public

DD 059332

Notary Commission Number

(NOTARY SEAL)





## CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: TIMBERLAKE PHASE 3

LOCATION: 10-46-25-00-00002.0020 now known as 10-46-25-09-00000-1020  
SECTION 10, TWP 46S, R 25E LEE COUNTY  
(Including STRAP)

NAME AND ADDRESS OF OWNER: CONTINENTAL HOMES A D.R. HORTON COMPANY  
1192 EAST NEWPORT CENTER DRIVE  
DEERFIELD BEACH, FL. 33442  
(as shown on Deed)

TYPE OF UTILITY SYSTEM: WATER  
(list water, sewer and effluent reuse separately)

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

Please list each element of the system, e.g. , pipe, fire hydrants, meters, valves, fittings, etc.

ITEM	SIZE	QUANTITY	UNIT	COST	TOTAL
8 INCH DR 18 WATERMAIN	8 INCH	1320	LF	\$11.80	\$15,576.00
8 INCH DR 14 WATERMAIN	8 INCH	56	LF	\$15.00	\$840.00
DOUBLE WATER SERVICES	1 INCH	12	EA	\$301.00	\$3,612.00
SINGLE WATER SERVICE	1 INCH	6	EA	\$236.00	\$1,416.00
FIRE HYDRANT	6 INCH	2	EA	\$2,287.00	\$4,574.00
8 INCH GATE VALVE	8 INCH	3	EA	\$574.00	\$1,722.00
8 INCH BLOWOFF	8 INCH	1	EA	\$1,039.00	\$1,039.00
			TOTAL AMOUNT		\$28,779.00

( If more space is required, use additional page(s). Number each page and include the name of the project).

