

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

Blue Sheet No. 20060138-UTL

**1. Action Requested/Purpose:**

Approve final acceptance, by Resolution, as a donation of water and gravity main extensions to provide potable water service, fire protection and sanitary sewer service to *RAILS END ESTATES*, an 11-lot residential development. This is a Developer Contributed asset project located on the north side of McGregor Boulevard at intersection of McGregor Boulevard and Shaddelee Lane.

**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 -**

*CIOA*

**5. Meeting Date:**

*02-28-2006*

**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: *[Signature]* 2/9/06  
Rick Diz, P. E., Utilities Director

**9. Background:**

The Board granted permission to construct on 07/08/03, Blue Sheet #20030726.  
 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 10    TOWNSHIP 45S    RANGE 24E    DISTRICT #2    COMMISSIONER ST CERNY

**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>2.10.06</u>	N/A	N/A	<i>T.O.</i> T. Osterhout Date: <u>2/9</u>	<i>[Signature]</i> S. Coovert Date: _____	<i>[Signature]</i> Date: <u>2/13/06</u>	<i>[Signature]</i> Date: <u>2/13/06</u>	<i>[Signature]</i> Date: <u>2/13/06</u>	<i>[Signature]</i> Date: <u>2/14/06</u>	<i>[Signature]</i> J. Lavender Date: <u>2.10.06</u>

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
 COUNTY ADMIN:  
2-10-06  
 4:10  
 COUNTY ADMIN  
 FORWARDED TO: *[Signature]*  
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Rec. by CoAtty  
 Date: 2/10/06  
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RESOLUTION NO. \_\_\_\_\_

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

WHEREAS, it is the desire of "Rails End Ft. Myers, LLC", owners of record, to make a contribution to Lee County Utilities of water facilities (a water main extension), and sewer facilities (a gravity main extension), serving **"RAILS END ESTATES"**; 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 **\$80,810.85** 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: \_\_\_\_\_  
TAMMARA HALL, CHAIRWOMAN

APPROVED AS TO FORM

\_\_\_\_\_  
OFFICE OF COUNTY ATTORNEY

**BS 20060138**

LETTER OF COMPLETION

DATE: 10/5/2005

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

Gentlemen:

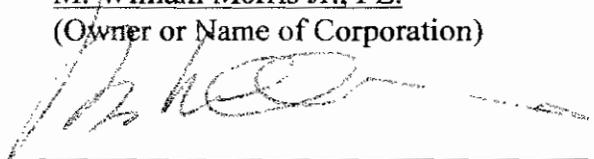
This is to certify that the **water distribution and sanitary sewer** systems located in  
Rails End Estates  
(Name of Development)

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,

M. William Morris Jr., PE.  
(Owner or Name of Corporation)

  
\_\_\_\_\_  
(Signature)

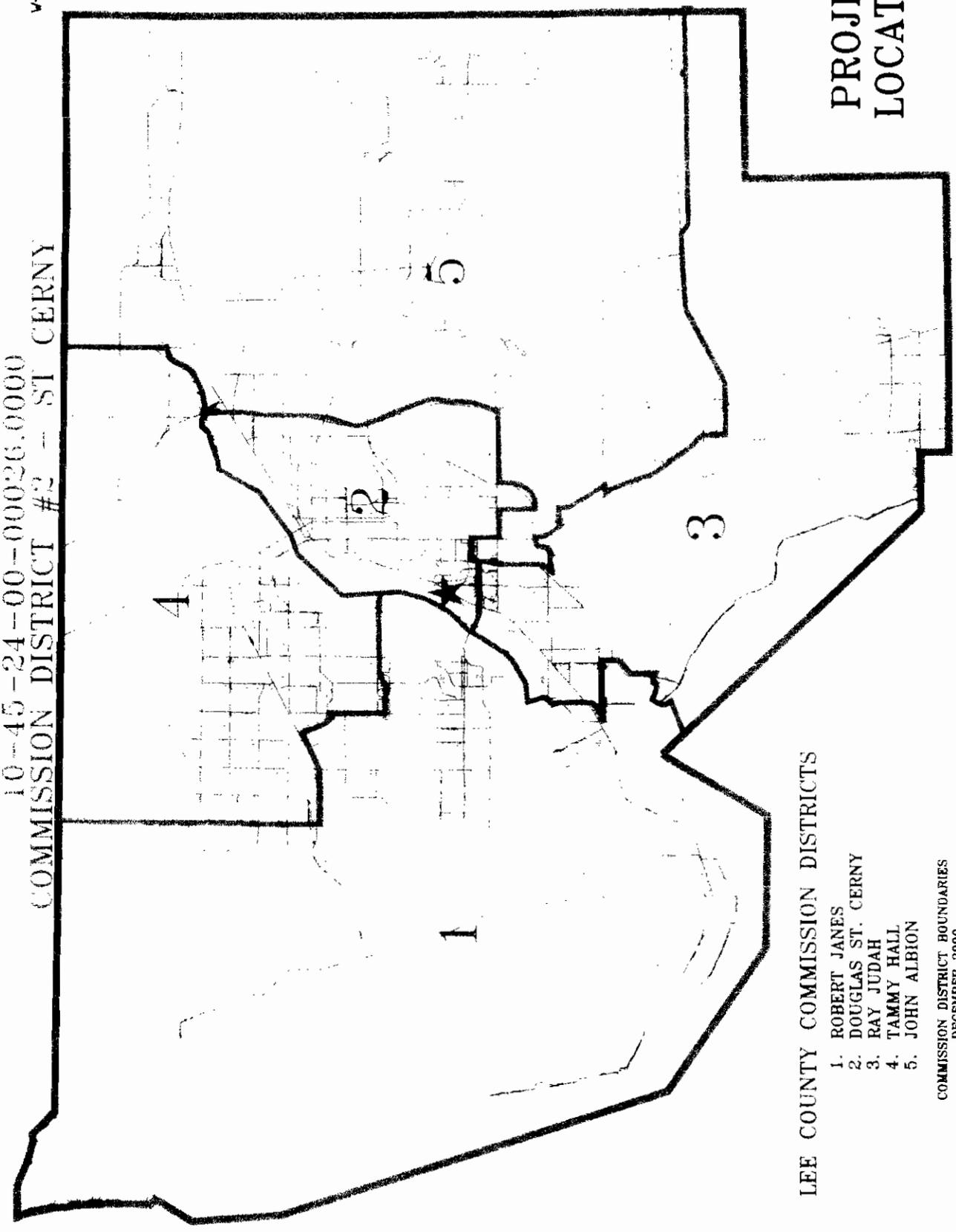
Authorized Agent  
(Title)

(Seal of Engineering Firm)

RECEIVED OCT 17 2005



RAIL'S END  
10--45-24-00-00026.0000  
COMMISSION DISTRICT #2 - ST CERNY



# PROJECT LOCATION

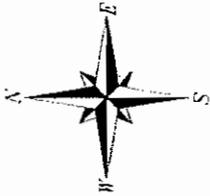
## LEE COUNTY COMMISSION DISTRICTS

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

COMMISSION DISTRICT BOUNDARIES  
DECEMBER 2000

**RAILS END**

**COMMISSION DISTRICT #2 - ST CERNY**



**SUBJECT PARCEL**

RIVER PALM DR

FERRER DR

BAKER DR

ALBERTA DR

WALTON DR

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**11760 MCGREGOR BLVD**

**10-45-24-00-00026.0000**

ORIGINAL 11.2

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Rails End 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.

Michael Sappah  
(Name of Owner/Contractor)

BY: *Michael Sappah*  
(Signature of Owner/Contractor)

STATE OF FL )  
 ) SS:  
COUNTY OF Lee )

The foregoing instrument was signed and acknowledged before me this 10 th day of JUNE, 2005 by Michael Sappah who is personally known to me - \_\_\_\_\_, and who did not take an oath.

*Bruce Monnier*  
Notary Public Signature

Bruce Monnier  
Printed Name of Notary Public



BRUCE MONNIER  
MY COMMISSION # DD 277366  
EXPIRES: December 25, 2007  
Bonded Thru Budget Notary Services

(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 *Michael Sappah*  
(Signature of Certifying Agent)

Michael Sappah President  
(Name & Title of Certifying Agent)

B.J. Enterprises, Inc.  
(Name of Firm or Corporation)

8102 Grady Dr  
(Address of Firm or Corporation)

N Fort Myers, FL 33917 -

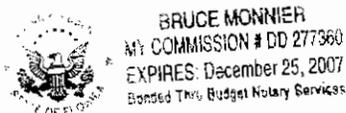
STATE OF FL )  
                  ) SS:  
COUNTY OF Lee )

The foregoing instrument was signed and acknowledged before me this 7 th day of June, 2005 by Michael Sappah who is personally known to me - \_\_\_\_\_, and who did not take an oath.

*Bruce Monnier*  
Notary Public Signature

Bruce Monnier  
Printed Name of Notary Public

\_\_\_\_\_  
Notary Commission Number



(NOTARY SEAL)

RECEIVED OCT 17 2005



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(Signature of Certifying Agent)

Michael Sappah President  
(Name & Title of Certifying Agent)

B.J. Enterprises, Inc.  
(Name of Firm or Corporation)

8102 Grady Dr  
(Address of Firm or Corporation)

N Fort Myers, FL 33917 -

STATE OF FL )  
                  ) SS:  
COUNTY OF Lee )

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[Signature]  
Notary Public Signature

Bruce Monnier  
Printed Name of Notary Public



BRUCE MONNIER  
MY COMMISSION # DD 277360  
EXPIRES: December 25, 2007  
Bonded Thru Budget Notary Services

\_\_\_\_\_  
Notary Commission Number

(NOTARY SEAL)

