

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

Blue Sheet No. 20060283-UTL

1. Action Requested/Purpose:

Approve final acceptance as a donation of six (6) water services to provide potable water to *Market Square, Lot 2* a recently constructed commercial building. This is a Developer Contributed asset project located on the south side of Daniels Parkway approximately 1,000' east of US 41.

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 - **CIOH** **5. Meeting Date:** **04-18-2006**

6. Agenda:	<input checked="" type="checkbox"/> Consent	7. Requirement/Purpose (specify)	<input type="checkbox"/> Statute	8. Request Initiated:
	<input type="checkbox"/> Administrative		<input type="checkbox"/> Ordinance	
	<input type="checkbox"/> Appeals		<input type="checkbox"/> Admin. Code	
	<input type="checkbox"/> Public		<input checked="" type="checkbox"/> Other	
	<input type="checkbox"/> Walk-On		<input type="checkbox"/> Approval	
		Commissioner _____ Department Public Works Division Utilities By: <i>[Signature]</i> 3/30/06 S. Ivan Velez, P. E., Acting Director		

9. Background:

Water services 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.
 Sanitary sewer service is provided by an existing privately owned and maintained on-site wastewater collection system which connects into the Lee County Utilities wastewater infrastructure located along Daniels Parkway.
 No funds required.

SECTION 24 TOWNSHIP 45 S RANGE 24 E 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: 3/30/06	N/A	N/A	<i>[Signature]</i> T. Osterhout Date: 3/30	<i>[Signature]</i> S. Covert Date: 4/14/06	<i>[Signature]</i> P.M. 4/14/06	<i>[Signature]</i> OR 4/14/06	<i>[Signature]</i> 4/4/06	<i>[Signature]</i> 4/14/06	<i>[Signature]</i> J. Lavender Date: 3/30/06

11. Commission Action:

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

RECEIVED BY COUNTY ADMIN: <i>[Signature]</i>
4-1-06
16 26
COUNTY ADMIN FORWARDED TO:
4-6-06 P.R.
12:00

Rec. by CoAtty
Date: 4/18/06
Time: 12:00 PM
Forwarded To:
4/18/06
8:45 AM

RESOLUTION NO.

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

WHEREAS, it is the desire of "HRS Ft Myers, LLC.", owner of record, to make a contribution to Lee County Utilities of water facilities (six water services), serving "Market Square, Lot 2"; 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 \$2,320.00 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 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 20060283-UTL

COPY

LETTER OF COMPLETION

DATE: 3/7/2006

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

Gentlemen:

This is to certify that the **water service(s)** located at
Lot 2, Shops at Market Square
(Name of Development/Project)

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:
Pressure Test(s) - Water Main / 4" Manifold / Services

Very truly yours,

Keith Rouss, HRS Realty Services
(Owner or Name of Corporation/Firm)



(Signature)

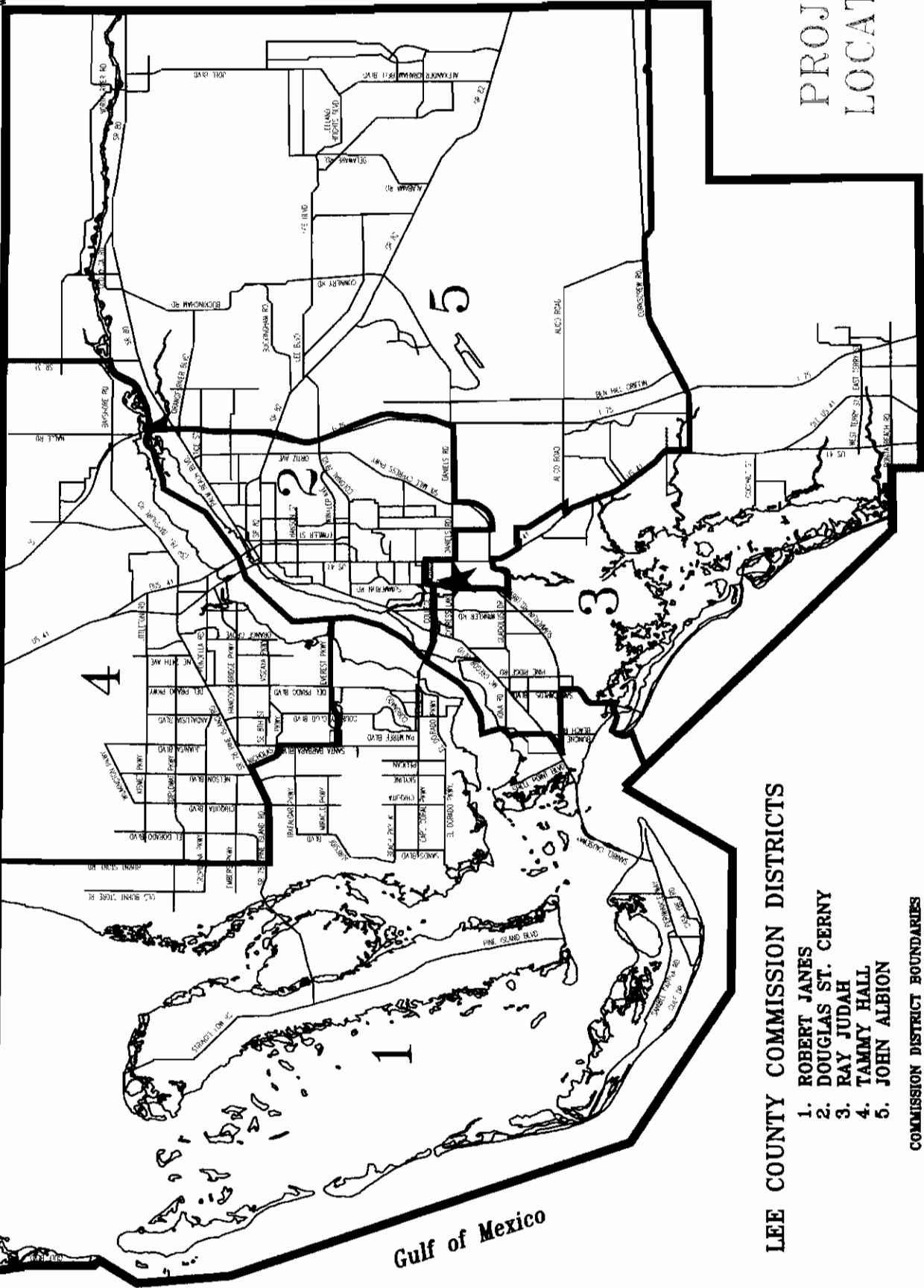
Bartley E. Arrington, Professional Engineer
(Name and Title)

(Seal of Engineering Firm)

PROJECT
LOCATION

SHOPS AT MARKET SQUARE, LOT 2
24-45-24-11-00000.002A

COMMISSION DISTRICT # 5 - JOHN ALBION



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

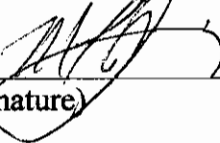
WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water system of Market Square ^{Lot 2} 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.

MAJ Contracting, Inc.
(Contractor/Company Name)

Mark Justice, President
(Authorized Representative, Title)


BY: 
(Signature)

STATE OF FL)
) SS:
COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 7 th day of March, 2006 by Mark Justice who is personally known to me - N/A , and who did not take an oath.


Notary Public Signature

Anthony Stefanacci
Printed Name of Notary Public

NOTARY PUBLIC-STATE OF FLORIDA
 **Anthony Stefanacci**
Commission # DD373721
Expires: NOV 21, 2008
Bonded Thru Atlantic Bonding Co., Inc.

(Notary Seal & Commission Number)

COPY

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 of Certifying Agent)

Mark Justice, President

(Name & Title of Certifying Agent)

MAJ Contracting, Inc.

(Name of Firm or Corporation)

10920 Wiles Rd.

(Address of Firm or Corporation)

Coral Springs, FL 33076 -

STATE OF FL)

) SS:

COUNTY OF LEE)

The foregoing instrument was signed and acknowledged before me this 7 th day of March, 2006 by Mark Justice who is personally known to me - _____, and who did not take an oath.

(Handwritten Signature)

Notary Public Signature

Anthony Stefanacci

Printed Name of Notary Public

DD373721

Notary Commission Number

NOTARY PUBLIC-STATE OF FLORIDA
Anthony Stefanacci
Commission # DD373721
Expires: NOV 21, 2008
Bonded Thru Atlantic Bonding Co., Inc.

(NOTARY SEAL)

