

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

Blue Sheet No. 20060848-UTL

1. Action Requested/Purpose:

Approve final acceptance, by Resolution as a donation of water, gravity and force main extensions to provide potable water service, fire protection and sanitary sewer service to *Bella Terra, Phases 3A-1, 3A-2 & 3A-4* - a phased residential development. This is a developer contributed asset project located on the south side of Corkscrew Road, approximately 1-2/3 miles west of Alico Road in Estero.

2. What Action Accomplishes:

Places the potable water and sanitary sewer facilities into operation and complies with the Lee County Utilities Operations Manual.

3. Management Recommendation:

Approval.

4. Departmental Category: 10 **C10L** **5. Meeting Date:** 08-01-2006

6. Agenda: <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	7. Requirement/Purpose (specify) Statute Ordinance Admin. Code <input checked="" type="checkbox"/> Other Approval	8. Request Initiated: Commissioner _____ Department Public Works Division Utilities By: <i>[Signature]</i> 6/22/06 S. Ivan Velez, P.E., Acting Director
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9. Background:

This project is located within the former Gulf Environmental Services' service area, however, it was built to Lee County Utilities' Standards and Specifications.
 The Board granted permission to construct on 07/27/04, Blue Sheet #20040860.
 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 pressure testing of the force main 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 29 TOWNSHIP 46S RANGE 26E DISTRICT #3 COMMISSIONER JUDAH

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: 6/14/06	N/A	N/A	<i>[Signature]</i> T. Osterhout Date: 6/22	<i>[Signature]</i> S. Coovert Date:	<i>[Signature]</i> P.M 6/28/06	<i>[Signature]</i> SR 6/28/06	<i>[Signature]</i> 6/28/06	<i>[Signature]</i> 6/26/06	<i>[Signature]</i> J. Lavender Date: 6/27/06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY COUNTY ADMIN: <i>[Signature]</i> 6/27/06 4:07 PM
COUNTY ADMIN FORWARDED TO: <i>[Signature]</i> 7/2 <i>[Signature]</i>

Rec. by CoAtty Date: 6/27/06 Time: 10:53 AM Forwarded To: Administrative
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RESOLUTION NO.

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

WHEREAS, it is the desire of "HABITAT LAKES, LLC", owner of record, to make a contribution to Lee County Utilities of water facilities (potable water service, fire protection), and sewer facilities (sanitary sewer service), serving "BELLA TERRA, PH 3A-1, 3A-2 & 3A-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 **\$531,601.50** 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

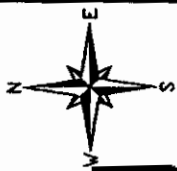
By: _____
TAMMARA HALL, CHAIRWOMAN

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

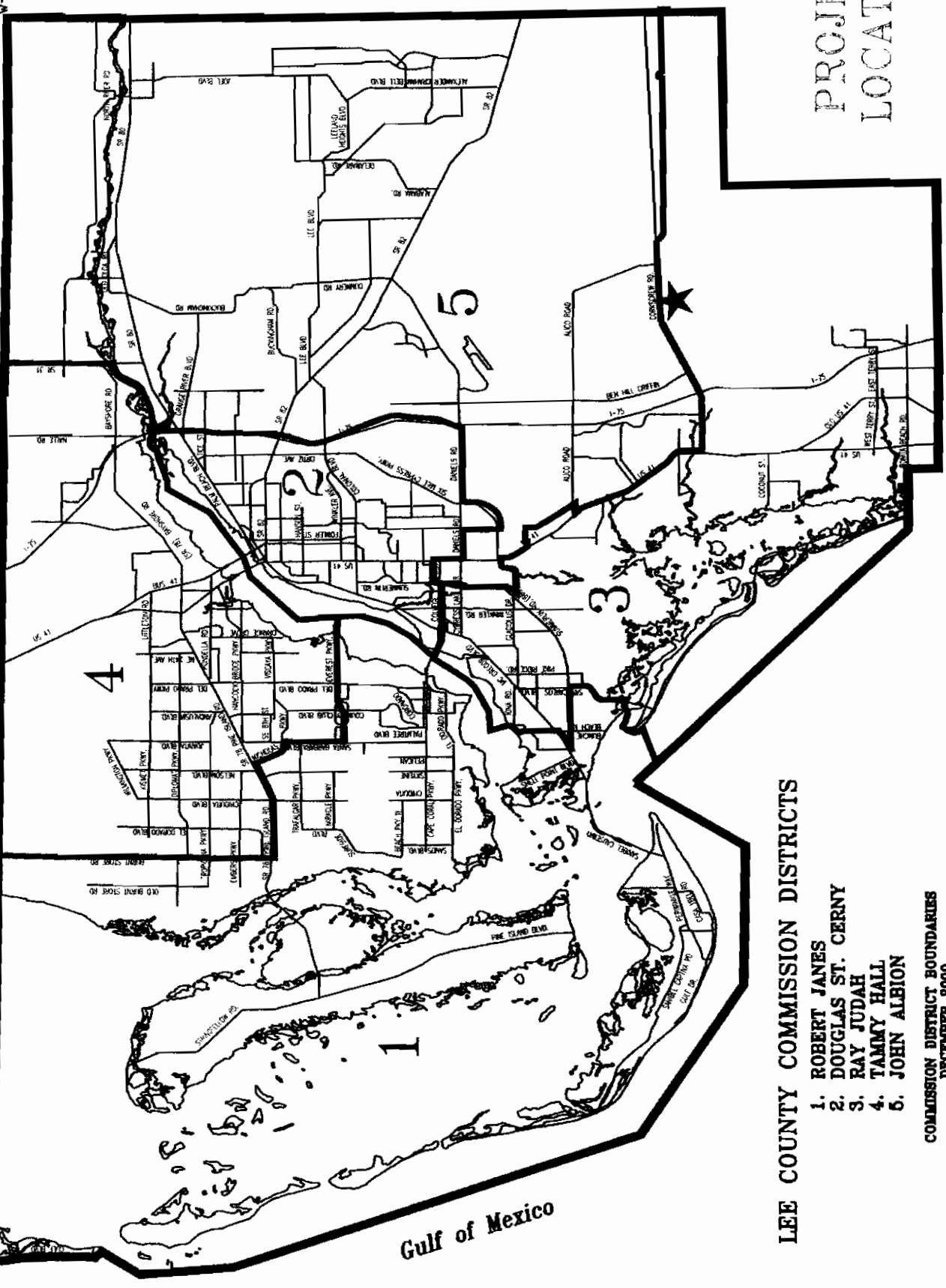
BS 20060848-UTL

**BELLA TERRA, PHASE 3A-1, 3A-2 & 3A-4
29-46-26-05-0000A.0000
COMMISSION DISTRICT # 3 - RAY JUDAH**



COPY

**PROJECT
LOCATION**

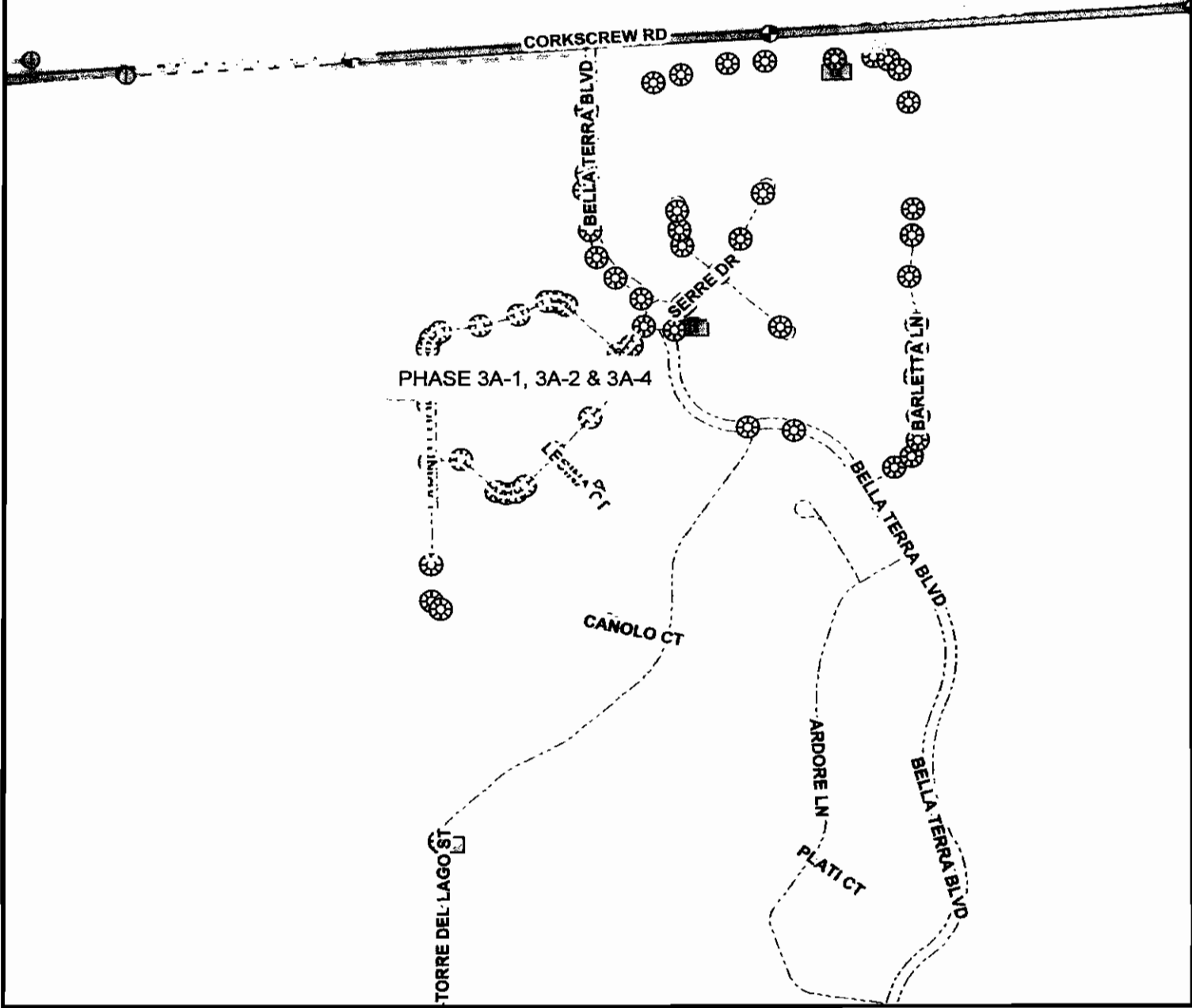


LEE COUNTY COMMISSION DISTRICTS

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

COMMISSION DISTRICT BOUNDARIES
DECEMBER 2000

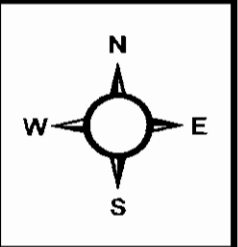
Gulf of Mexico



UTILITIES

LEE COUNTY

BELLA TERRA, PHASE 3A-1, 3A-2 & 3A-4
 29-46-26-02-0000A.0000
 COMMISSION DISTRICT #3
 RAY JUDAH



LETTER OF COMPLETION

DATE: 5/16/2006

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

Gentlemen:

This is to certify that the **water distribution and sanitary sewer** systems located in
BELLA TERRA - PHASES 3A-1
(Name of Development)

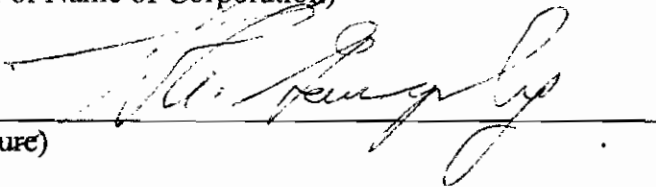
was designed by me and have been constructed in conformance with:
the approved plans and the approved specifications

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,

R. A. Gonzalez - Banks Engineering
(Owner or Name of Corporation)

(Signature)



P.E.14629, Engineering Director
(Title)

(Seal of Engineering Firm)

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)

Brenda K. Merchant

(Name & Title of Certifying Agent)

Haleakala Construction, Inc.

(Name of Firm or Corporation)

5758 Taylor Road

(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)

) SS:

COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 16 th day of May, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.



Notary Public Signature

Linda Mahon

Printed Name of Notary Public

DD177119

Notary Commission Number



(NOTARY SEAL)

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

[Handwritten Signature]

(Signature of Certifying Agent)

Brenda K. Merchant

(Name & Title of Certifying Agent)

Haleakala Construction, Inc.

(Name of Firm or Corporation)

5758 Taylor Road

(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)

) SS:

COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 16 th day of May, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.

[Handwritten Signature]

Notary Public Signature

Linda Mahon

Printed Name of Notary Public

DD177119

Notary Commission Number



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(NOTARY SEAL)

LETTER OF COMPLETION

DATE: 5/16/2006

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

Gentlemen:

This is to certify that the **water distribution and sanitary sewer** systems located in
BELLA TERRA - PHASES 3A-2
(Name of Development)

was 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,

R. A. Gonzalez - Banks Engineering
(Owner or Name of Corporation)

(Signature)

P.E. I4629, Engineering Director
(Title)

(Seal of Engineering Firm)

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer systems of Bella Terra - Phase 3A-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.

Haleakala Construction, Inc.
(Contractor/Company Name)

Brenda K. Merchant/Authorized Agent
(Authorized Representative, Title)

BY: [Signature]
(Signature)

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 16 th day of May, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.

[Signature]
Notary Public Signature

Linda Mahon
Printed Name of Notary Public



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc

(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 

(Signature of Certifying Agent)

Brenda K. Merchant
(Name & Title of Certifying Agent)

Haleakala Construction, Inc.
(Name of Firm or Corporation)

5758 Taylor Road
(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 16 th day of May, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.


Notary Public Signature

Linda Mahon
Printed Name of Notary Public

DD177119
Notary Commission Number



(NOTARY SEAL)

RECEIVED MAY 19 2006

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)

Brenda K. Merchant

(Name & Title of Certifying Agent)

Haleakala Construction, Inc.

(Name of Firm or Corporation)

5758 Taylor Road

(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)

) SS:

COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 16th day of May, 2006 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.

Linda Mahon
Notary Public Signature

Linda Mahon
Printed Name of Notary Public

DD177119
Notary Commission Number



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc

(NOTARY SEAL)

RECEIVED MAY 19 2006

LETTER OF COMPLETION

DATE: 5/11/2006

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

Gentlemen:

This is to certify that the **sanitary sewer** system located in
BELLA TERRA - PHASE 3A-4
(Name of Development)

was 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) - Force Main

Very truly yours,

R. A. Gonzalez - Banks Engineering, Inc.
(Owner or Name of Corporation)


(Signature)

P.E.14629, Engineering Director
(Title)

(Seal of Engineering Firm)



(Forms - Letter of Completion - Revised 08/2003)

S:\Jobs\15xx\1580\Documents\Utilities\Ph3A\1580ph3a4-lcu-Letter of Completion2.doc

RECEIVED MAY 19 2006

WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the sewer system of Bella Terra - Phase 3A-4 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.

Haleakala Construction, Inc.
(Contractor/Company Name)

Brenda K. Merchant
(Authorized Representative, Title)

BY: [Signature]
(Signature)

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 7 th day of November, 2005 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.

[Signature]
Notary Public Signature

LINDA MAHON
Printed Name of Notary Public



Linda Mahon
Commission #DD177119
Expires: Feb 21, 2007
Bonded Thru
Atlantic Bonding Co., Inc.

(Notary Seal & Commission Number)

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: Bella Terra - Phase 3A-4

STRAP NUMBER: 29-46-26-01-0000A.10CE , 29-46-26-02-0000A.0000 and 29-46-26-05-000A1.0000

LOCATION: Bella Terra Blvd., Estero, FL 33928

OWNER'S NAME: (as shown on Deed) Habitat Lakes, LLC

OWNER'S ADDRESS: 782 NW 42nd Avenue, Suite 630

OWNER'S ADDRESS: Miami, FL 33126-

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

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

ITEM	SIZE	QUANTITY	UNIT	UNIT COST	TOTAL
PVC C-900 DR-18 FORCE MAIN	8"	2,129.0	LF	\$16.10	\$34,276.90
PVC C-900 DR-14 FORCE MAIN	8"	66.0	LF	\$18.00	\$1,188.00
ASSORTED FITTINGS	8"	2.0	EA	\$200.00	\$400.00
ASSORTED FITTINGS	8"	1.0	EA	\$250.00	\$250.00
PLUG VALVE	8"	1.0	EA	\$5,000.00	\$5,000.00
TOTAL					\$41,114.90

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

RECEIVED NOV - 7 2005



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]
(Signature of Certifying Agent)

Brenda K. Merchant
(Name & Title of Certifying Agent)

Haleakala Construction, Inc.
(Name of Firm or Corporation)

5758 Taylor Road
(Address of Firm or Corporation)

Naples, FL 34109 -

STATE OF FL)
) SS:
COUNTY OF Collier)

The foregoing instrument was signed and acknowledged before me this 7th day of November, 2005 by Brenda K. Merchant who is personally known to me - _____, and who did not take an oath.

[Signature]
Notary Public Signature

LINDA MAHON
Printed Name of Notary Public

DD177119
Notary Commission Number



(NOTARY SEAL)

RECEIVED NOV - 7 2005