

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

**Blue Sheet No. 20060893-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 *Cypress Bend at Shadow Wood Preserve*, a phased residential development. This is a developer contributed asset project located on the west side of S. Tamiami Trail, approximately 2 miles south 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 – Utilities **C10X**

**5. Meeting Date:** **08-01-2006**

**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: *S. I. Velez* **7/13/06**  
**S. Ivan Velez, P.E., Acting Director**

**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 03/15/05, Blue Sheet #20050142.

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 18 TOWNSHIP 46S RANGE 25E 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>J. Lavender</i> Date: <b>7.17.06</b>	N/A	N/A	<i>T.O.</i> T. Osterhout Date: <b>7/13</b>	<i>S. Covert</i> S. Covert Date:	<i>J. Lavender</i> 7/19/06	<i>J. Lavender</i> 7/19/06	<i>J. Lavender</i> 7/19/06	<i>J. Lavender</i> 7/19/06	<i>J. Lavender</i> Date: <b>7.17.06</b>

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
COUNTY ADMIN: *[Signature]*  
7-18-06 4:00 PM  
COUNTY ADMIN  
FORWARDED TO: *[Signature]*  
7/19/06  
2:15 PM

County Atty  
7/19/06  
Forwarded To:  
C. Lavender  
7/19/06

RESOLUTION NO.

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

WHEREAS, it is the desire of "Long Bay Partners, LLC", owner of record, to make a contribution to Lee County Utilities of water facilities (Potable water, fire protection), and sewer facilities (Gravity main and sanitary sewer service), serving "CYPRESS BEND AT SHADOW WOOD PRESERVE"; 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 \$105,333.07 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 20060893-UTL**

**COPY**

LETTER OF COMPLETION

DATE: August 3, 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** system located in  
Cypress Bend in Shadow Wood Preserve  
(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 , Low Pressure Test(s) - Gravity Main ,  
TV Inspection, Mandrill - Gravity Main and Bacteriological Test**

Very truly yours,

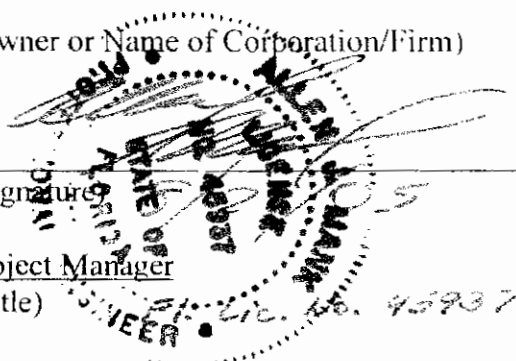
Allen J. Mank, P.E.  
Johnson Engineering, Inc. (E.B #642)  
2158 Johnson Street  
Fort Myers, FL 33901

(Owner or Name of Corporation/Firm)

(Signature)

Project Manager

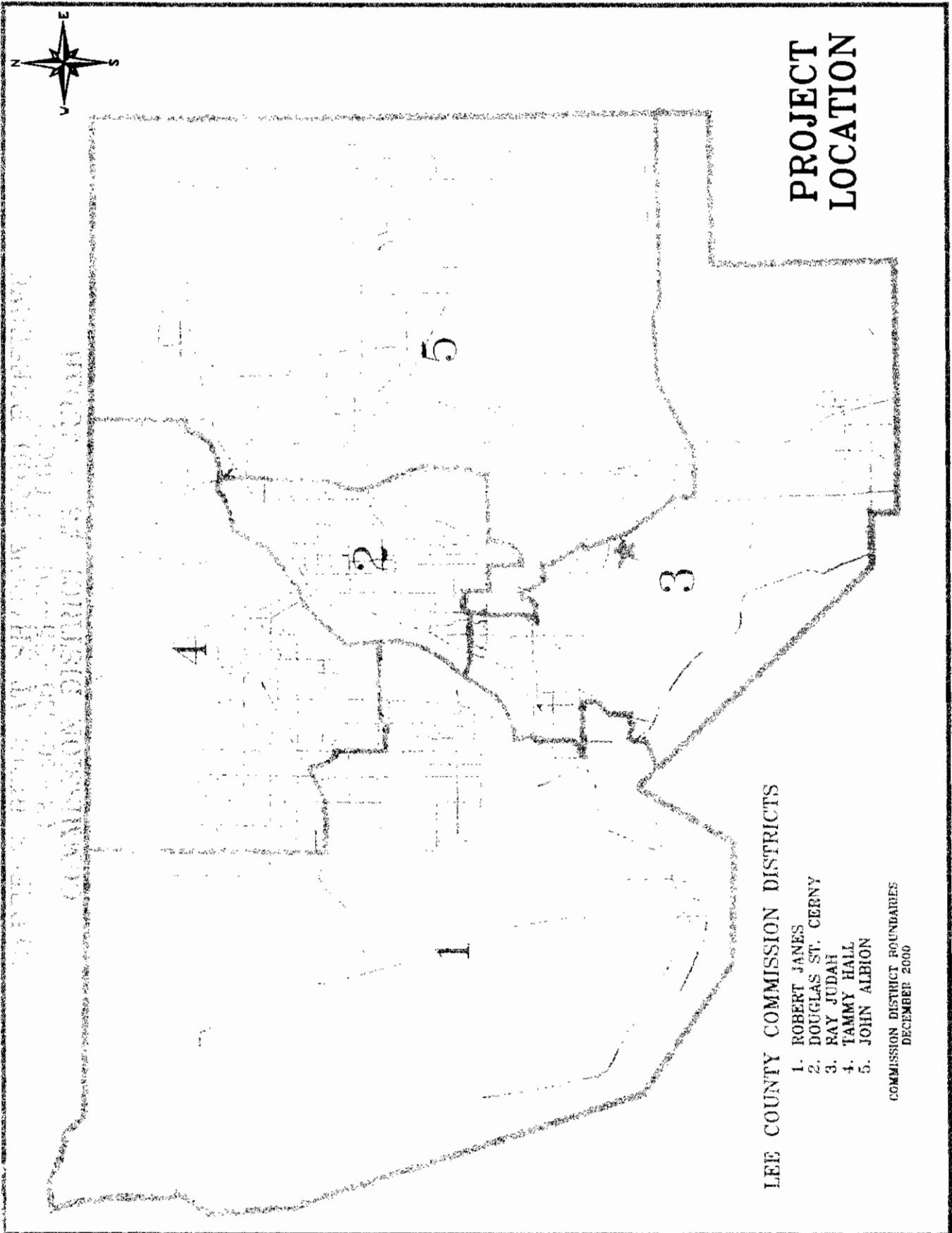
(Title)



(Seal of Engineering Firm)

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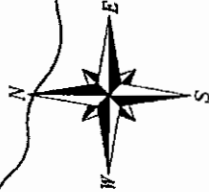
**COPY**



**COPY**

**CYPRESS BEND AT SHADOW WOOD PRESERVE**

**COMMISSION DISTRICT #3 - JUDAH**



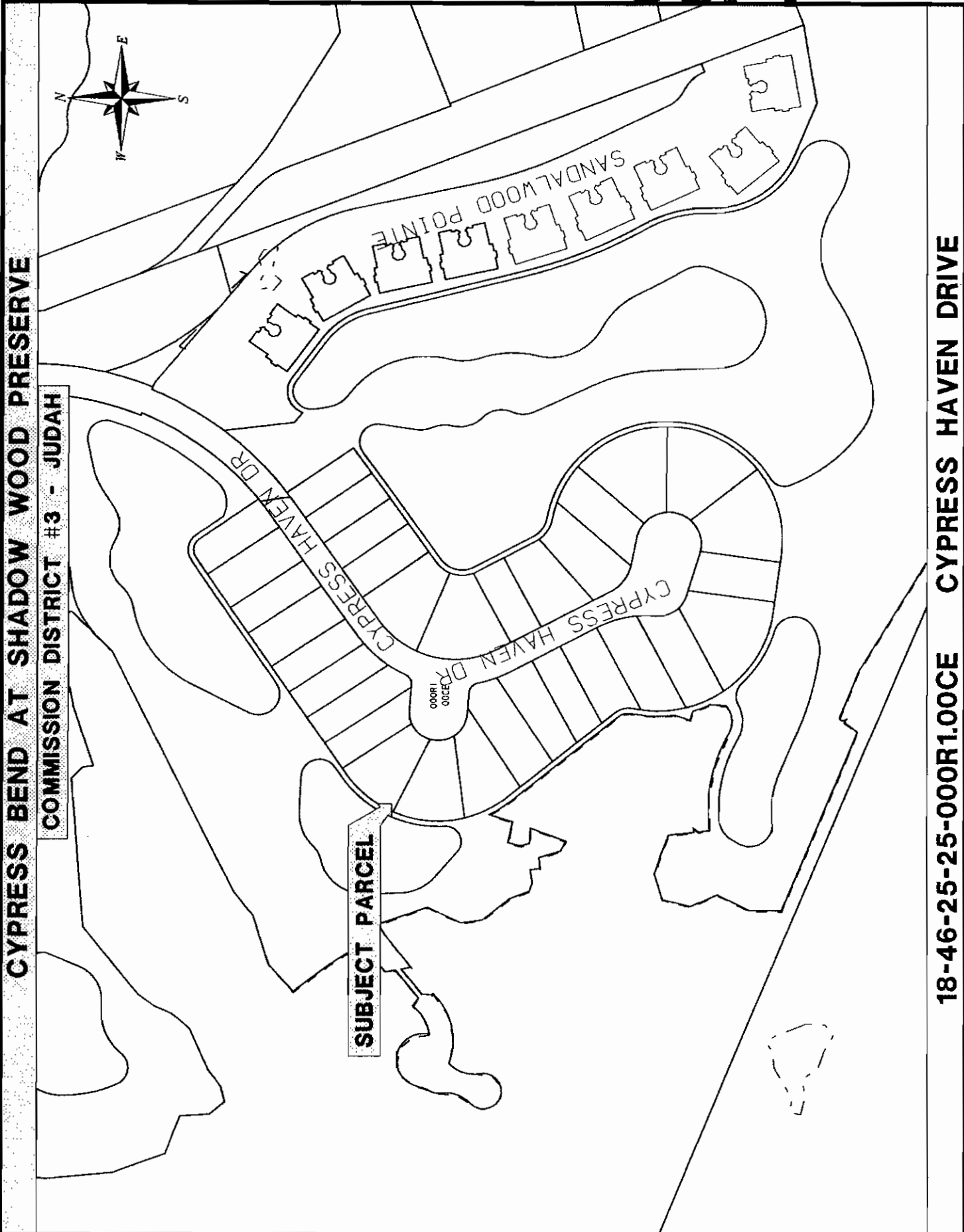
**SUBJECT PARCEL**

SANDALWOOD POINTE

CYPRESS HAVEN DR

CYPRESS HAVEN DR

**18-46-25-25-000R1.00CE CYPRESS HAVEN DRIVE**




WARRANTY

THE UNDERSIGNED parties do hereby warrant and/or guaranty all work executed by the contractor on the water and sewer system of Cypress Bend at Shadow Wood Preserve 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

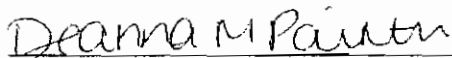
It is furthermore understood that the consideration for the giving of this warranty and/or guaranty is the requirement by the General Conditions and Specifications under which the contract was let that such warranty and/or guaranty would be given.

Guymann Construction of Florida Inc  
(Name of Owner/Contractor)

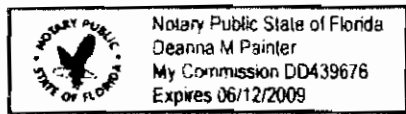
BY:   
(Signature of Owner/Contractor)

STATE OF FL )  
 ) SS:  
COUNTY OF LEE )

The foregoing instrument was signed and acknowledged before me this 25 th day of JULY, 2005 by Fred Russell who is personally known to me - \_\_\_\_\_, and who did not take an oath.

  
Notary Public Signature

Deanna Painter  
Printed Name of Notary Public



(Notary Seal & Commission Number)

WAIVER AND RELEASE OF LIEN  
UPON FINAL PAYMENT

COPY

The undersigned lienor, in consideration of the final payment in the amount of  
One hundred five thousand three hundred thirty three dollars and seven cents(\$105,333.07 )  
hereby waives and releases its lien and right to claim a lien for labor, services, or materials furnished to  
Long Bay Partners, LLC on the job of Cypress Bend at Shadow Wood Preserve to the following  
described property:

Cypress Bend at Shadow Wood Preserve  
(Name of Development/Project)

water distribution and sanitary sewer systems  
(Facilities Constructed)

South end of Shadow Creek Blvd.  
(Location)

18-46-25-25-000R1.00CE  
(Strap # or Section, Township & Range)

Dated on: August 11, 2005

By: [Signature]  
(Signature of Authorized Representative)

Guymann Construction of FL, Inc.  
(Name of Firm or Corporation)

By: Fred Russell  
(Print Name of Authorized Representative)

5686 Youngquist Rd.  
(Address of Firm or Corporation)

Title: Vice President

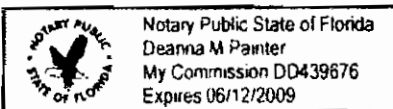
Ft. Myers , FL 33912-  
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)481-6545 Ext.15

Fax#: (239)481-9255

STATE OF FL )  
 ) SS:  
COUNTY OF Lee )

The foregoing instrument was signed and acknowledged before me this 11 th day of August, 2005 by  
Fred Russell who is personally known to me - \_\_\_\_\_, and who did not take an oath.



(Notary Seal & Commission Number)

Deanna M Painter  
(Notary Public Signature)

Deanna M Painter  
(Printed Name of Notary Public)

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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)

Fred Russell - Vice President

(Name & Title of Certifying Agent)

Guymann Construction of FL, Inc.

(Name of Firm or Corporation)

5686 Youngquist Rd.

(Address of Firm or Corporation)

Ft. Myers, FL 33912 -

STATE OF FL )

) SS:

COUNTY OF Lee )

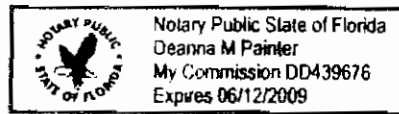
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Deanna M Painter

Notary Public Signature

Deanna M Painter

Printed Name of Notary Public



DD439676

Notary Commission Number

(NOTARY SEAL)

RECEIVED SEP 27 2005



**CERTIFICATION OF CONTRIBUTORY ASSETS**

PROJECT NAME: Cypress Bend at Shadow Wood Preserve

STRAP NUMBER: 18-46-25-25-000R1.00CE

LOCATION: South end of Shadow Creek Blvd. in Shadow Wood Preserve

OWNER'S NAME: (as shown on Deed) Long Bay Partners, LLC

OWNER'S ADDRESS: 9990 Coconut Rd., Suite 202

OWNER'S ADDRESS: Bonita Springs, FL 34135-

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 SDR-26 GRAVITY MAIN	10"	490.0	LF	\$27.89	\$13,666.10
PVC SDR-26 GRAVITY MAIN	8"	726.0	LF	\$19.00	\$13,794.00
MANHOLE GRAVITY MAIN	4'	9.0	EA	\$2,449.13	\$22,042.17
SINGLE SEWER SERVICE W/CLEANOUT GRAVITY MAIN	6"	12.0	EA	\$514.00	\$6,168.00
DOUBLE WATER SERVICE/COMPLETE GRAVITY MAIN	6"	10.0	EA	\$490.00	\$4,900.00
<b>TOTAL</b>					<b>\$60,570.27</b>

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

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X



(Signature of Certifying Agent)

Fred Russell - Vice President

(Name & Title of Certifying Agent)

Guymann Construction of FL, Inc.

(Name of Firm or Corporation)

5686 Youngquist Rd.

(Address of Firm or Corporation)

Ft. Myers , FL 33912 -

STATE OF FL )

) SS:

COUNTY OF Lee )

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Deanna M Painter

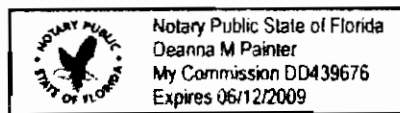
Notary Public Signature

Deanna M Painter

Printed Name of Notary Public

DD439676

Notary Commission Number



(NOTARY SEAL)

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