

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

Blue Sheet No. 20061459-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 *Shops at Verandah*, a recently constructed commercial development. This is a Developer Contributed asset project located on the south side of State Road 80, approximately 1/2 mile east of State Road 31.

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 – Utilities **CIOA** **5. Meeting Date:** DEC 05 2006

6. Agenda:	7. Requirement/Purpose (specify)	8. Request Initiated:
<input checked="" type="checkbox"/> Consent	<input type="checkbox"/> Statute	Commissioner
<input type="checkbox"/> Administrative	<input type="checkbox"/> Ordinance	Department <u>Public Works</u>
<input type="checkbox"/> Appeals	<input type="checkbox"/> Admin. Code	Division <u>Utilities</u>
<input type="checkbox"/> Public	<input checked="" type="checkbox"/> Other <u>Approval</u>	By: <u>Douglas L. Meurer 11-16-2006</u>
<input type="checkbox"/> Walk-On		Douglas L. Meurer, P.E., Director

9. Background:

The Board granted permission to construct on 05-10-05, Blue Sheet #20050508.
 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 36 TOWNSHIP 43S RANGE 25 & 26 E DISTRICT #5 COMMISSIONER MANN

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager / P.W. Director
					Analyst	Risk	Grants	Mgr.	
<u>J. Lavender</u> Date: <u>11-17-06</u>	N/A	N/A	<u>T.O.</u> T. Osterhout Date: <u>11/16</u>	<u>S. Covert</u> S. Covert Date: <u>11/20/06</u>	<u>RK</u> Date: <u>11/21</u>	<u>US</u> Date: <u>11/21</u>	<u>KS</u> Date: <u>11/21/06</u>	<u>JL</u> Date: <u>11/21/06</u>	<u>J. Lavender</u> Date: <u>11-17-06</u>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
COUNTY ADMIN:
11/21/06
8:40 am MF
COUNTY ADMIN
FORWARDED TO:
PR 11-21-06
12:45

Rec. by CoAtty
Date: 11/20/06
Time: 2:40pm
Forwarded To:
11/20/06
4:10pm

RESOLUTION NO.

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

WHEREAS, it is the desire of "The Shops at Verandah, LTD", owner of record, to make a contribution to Lee County Utilities of water facilities (a water main extension, fire protection), and sewer facilities (a gravity main extension, sanitary sewer service), serving "Shops at Verandah"; 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 **\$264,472.06** 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 Brian Bigelow: _____ (2)
- Commissioner Ray Judah: _____ (3)
- Commissioner Tammara Hall: _____ (4)
- Commissioner Frank Mann: _____ (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: _____
CHAIR

APPROVED AS TO FORM

OFFICE OF COUNTY ATTORNEY

BS 20061459-UTL

COPY

LETTER OF COMPLETION

DATE: 12/20/2005

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 gravity collection systems** located at
The Shops at Verandah
(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:
**Bacteriological Test , Pressure Test(s) - Water Main , Low Pressure Test(s) - Gravity Main
and TV Inspection, Mandrill - Gravity Main**

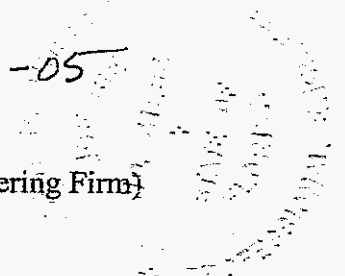
Very truly yours,

Vanasse & Daylor, LLP.
(Owner or Name of Corporation/Firm)



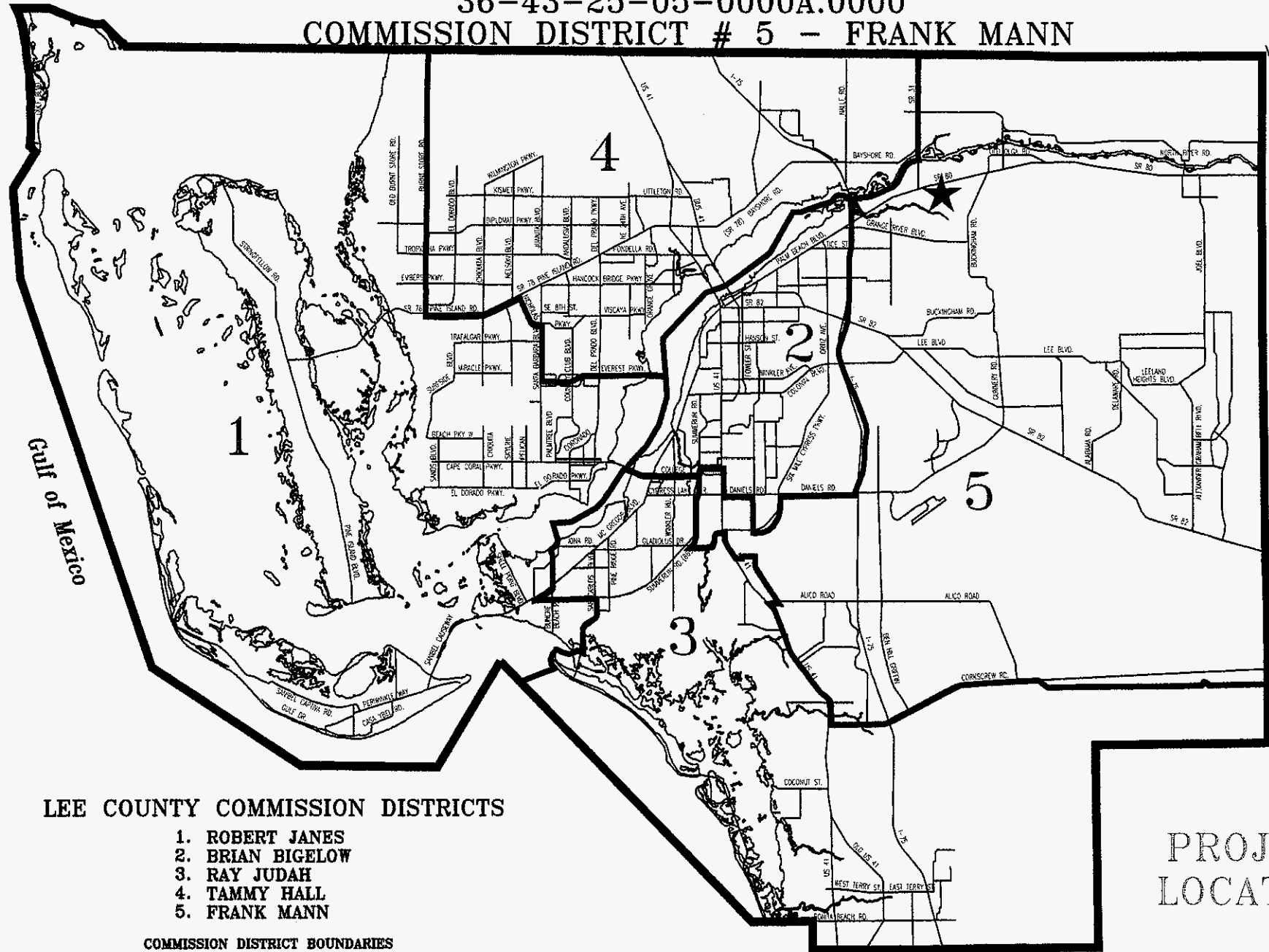
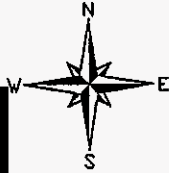
(Signature)

John R. Musser, P.E., FL#31285
(Name and Title)

12-20-05

(Seal of Engineering Firm)

RECEIVED JAN 17 2006

SHOPS AT VERANDAH
36-43-25-05-0000A.0000
COMMISSION DISTRICT # 5 - FRANK MANN



COPY

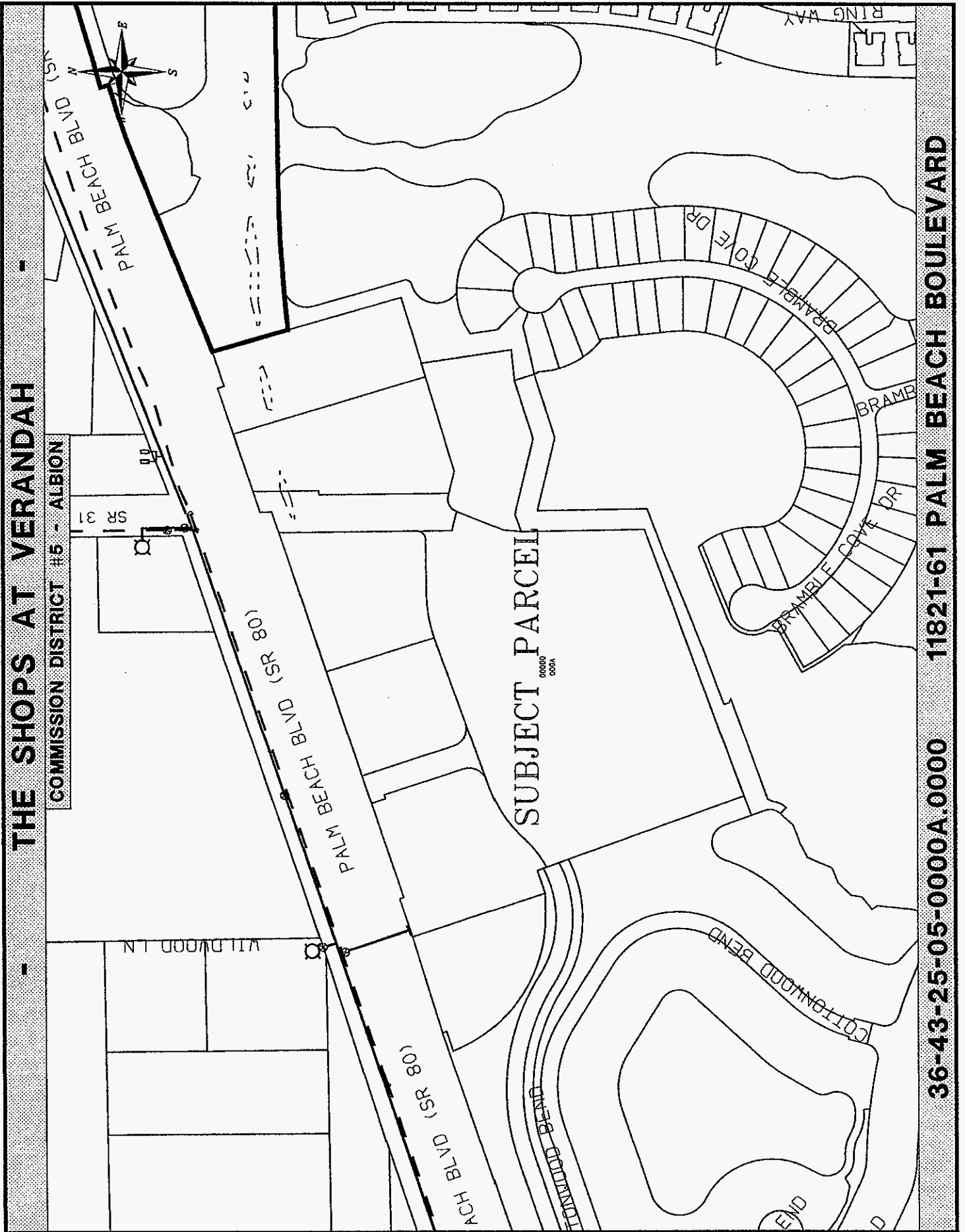
LEE COUNTY COMMISSION DISTRICTS

- 1. ROBERT JANES
- 2. BRIAN BIGELOW
- 3. RAY JUDAH
- 4. TAMMY HALL
- 5. FRANK MANN

COMMISSION DISTRICT BOUNDARIES
 DECEMBER 2000

PROJECT
 LOCATION

COPY



THE SHOPS AT VERANDAH

COMMISSION DISTRICT #5 - ALBION

SUBJECT PARCEL

11821-61 PALM BEACH BOULEVARD

36-43-25-05-0000A.0000

WARRANTY

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

(Name of Owner/Contractor)

BY: 

(Signature of Owner/Contractor)

STATE OF FL)

) SS:

COUNTY OF COLLIER)

The foregoing instrument was signed and acknowledged before me this 13 th day of SEPT, 2005 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



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

(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
TWO HUNDRED SIXTY FOUR THOUSAND FOUR HUNDRED SEVENTY TWO DOLLARS AND
SIX CENTS(\$264,472.06) hereby waives and releases its lien and right to claim a lien for labor,
services, or materials furnished to THE SHOPS AT VERANDAH, LTD on the job of THE SHOPS AT
VERANDAH to the following described property:

THE SHOPS AT VERANDAH
(Name of Development/Project)

water distribution and sanitary sewer systems
(Facilities Constructed)

PALM BEACH ROAD
(Location)

36-43-25-05-0000A.0000
(Strap # or Section, Township & Range)

Dated on: December 26, 2005

By: [Signature]
(Signature of Authorized Representative)

HALEAKALA CONSTRUCTION INC.
(Name of Firm or Corporation)

By: BRENDA K. MERCHANT
(Print Name of Authorized Representative)

5758 TAYLOR ROAD
(Address of Firm or Corporation)

Title: AUTHORIZED AGENT

NAPLES, FL 34109-
(City, State & Zip Of Firm Or Corporation)

Phone #: (239)598-1968 Ext.

Fax#: (239)598-9418

STATE OF FL)
) SS:
COUNTY OF COLLIER)

The foregoing instrument was signed and acknowledged before me this 26 th day of December, 2005
by BRENDA K. MERCHANT who is personally known to me - _____, and who did not take an oath.



(Notary Seal & Commission Number)

[Signature]
(Notary Public Signature)

LINDA MAHON
(Printed Name of Notary Public)

RECEIVED JAN 17 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 AUTHORIZED AGENT

(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)

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Linda Mahon

Notary Public Signature

LINDA MAHON

Printed Name of Notary Public

DD177119

Notary Commission Number



(NOTARY SEAL)

RECEIVED JAN 17 2006

CERTIFICATION OF CONTRIBUTORY ASSETS

PROJECT NAME: THE SHOPS AT VERANDAH

STRAP NUMBER: 36-43-25-05-0000A.0000 ,

LOCATION: 11821-61 PALM BEACH BLVD

OWNER'S NAME: (as shown on Deed) THE SHOPS AT VERANDAH, LTD

OWNER'S ADDRESS: 26811 SOUTH BAY DRIVE, SUITE 350

OWNER'S ADDRESS: BONITA SPRINGS,FL 34134-

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	8"	2,011.0	LF	\$34.00	\$68,374.00
MANHOLE	4'	10.0	EA	\$4,000.00	\$40,000.00
DOUBLE SEWER SERVICE W/CLEANOUT	6"	12.0	EA	\$1,572.23	\$18,866.76
SINGLE SEWER SERVICE W/CLEANOUT	6"	7.0	EA	\$1,472.23	\$10,305.61
SINGLE SEWER SERVICE W/CLEANOUT	4"	2.0	EA	\$801.20	\$1,602.40
TOTAL					\$139,148.77

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

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CERTIFYING:

X

(Signature of Certifying Agent)

BRENDA K. MERCHANT AUTHORIZED AGENT

(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)

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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)



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