

District 1, Vice Chairman

Kevin Ruane

District 2

Cecil L Pendergrass

District 3

Ray Sandelli

District 4

Brian Hamman

District 5, Chairman

Mike Greenwell

**Lee Board of County
Commissioners
Regular Meeting Agenda**

October 15, 2024

9:30 AM

County Manager

Dave Harner, II

County Attorney

Richard Wm. Wesch

Commission Chambers

2120 Main Street

Fort Myers, FL 33901

If you plan to address the Board, please complete a "Public Comment Card" located on the table outside the Chamber entrance. Completed cards should be returned to the Staff table at the right of the podium prior to the start of the meeting.

NOTE: During this meeting the Board may convene and take action in its capacity as the Lee County Port Authority.

Lee County will not discriminate against individuals on the basis of race, color, national origin, sex, age, disability, religion, income or family status. To request language interpretation, document translation or an ADA-qualified reasonable modification at no charge to the requestor, contact Raphaella Morais-Peroba, by email - ADArequests@leegov.com, phone - (239) 839-8272, or Florida Relay Service 711, at least five business days in advance. El Condado de Lee brindará servicios de traducción sin cargo a personas con el idioma limitado del inglés.

Invocation - Pastor Jeff Chitwood

Pledge of Allegiance

Ceremonial Presentations

Recap

Consent Agenda

- Items to be pulled for discussion by the Board
 - Public comment on balance of items
- Motion to approve balance of items
- Consideration of items pulled for discussion
 - Public comment taken on each pulled item as it is considered

Administrative Agenda

Public Hearings

Walk-ons and Carry-overs

Commissioners' Items/Committee Appointments

County Manager Items

County Attorney Items

Public Presentation of Matters by Citizens

Adjourn

TRANSCRIPT**1. 10/15/24 Agenda Transcript**

Funding:

Current Year Dollar Amount:
Included in the Current
Budget?:
Fund:
Comments:

Item Summary:**PROCLAMATIONS**

2. **Red Ribbon Week (Commissioner Pendergrass)**
3. **Parks CAPRA Certification (Commissioner Ruane)**
4. **Case Manager Month (Commissioner Sandelli)**

RECAP

5. **10/15/25 Agenda Recap - REVISED 10/15**

CONSENT AGENDA

CLERK OF THE COURTS

1. **Approve and Record County Disbursements per Florida Law**

Funding:

Current Year Dollar Amount: No funding required.
Included in the Current N/A
Budget?:
Fund: N/A
Comments:

Item Summary:

Chapter 136.06(1), Florida Statute requires that all County disbursements be recorded in the Minutes of the Board. This is for the check and wire registers viewable on the [Clerk's website](#).

COMMUNITY DEVELOPMENT

2. **Approve Bald Eagle Management Plan for Emerald Lakes Residential Development**

Funding:

Current Year Dollar Amount: No funding required.
Included in the Current N/A
Budget?:
Fund: N/A
Comments:

Item Summary:

Approves a Bald Eagle Management Plan (BEMP) for Emerald Lakes residential subdivision located on the east side of Tamiami Trail between Del Prado Boulevard North and Zemel Road. The proposed development is within a 660 foot-radius of bald eagle nest LE-137. The County's Eagle Protection Ordinance requires a BEMP for exterior construction activities within 660 feet of a nest. The proposed BEMP sets parameters for development activity during both nesting and non-nesting seasons to protect the nest. The Eagle Technical Advisory Committee recommends approval of the proposed BEMP.

3. Approve Bald Eagle Management Plan for the FPL Three Oaks Service Center

Funding:

Current Year Dollar Amount:	No funding required.
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	

Item Summary:

Approves a Bald Eagle Management Plan (BEMP) for the Florida Power & Light (FPL) Three Oaks Service Center located southwest of the intersection of Three Oaks Parkway and Oriole Road. The development is within a 660 foot-radius of bald eagle nest LE-128. The County's Eagle Protection Ordinance requires a BEMP for exterior construction activities within 660 feet of a nest. The proposed BEMP sets parameters for development activity during both nesting and non-nesting seasons to protect the nest. The Eagle Technical Advisory Committee recommends approval of the proposed BEMP.

COUNTY ATTORNEY

4. Confirm and Ratify Resolutions Extending the Hurricane Ian State of Local Emergency

Funding:

Current Year Dollar Amount:	No funding required
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	

Item Summary:

Confirm and ratify Hurricane Ian State of Local Emergency Resolutions:

24-10-01– 106th Extension of State of Local Emergency (Issued 10/7/2024)

24-10-02 – 107th Extension of State of Local Emergency (Issued 10/14/2024)

5. Confirm and Ratify Resolutions Extending the Hurricane Helene State of Local Emergency

Funding:

Current Year Dollar Amount:	No funding required
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	

Item Summary:

Confirm and ratify State of Local Emergency Resolution Numbers:

24-10-11– 2nd Extension of State of Local Emergency (Issued 10/8/2024)

24-10-12 – 3rd Extension of State of Local Emergency (Issued 10/15/2024)

6. Confirm and Ratify Hurricane Milton SOLE and Declaration of Evacuation Resolutions

Funding:

Current Year Dollar Amount:	No Funding Required
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	

Item Summary:

State of Local Emergencies are only effective for seven (7) days unless extended for an additional seven (7) days. Approve extension of Declaration of State of Local Emergency issued Sunday, October 6, 2024, for seven (7) days.

COUNTY LANDS

7. Approve Re-conveying County-Owned Right-Of-Way to FDOT

Funding:

Current Year Dollar Amount:	\$100
Included in the Current Budget?:	No
Fund:	Land Acquisition Fund
Comments:	Estimated Recording Fees

Item Summary:

Declares +/- 3 acres of right-of-way located north of intersection of State Road 82 and Lee Boulevard as surplus and approves reconveyance to the Florida Department of Transportation (FDOT). No County department indicated a need for this property.

8. Approve Donations of a Sidewalk Easement and Land for Roadway

Funding:

Current Year Dollar Amount:	\$175
Included in the Current Budget?:	Yes
Fund:	Transportation Trust
Comments:	Estimated Recording Fees

Item Summary:

Accepts donations of +/- 892 square feet of land for roadway and a +/-756 square foot Perpetual Sidewalk Easement from 8211 Park, LLC. The donations are needed to accommodate a right turn lane and sidewalk improvements in accordance with a development order for parking lot expansion for a medical office located at 8211 College Parkway.

9. Approve Lease for Office Space with Kelly Brothers, Inc.

Funding:

Current Year Dollar Amount:	\$108,520
Included in the Current Budget?:	Yes
Fund:	Facilities and Management Operating
Comments:	Annual Rent: \$108,520.08; estimated Annual Sales Tax: \$2,713.08

Item Summary:

Approves a lease with Kelly Brothers, Inc. for County-owned office space located at 5248 Red Cedar Drive, Unit 103, Fort Myers. The monthly gross rent is \$9,043.34, plus applicable sales taxes. The lease may be terminated by either party upon 90 days' notice. The lease will terminate October 31, 2025, unless terminated earlier.

10. Accept Donation of a Canal Crossing Easement

Funding:

Current Year Dollar Amount:	\$65
Included in the Current Budget?:	Yes
Fund:	Road Impact Fees
Comments:	Estimated recording fees

Item Summary:

Accepts donation of a +/- 9,352 square foot Perpetual Canal Crossing Easement from Lehigh Acres Municipal Services Improvement District that will accommodate the Bell Boulevard pedestrian bridge. The property is located along Bell Boulevard N over Jim Canal in Lehigh Acres.

11. Authorize Staff to Bid at Tax Deed Auction for Parcel in South Cape Coral

Funding:

Current Year Dollar Amount:	\$220,437
Included in the Current Budget?:	Yes
Fund:	Conservation 20/20
Comments:	Tax Deed Purchase - Not to exceed \$219,000 Environmental Transaction Screening - \$1,400 Recording fees - \$37

Item Summary:

Authorizes staff to pursue an 87.5-acre parcel through the tax deed auction process for the Conservation 20/20 Program. The opening bid is +/- \$2,105.55 and staff is requesting funds to bid up to \$219,000. This parcel was previously approved for acquisition in the Conservation 20/20 program in 2003/2004 and failed in negotiations in 2004.

COUNTY MANAGER

12. Authorize Amendments to Lee County's CDBG-DR Action Plan

Funding:

Current Year Dollar Amount:	No funding required.
Included in the Current Budget?:	Yes
Fund:	Federal Grants through General Fund
Comments:	

Item Summary:

Publishes proposed substantial amendments to Lee County's Action Plan for Community Development Block Grant – Disaster Recovery funding for a 30-day public comment period beginning October 15, 2024. Comments will be accepted online or via email and will be incorporated into the final amendment prior to submission to the U.S Department of Housing and Urban Development. The proposed substantial amendments include adjustments to program guidelines for the Individual Housing (LeeCARES) program. The item also approves the submission of non-substantial amendments for budget adjustments to Planning, Public Facilities and Critical Infrastructure. As project planning progresses and community needs shift, changes to program policies and funding allocations will routinely be required.

FACILITIES CONSTRUCTION AND MANAGEMENT

13. Award Contract for Miscellaneous Countywide Damage Repairs

Funding:

Current Year Dollar Amount:	\$6,293,111
Included in the Current Budget?:	Yes
Fund:	FDEM LAP and FEMA Disaster Relief Funds
Comments:	

Item Summary:

Awards a contract to Rycon Construction, Inc., for miscellaneous damage repairs to county buildings in the amount of \$6,293,111.47.

Numerous county facilities need to be repaired after being damaged both inside and out during Hurricane Ian. Lighting, signage, a boardwalk, a concrete pad, irrigation, windows, and doors are among the exterior renovations. Interior repairs include baseboard, paint, insulation, doors, drywall, flooring, ceiling tiles and electrical. The vendor will arrange repairs at multiple places at a time to speed up the repair process.

This project will be funded through the Federal Emergency Management Agency's (FEMA) Disaster Relief Fund and the FDEM Legislative Appropriations Program (LAP).

14. Approve Contract for EOC Situation Room Renovations

Funding:

Current Year Dollar Amount:	\$3,959,573
Included in the Current Budget?:	Yes
Fund:	General Fund
Comments:	

Item Summary:

Approves a construction contract with Gilbane Building Company to renovate the Emergency Operations Center (EOC) Situation Room and establish the Guaranteed Maximum Price (GMP) in

the amount of \$3,959,573.00. The audio-video (AV) wall along with the lighting equipment in the situation room at the existing EOC need to be upgraded. The AV wall and the lighting system were installed at the time the building was constructed in 2012, and some of the parts are out of date and cannot be replaced. The situation room and the adjacent conference rooms will also have the carpet replaced and the interior painted.

This planned and budgeted project will be funded through the General Fund.

15. Approve Contract for Rutenberg Park Improvements

Funding:

Current Year Dollar Amount:	\$3,227,275
Included in the Current Budget?:	Yes
Fund:	Community Park Impact Fees
Comments:	

Item Summary:

Approve a contract for construction services with Stultz, Inc. for Rutenberg Park Improvements and establish the Guaranteed Maximum Price (GMP) in the amount of \$3,227,274.83.

Rutenberg Branch Library was closed several years ago. The building was first used by Parks and Recreation to house staff and for meetings, and later it was used by multiple county departments as a storage place. The building has been demolished to provide additional space for improvements to the park.

This project includes eight pickleball courts with lighting, several new shade structures for players and patrons, ADA-compliant restrooms, an office building, landscaping and parking lot improvements, and new sidewalks connecting to the new amenities. Additionally, this project will add a paved walking trail/loop.

This planned and budgeted project will be funded through Community Park Impact Fees.

16. Approve Piggyback Purchase of Roof-top HVAC Units for John E. Manning Government Complex

Funding:

Current Year Dollar Amount:	\$577,270
Included in the Current Budget?:	Yes
Fund:	General Fund
Comments:	

Item Summary:

Approves the piggyback purchase and installation of two 75-ton Daikin HVAC roof-top units systems with Daikin Applied Americas, Inc., for the John E. Manning Government Complex. The purchase amount is \$577,270.00.

The units are being replaced due to severe corrosion, multiple leaks in coils, and compressor failures. The new units will provide uninterrupted HVAC system operation for the entire facility.

A market analysis has been completed for this purchase, and the labor rates have been found to be fair and reasonable when compared to similar cooperative contracts. This planned and budgeted

project will be funded through the General Fund.

FLEET MANAGEMENT

17. Approve Piggyback Purchase of an Excavator for DOT

Funding:

Current Year Dollar Amount: \$158,725
Included in the Current Budget?: Yes
Fund: Transportation Trust
Comments:

Item Summary:

Approve piggyback purchase utilizing pricing from the Florida Sheriff's Association contract for one Caterpillar Excavator from Kelly Tractor Co. for the Department of Transportation (DOT) in the amount of \$158,725.00. This equipment will be utilized for ditching and repairs throughout Lee County. A market analysis was completed and the purchase of this equipment will represent a savings of 12.547% or \$22,773.00.

18. Approve Piggyback Purchase of Concrete Mixer Truck for Utilities

Funding:

Current Year Dollar Amount: \$284,891
Included in the Current Budget?: Yes
Fund: Utilities Operating
Comments:

Item Summary:

Approve Piggyback purchase utilizing pricing on the Florida Sheriff's Association Contract for one concrete mixing truck for the Utilities Department in the amount of \$284,891.00. This purchase of equipment will enable the Utilities department to efficiently perform concrete restoration for water system breaks. This purchase will allow for quicker responses to repairs, reduce downtime and ensure continuous services. A market analysis was completed and the purchase under this contract will represent a savings of 3.30% or \$9,733.26.

19. Approve Piggyback Purchase of a Street Sweeper for DOT

Funding:

Current Year Dollar Amount: \$431,650
Included in the Current Budget?: Yes
Fund: Transportation Trust
Comments:

Item Summary:

Approve Piggyback purchase utilizing pricing on the Sourcewell Contract for the purchase of one 2025 Elgin Broom Bear Street Sweeper from Environmental Products Group, Inc., including additional option- 4 years Turn Key Maintenance plan for \$63,200.00 for a total amount of \$431,650.00. This equipment will be utilized for street sweeping of all Lee County roadways. A market analysis was completed and the purchase under this contract will represent a savings of 3% or \$11,395.35.

20. Approve Piggyback Purchase of Vacuum Sewer Cleaning Truck for DOT

Funding:

Current Year Dollar Amount: \$597,725
Included in the Current Budget?: Yes
Fund: Transportation Trust
Comments:

Item Summary:

Approve Piggyback purchase utilizing pricing on the Sourcewell Contract for one Sewer Cleaner Truck from Environmental Products Group, Inc., in the amount of \$518,725.00 and a 5-Year Turn Key maintenance agreement in the amount of \$79,000 for a total amount of \$597,725.00. This equipment will be utilized for the cleaning of drainage pipes throughout Lee County. A market analysis was completed and the purchase under this contract will represent a savings of 3.347% or a total of \$17,963.00.

21. Approve Piggyback Purchase of Tractor and Boom Mower Machine

Funding:

Current Year Dollar Amount: \$221,666
Included in the Current Budget?: Yes
Fund: Transportation Trust
Comments:

Item Summary:

Approve Piggyback purchase utilizing pricing on the Sourcewell Contract for the purchase of one John Deere Tractor in the amount of \$123,458.20. Approve Piggyback purchase utilizing the Florida Sheriff's Association Contract for equipment with Kelly Tractor Co., for the purchase of one Diamond Boom Mower attachment and installation in the amount of \$98,207.00. These two pieces of equipment will be joined to create one slope mower with a total cost of \$221,665.20. This equipment will be utilized for mowing and clearing of Lee County right ways. A market analysis was completed and the purchase under these contracts will represent a savings of 18% or \$48,566.00.

22. Approve Piggyback Purchase of Slope Mower Machine

Funding:

Current Year Dollar Amount: \$234,100
Included in the Current Budget?: Yes
Fund: Transportation Trust
Comments:

Item Summary:

Approve Piggyback purchase utilizing pricing on the Florida Sheriff's Association Contract with Kelly Tractor Co., for the purchase of one 2025 Mowermax Prime Mower, in the amount of \$234,100.00. This equipment will be utilized for the mowing and clearing of Lee County right ways. A market analysis was completed and the purchase under this contract will represent a savings of 17.607% or \$50,026.25.

LIBRARY

23. Approve Renewal and Annual Spend for Materials from Baker and Taylor

Funding:

Current Year Dollar Amount:	\$1,295,800
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve the lease and purchase of materials from Baker and Taylor along with services such as cataloging, processing, and platform fees. The total expenditure of \$1,295,800 is included in the FY24-25 budget.

FY23-24 expenditures for these items were \$1,231,381. Increase is in response to demand for popular materials and inflation.

These expenditures fall under Lee County Procurement Ordinance number 23-21, Section 3.8 (A) (1) which provides exemption from competitive solicitation for these types of purchases; however, purchases of \$100,000 or more require Board approval.

24. Approve Annual Purchase of Materials from Ingram

Funding:

Current Year Dollar Amount:	\$300,000
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve the purchase of materials from Ingram along with associated services such as the cataloging and processing of items. The total estimated expenditure of \$300,000 is included in the Library System's FY24-25 budget.

FY23-24 expenditures were \$171,869. Increase is in response to demand for popular materials and inflation.

These expenditures fall under Lee County Procurement Ordinance number 23-21, Section 3.8 (A) (1) which provides exemption from competitive solicitation for these types of purchases; however, purchases of \$100,000 or more require Board approval.

25. Approve Annual Expenditures for OverDrive Electronic Resources

Funding:

Current Year Dollar Amount:	\$1,300,000
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve expenditures with OverDrive, an online service providing e-books and other downloadable and streaming content. The total expenditure of \$1,300,000 is included in the FY24-25 budget.

FY23-24 expenditure with OverDrive was \$1,112,000. The increase supports the growing demand for e-books and downloadable/streaming content, along with increasing costs.

These expenditures fall under Lee County Procurement Ordinance number 23-21, Section 3.8 (A) (1) which provides exemption from competitive solicitation for these types of purchases; however, purchases of \$100,000 or more require Board approval.

26. Approve Annual Purchase of Periodical Subscription Materials from W.T. Cox**Funding:**

Current Year Dollar Amount:	\$97,000
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve the purchase of periodical subscription materials from W.T. Cox. The total expenditure of \$97,000 is included in the Library System's FY24-25 budget. The library system has 1,241 total subscriptions.

FY23-24 expenditures were \$92,498. Overall increase is due to rising costs with periodicals and inflation.

These expenditures fall under Lee County Procurement Ordinance number 22-06, Section 3.8 (1) which provides exemption from competitive solicitation for these types of purchases; however, purchases of \$100,000 or more in either a fiscal year or multi-year period require Board approval.

27. Approve Annual Expenditures with Midwest Tape for Library Materials and Hoopla**Funding:**

Current Year Dollar Amount:	\$780,000
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve expenditures with Midwest Tape for physical and electronic materials for library patrons, along with cataloging and processing services.

The total estimated expenditure for FY24-25 is \$780,000 and is included in the Library System budget. FY23-24 expenditures with Midwest Tape were \$712,592. The increase is in response to an increased demand for downloadable and streaming content, popularity of physical materials, and inflation.

These expenditures fall under Lee County Procurement Ordinance number 23-21, Section 3.8 (A) (1) which provides exemption from competitive solicitation for these types of purchases; however, purchases of \$100,000 or more require Board approval.

28. Approve Sole Source Purchase for Unique Management Services Materials Recovery

Funding:

Current Year Dollar Amount:	\$80,000
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approve the purchase of automated materials recovery services from Unique Management Services (UMS) which focuses on resolving lost library materials, fees and overdue fines while maintaining patron goodwill. UMS provides a proprietary service and is the sole source vendor working with Polaris, the Library's Integrated Library System. UMS charges the library per referred account. The expenditure of \$80,000 is included in the FY24-25 budget.

FY23-24 expenditures for this service were \$62,884. The budgeted increase is due to the increase in referred accounts after the suspension of service due to COVID-19 and Hurricane Ian.

PARKS AND RECREATION

29. Accept FL Dept. of Commerce Grant for N. Ft. Myers Recreation Center Improvements

Funding:

Current Year Dollar Amount:	\$1,110,756
Included in the Current Budget?:	No
Fund:	Grant-Funded Revenue - Capital Improvement
Comments:	

Item Summary:

Accepts funding from the Florida Department of Commerce through Capital Projects Fund Multi-Purpose Community Facility Program. This grant, totaling \$1,110,756, will be used to furnish a computer lab, upgrade Wi-Fi and AV equipment, and expand broadband services at the North Fort Myers Recreation Center. The grant agreement is structured as a cost reimbursement agreement, and all work must be completed by December 31, 2026.

30. Approve Contract for Kelly Road Soccer Complex Irrigation Renovations

Funding:

Current Year Dollar Amount:	\$178,755
Included in the Current Budget?:	Yes
Fund:	General Fund
Comments:	

Item Summary:

Approves a contract with Stahlman - England Irrigation, Inc. to renovate the main line irrigation at Kelly Road Soccer Complex. The contract amount is \$178,755.00. The existing main line was part of the original 1994 construction and due to continual line breaks and rising repair costs, it is necessary to renovate/replace the main line.

31. Approve Sole Source Purchase of Pool Equipment, Parts, Maintenance and Repairs

Funding:

Current Year Dollar Amount:	\$90,000
Included in the Current Budget?:	Yes
Fund:	General Fund, Unincorporated MSTU
Comments:	

Item Summary:

Approves the sole source purchase of BECS, Yaskawa, & ChlorKing equipment, OEM parts, maintenance & repairs from Commercial Energy Specialists, Inc. as needed to maintain the twelve BECS pool controllers, five Yaskawa drives, and five ChlorKing NEXGEN salt generators at Parks' aquatic facilities. Funding is included in the annual adopted budget.

Commercial Energy Specialists, Inc. is the only authorized distributor for BECS automated pool chemical controllers, Yaskawa drives, and ChlorKing NEXGEN salt generator equipment.

SHERIFF

32. Authorize Lee County Sheriff's Office to Apply for and Accept Grant Funding from Department of Justice

Funding:

Current Year Dollar Amount:	\$107,833
Included in the Current Budget?:	No
Fund:	N/A
Comments:	Application requires the Board Chair to sign the Chief Executive Certification 30 days or more after the application is submitted to the county for review.

Item Summary:

Authorizes LCSO to apply for the FY 2024 Justice Assistance Grant, which will provide \$107,833 in funding to purchase and implement a portion of equipment necessary for critical data disaster recovery in the event of system failure.

SOLID WASTE

33. Award Contract for Purchase of Modular Office Building

Funding:

Current Year Dollar Amount:	\$186,825
Included in the Current Budget?:	Yes
Fund:	Solid Waste Enterprise
Comments:	

Item Summary:

Authorizes the purchase of a modular office building from Advanced Modular Structures, Inc. in the amount of \$186,825.00. This building will replace the present structure, which was purchased used in 2016 and has had several floor repairs, and has roof and window leaks. The building will be located at the Solid Waste Construction and Demolition Debris (C&DD) site, used by operators and other employees. Contract is under \$200,000 and the contractor was selected after review of three proposals.

34. Approve CPA to Replace Materials Recovery Facility Roof**Funding:**

Current Year Dollar Amount:	\$287,725
Included in the Current Budget?:	Yes
Fund:	Solid Waste Enterprise
Comments:	

Item Summary:

Awards a County Project Authorization (CPA) to West Coast Florida Enterprises Inc. for the quoted amount of \$287,725.00 to replace the roof of the Solid Waste Materials Recycling Facility. The present roof is 20+ years old and is leaking water onto material and machinery, causing process delays. This contract will replace the roof over the southern portion of the building where material is unloaded, including gutters and insulation.

TRANSPORTATION**35. Award Contract for Resurfacing of Multiple Roadways in East Lehigh Acres****Funding:**

Current Year Dollar Amount:	\$1,506,144
Included in the Current Budget?:	Yes
Fund:	Growth Increment
Comments:	

Item Summary:

Awards a low bid contract to Pavement Maintenance, LLC to provide resurfacing on multiple roadways in East Lehigh Acres in the amount of \$1,506,144.30. The project includes 24.6 miles of resurfacing. Work is expected to begin in November. Funding is available in this year's major maintenance budget.

36. Approve FDOT Funding Agreement for Sidewalk Construction**Funding:**

Current Year Dollar Amount:	\$742,110
Included in the Current Budget?:	Yes
Fund:	Transportation Capital Improvement
Comments:	

Item Summary:

Execute an agreement with the Florida Department of Transportation (FDOT) for construction of a

sidewalk in the vicinity of Lehigh Elementary School. The project consists of a 1,000 foot long sidewalk on the north side of Schoolside Drive to East 3rd Street and on the west side of Schoolside Court from Schoolside Drive to East 3rd Street. The County will receive \$742,110 in federal funding for the construction of the sidewalks. Construction is expected to begin in early 2025. The construction contract and budget amendments will be presented to the Board at a later date for approval.

UTILITIES

37. Approve Utility Removal Agreement with Florida Department of Transportation

Funding:

Current Year Dollar Amount:	\$640,000
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvements
Comments:	

Item Summary:

Approves a Utility Work by Highway Contractor Agreement by the Florida Department of Transportation (FDOT), and related documents, for Lee County Utilities (LCU) water main infrastructure removal that will be done as part of the FDOT Diverging Diamond Interchange project at the intersection of I-75 and Daniels Parkway. The cost for removal of the watermain infrastructure is \$640,000.00. This project is included in the FY25 Utilities Capital Improvement Program and will be funded by Enterprise Funds.

ADMINISTRATIVE AGENDA

COUNTY ATTORNEY

38. Authorize Annual Merit Increase for County Attorney

Funding:

Current Year Dollar Amount:	
Included in the Current Budget?:	Yes
Fund:	General
Comments:	

Item Summary:

Approves the merit increase for the County Attorney for his performance and contributions to the organization in accordance with his existing agreement.

COUNTY MANAGER

ECONOMIC DEVELOPMENT

39. Adopt a Resolution Approving Lee County IDA of Certain Assignments from LMHS

Funding:

Current Year Dollar Amount:	No funding required.
Included in the Current Budget?:	N/A

Fund: N/A
Comments:

Item Summary:

On September 5, 2024, the Lee County Industrial Development Authority (IDA) adopted a resolution granting preliminary approval to be substituted for Lee Memorial Health System (LMHS) as issuer of the outstanding debt. This converted the LMHS bond to an IDA bond. The resolution also allowed Lee Health System, Inc to assume the outstanding balance on the debt as the successor borrower. The IDA is requesting the County to approve the reissuance of the assigned indebtedness as qualified 501(c)(3) bonds with a not to exceed amount of \$850,000,000. The conversion of the bonds shall not obligate the IDA, Lee County, the State of Florida, or any other political body or agency to levy taxes or pledge any form of taxes to pay for the principal, purchase premiums, or interest under any of the related documents. It will not obligate any funds other than revenues, receipts, or proceeds as pledged in the conversion documents.

HUMAN & VETERAN SERVICES

40. Approve Submission of Continuum of Care Grant Funding Applications

Funding:

Current Year Dollar Amount: \$2,844,689
Included in the Current Budget?: No
Fund: Federal Grant through the Continuum of Care Program
Comments:

Item Summary:

Authorizes Lee County's submission of the annual and supplemental Continuum of Care grant applications to the U.S. Department of Housing and Urban Development. The annual application requests \$2,844,689 in federal funding for local agencies. Funds will be used to provide permanent housing and supportive services for persons who are experiencing homelessness. An estimated 102 individuals and 439 households will receive housing and supportive services annually. If awarded, funds will be received during Fiscal Year 2024-2025.

NATURAL RESOURCES

41. Approve Resolution Requesting Funding for Henley Canal Dredging

Funding:

Current Year Dollar Amount: No funding required
Included in the Current Budget?: N/A
Fund:
Comments:

Item Summary:

The West Coast Inland Navigation District (WCIND) provides resources to its member counties in support of maintenance of public navigation projects. The entrance of Henley Canal is defined by WCIND as a public channel and has serious shoaling exacerbated by recent storm impacts. Out of cycle funding requests to WCIND require a resolution of support. This resolution requests \$275,000 for design, permitting, and dredging of Henley Canal.

PROCUREMENT MANAGEMENT

42. Ratify Emergency Expenditures Executed Under Resolution 24-09-52

Funding:

Current Year Dollar Amount: \$2,870,470
Included in the Current Budget?: No
Fund: Various funds
Comments:

Item Summary:

Ratifies the purchase of goods and services authorized, and documents executed, by the County Manager or his designee required to maintain operational continuity during the Hurricane Helene emergency, as declared by the Board of County Commissioners under Lee County Emergency Resolution No. 24-09-52, enacted on September 25, 2024. Purchases include those necessary for the County Manager or designee to take prudent action to effectuate protection of the health, safety, and welfare of the community.

Expenditures were authorized in compliance with Section 3.4 – Emergency of Lee County Procurement Ordinance No. 23-21. The attached Hurricane Helene PO and Contract Action Summary Report provides a summary of purchase orders to-date for goods and services in the amount of \$2,870,470.70. Expenditures or contract actions not included in this summary, or amounts that exceed the estimates provided, will be presented to the Board at a future date. Board ratification is required for emergency purchases of \$100,000.00 or more.

TRANSPORTATION

43. Award Contract for New Sidewalk Construction on Bell Blvd.

Funding:

Current Year Dollar Amount: \$3,187,307
Included in the Current Budget?: Yes
Fund: Road Impact Fee
Comments:

Item Summary:

Awards a low bid contract to V & H Construction, Inc. to provide construction of a new 6ft wide sidewalk on Bell Blvd. from SR 82 to Sunrise Blvd in the amount of \$3,187,307.15. Project includes sidewalk construction, roadway reconstruction, paving, drainage improvements, concrete driveway replacement, signing, and pavement markings. Work is expected to begin in November. Funding is available in the capital improvement budget.

44. Approve and Adopt Alico Road Widening Analysis and Select Alignment Alternative

Funding:

Current Year Dollar Amount:
Included in the Current Budget?:
Fund:
Comments:

Item Summary:

Adopt the Alico Road Widening Analysis Phase III for Sunshine Boulevard from SR 82 North to 23rd Street SW that considered alternative routes along the corridor based on five primary factors:

- 1) Alternative Alignments;
- 2) Cost;
- 3) Environmental Factors;
- 4) Long Range Area Planning;
- 5) Safety Considerations

Based on the consideration of these five factors, the staff recommendation is to proceed with the Partial Displaced-Left Turn for the SR 82 intersection and the East Widening option for Sunshine Boulevard.