District 1, Vice Chairman
Kevin Ruane
District 2
Cecil L Pendergrass
District 3
David Mulicka
District 4
Brian Hamman
District 5, Chairman
Mike Greenwell

Lee Board of County Commissioners Regular Meeting Agenda

November 19, 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 Raphaela Morais-Peroba, by email - ADArequests@leegov.com, phone - (239) 839-8272, 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 - Major Ethan Frizzell, The Salvation Army
Pledge of Allegiance
REORGANIZATION OF THE BOARD OF COUNTY COMMISSIONERS
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

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1. **11/19/24 Agenda Transcript**

Funding:

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

Item Summary:

ANNUAL REORGANIZATION OF THE LEE BOARD OF COUNTY COMMISSIONERS

RECAP

2. **11/19/24 Agenda Recap**

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 Budget?:	N/A
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.

2. **Present Driver Education Safety Trust Fund Report for September 2024**

Funding:

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

Item Summary:

This is a monthly report from the Clerk of Court's Office that provides financial activity for the driver's education safety trust fund.

3. **Present Monthly Financial Summary Report for September 2024**

Funding:

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

Item Summary:

This is a monthly information report from the Clerk of Court's Office that provides interim information on selected revenues, expenditures, debt, reserves and investments.

COMMUNITY DEVELOPMENT

4. Approve Petition to Vacate at 5912 20th Street SW, Lehigh Acres

Funding:

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

Item Summary:

Extinguishes the public interest in a portion of the unimproved public utility and drainage easement centered along the common lot line between Lots 1 and 14 of the platted lots at 5912 20th Street SW in Lehigh Acres. This action will remove encumbrances to create a unified building site for a residential home. There were no objections from the public utility providers and affected owners have been notified.

COUNTY ATTORNEY

5. Adopt Resolution Amending Administrative Code AC-2-18 - Lee County Board of Adjustment and Appeals

Funding:

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

Item Summary:

The Resolution will amend the requirement that seven members of the Board of Adjustment and Appeals must be present at a meeting to constitute a quorum. This will be reduced to five members present in order to qualify as a quorum.

6. Confirm and Ratify Resolutions Extending Hurricane Milton 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 Milton State of Local Emergency Resolution Numbers:

24-11-25– 5th Extension of State of Local Emergency (Issued 11/10/2024)
24-11-28 – 6th Extension of State of Local Emergency (Issued 11/17/2024)

7. Confirm and Ratify Resolutions Extending 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 Hurricane Helene State of Local Emergency Resolution Numbers:

24-11-27– 7th Extension of State of Local Emergency (Issued 11/12/2024)
24-11-30 – 8th Extension of State of Local Emergency (Issued 11/19/2024)

8. Confirm and Ratify Resolutions Extending 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 Resolution Numbers:

24-11-26– 111th Extension of State of Local Emergency (Issued 11/11/2024)
24-11-29 –112th Extension of State of Local Emergency (Issued 11/18/2024)

COUNTY LANDS

9. Accept Purchase Offer for County-Owned Surplus Land on Michigan Avenue

Funding:

Current Year Dollar Amount:	$25,750
Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund
Comments:	

Item Summary:

Accepts a bid to purchase County-owned surplus land located at 3627 Michigan Avenue, Fort Myers. The bid was submitted by Silver Developers LLC and is in the amount of $25,750. The property is approximately 6,926 square feet in size.

10. Accept Purchase Offer for County-Owned Surplus Land on Carver Avenue

Funding:

Current Year Dollar Amount:	$60,000
Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund
Comments:	

Item Summary:

Accepts a bid submitted by Abdalrahim Ahmadi in the amount of $60,000 to purchase County-owned surplus land located at 2003 Carver Avenue, Fort Myers. The subject property is approximately 5,097 square feet in size.

11. Accept Purchase Offer for County-Owned Surplus Land on Handy Court

Funding:

Current Year Dollar Amount:	$20,750
Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund
Comments:	

Item Summary:

Accepts a bid submitted by Silver Developers, LLC in the amount of $20,750 for the purchase of County-owned surplus land at 3317 Handy Court, Fort Myers. The subject property is approximately 6,055 square feet in size.

12. Accept Purchase Offer for County-Owned Surplus Land on Armstrong Court

Funding:

Current Year Dollar Amount:	$15,000
Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund
Comments:	

Item Summary:

Accepts a bid submitted by Silver Developers LLC in the amount of $15,000 for the purchase of County-owned surplus land at 3304 Armstrong Court, Fort Myers. The subject property is approximately 5,314 square feet in size.

13. Accept Purchase Offer for County-Owned Surplus Land on Horn Court

Funding:

Current Year Dollar Amount:	$30,000

Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund
Comments:	

Item Summary:

Accepts a bid submitted by Amanda Martinez-Camacho and Dennis Camacho in the amount of $30,000 for the purchase of County-owned surplus land at 1032 Horn Court, Lehigh Acres. The subject property is approximately 18,086 square feet in size.

14. Approve Purchase of Land for Future Utility Lift Station on Ortiz Circle

Funding:

Current Year Dollar Amount:	$30,000
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvement
Comments:	Land cost: $20,000 Estimated closing cost: $10,000

Item Summary:

Acquires a +/-5,600 square foot parcel for a future utility lift station to be located at 8641 Ortiz Circle. The purchase amount is $20,000 plus closing costs estimated at $10,000. This lift station is a part of the Lee County Septic Conversion Billy Creek & Orange River Impaired Water Area Project. The project is currently in the preliminary design phase.

15. Approve Purchase Agreement for Parcel in CREW for Conservation 20/20 Program

Funding:

Current Year Dollar Amount:	$16,000
Included in the Current Budget?:	Yes
Fund:	Conservation 20/20 Capital Improvement Fund
Comments:	Land cost: $12,000 Closing cost: $4,000

Item Summary:

Approves the purchase of approximately 5 acres of land in the Corkscrew Regional Ecosystem Watershed (CREW) for $12,000 for the Conservation 20/20 Land Acquisition Program. The Conservation Land Acquisition and Stewardship Advisory Committee (CLASAC) recommended approval of this purchase by unanimous vote on October 16, 2024.

16. Approve ILA with Fort Myers Shores Fire District for Temporary EMS Facility

Funding:

Current Year Dollar Amount:	$12,000
Included in the Current Budget?:	Yes
Fund:	General Fund

Comments:

Item Summary:

Approves an Interlocal Agreement (ILA) with Fort Myers Shores Fire Protection and Rescue Service District for Lee County EMS to temporarily use space at the fire station located at 2404 River Hall Parkway, Alva. The term of the agreement is for 2 years, at rent of $12,000 in year 1 and $12,600 in year 2.

17. Adopt Resolution & Approve Land Exchange Agreement with Corkscrew Grove LP

Funding:

Current Year Dollar Amount:	$25,000
Included in the Current Budget?:	Yes
Fund:	General Fund Non-Department Legal Fees
Comments:	$25,000 for estimated due diligence and closing costs

Item Summary:

Acquires a +/-195-acre parcel on State Road 82 for future County purposes in exchange for conveyance of a +/-195-acre County-owned parcel on Corkscrew Road to Corkscrew Grove Limited Partnership and joined by Cam7-Sub, LLC. Closing and due diligence costs are estimated at $25,000.

18. Approve Permissive License for Storage with Advanced Disposal Services Solid Waste Southeast

Funding:

Current Year Dollar Amount:	$12,540
Included in the Current Budget?:	No
Fund:	Utilities Operating
Comments:	Annual Rent: $12,540 Estimated Annual Sale Tax: $540

Item Summary:

Approve a Permissive Use License Agreement between Advanced Disposal Services Solid Waste Southeast, Inc. and Lee County to use part of a property, after Lee County takes ownership, located at 17101 Pine Ridge Road, Fort Myers Beach. The monthly gross rent is $1,000.00, plus applicable sales taxes. The license may be terminated by either party upon 30-day notice; otherwise, the license will terminate on May 31, 2025.

COUNTY MANAGER

19. Approve Submission of CDBG-DR Action Plan Substantial Amendment 5

Funding:

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

Item Summary:

Amends Lee County's CDBG-DR Public Action Plan. Proposed amendments to the Action Plan were advertised for a 30-day public comment period ending November 15, 2024. All comments received will be considered and incorporated into the final amendment documents.

20. Approve Budget Amendments for FY23-24 Funds Over Budget

Funding:

Current Year Dollar Amount:	No funding required
Included in the Current Budget?:	No
Fund:	Various Funds
Comments:	

Item Summary:

Approves Budget Amendments for FY23-24 Funds Over Budget

21. Present Quarterly Expenditure Report for County-Sponsored Functions

Funding:

Current Year Dollar Amount:	$31,191
Included in the Current Budget?:	Yes
Fund:	Various
Comments:	

Item Summary:

Lee County Ordinance #90-18 requires quarterly reporting of expenditures on county-sponsored functions. Some of these expenditures are funded through grants and donations. These include workshops, training, seminars, receptions, ribbon cuttings, and meals related to county-sponsored events and meetings. Expenditures for the quarter were $31,191.31.

22. Approve FEMA Disaster Relief Grant Agreement

Funding:

Current Year Dollar Amount:	See Comments below.
Included in the Current Budget?:	N/A
Fund:	Various
Comments:	Funding amount to be determined and will be a cost reimbursement. Lee County may have a cost match associated with this agreement.

Item Summary:

Approves a grant agreement with Department of Homeland Security Federal Emergency Management Agency (FEMA) for federal and state assistance for damages from Hurricane Helene.

FACILITIES CONSTRUCTION AND MANAGEMENT

23. Approve Contract Change Order for Emergency Operations Center Expansion

Funding:

Current Year Dollar Amount:	$314,207
Included in the Current Budget?:	Yes
Fund:	General Fund
Comments:	The project is anticipated for completion in June 2025.

Item Summary:

Approves a change order to the contract with Manhattan Construction Company for additional construction services in the amount of $314,206.82.

The change order will address miscellaneous items that occurred during construction and weren't included in the early planning and design phases. The proposed changes mostly include scopes of work to refresh the exterior of the existing facility to better match the appearance of the expansion site. Also included are items that will update some of the previously proposed IT equipment and allow tie-in of the new chiller equipment with the existing facility. The proposed changes also include an extension of the contract duration to allow for construction delays associated with inclement weather.

This portion of the project will be funded through the General Fund.

FLEET MANAGEMENT

24. Approve Piggyback Purchase of Two Bucket Trucks

Funding:

Current Year Dollar Amount:	$357,716
Included in the Current Budget?:	Yes
Fund:	Transportation Trust
Comments:	

Item Summary:

Approves a piggyback purchase to use pricing on the Sourcwell Contract, for two Altec bucket trucks. These vehicles will be used to complete timely repairs and maintenance of traffic signals throughout Lee County. A market analysis was completed and the purchase under this contract will represent a savings of 3% or $10,888.00 for both trucks.

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

Funding:

Current Year Dollar Amount:	$532,830
Included in the Current Budget?	Yes
Fund:	Transportation Trust
Comments:	

Item Summary:

Approves a piggyback to use pricing on the Florida Sheriffs Association Contract for Equipment with SSES, Inc. dba Southern Sewer Equipment Sales to purchase a Vac-Con Sewer Combination Cleaner, in the amount of $532,830.00. This equipment will be used to clean and maintain drainage pipes throughout Lee County. A market analysis was completed and the purchase under this contract will represent a savings of 23.849% or a total of $166,874.50.

26. Approve Piggyback Purchase of Ambulances for Public Safety - EMS

Funding:

Current Year Dollar Amount:	$2,468,823
Included in the Current Budget?:	Yes
Fund:	Vehicle Replacement Fund
Comments:	

Item Summary:

Approve piggyback purchase utilizing pricing from the Florida Sheriffs Association contract, for Fire and Rescue equipment from ETR, LLC to purchase (7) seven ambulances for EMS. Ambulances purchased will allow the EMS Department to retire some aging vehicles from the fleet that have reached the end of their useful lives. A market analysis was completed and the purchase under this contract will represent a savings of 10% or $246,883.00.

HUMAN & VETERAN SERVICES

27. Accept Challenge Unsheltered Funds from Florida Department of Children and Families

Funding:

Current Year Dollar Amount:	$358,640.55
Included in the Current Budget?:	No
Fund:	Grant through Unified Grant Application
Comments:	

Item Summary:

Accepts Challenge Unsheltered grant funds in the amount of $358,640.55 from the Florida Department of Children and Families (DCF). The funding will be used to help mitigate unsheltered homelessness by supporting services such as mental health and substance abuse treatment, emergency shelters, and non-congregate shelter operations. Approximately 108 individuals will be served each year. The allocation of $358,640.55 must be expended by June 30, 2025.

INNOVATION & TECHNOLOGY

28. Approve Annual Sole Source Purchase for Kronos Timekeeping System & Support

Funding:

Current Year Dollar Amount:	$194,780
Included in the Current Budget?:	Yes
Fund:	Internal Services
Comments:	

Item Summary:

Approves the sole source purchase of software and equipment support and educational services on an as-needed basis from UKG Kronos Systems LLC. in the amount of $194,779.76 through November 30, 2025. The sole source method was selected because the Kronos Timekeeping system is proprietary and cannot be maintained or serviced by any other company. Total expenditures for FY 2022-2023 were $185,227.24. The increase in price is due to the county's growth which includes additional clocks and licenses, as well as a 5.2% increase in Kronos support services.

LIBRARY

29. Approve Piggyback Purchase of Library Network Equipment

Funding:

Current Year Dollar Amount:	$232,231
Included in the Current Budget?:	Yes
Fund:	Library
Comments:	

Item Summary:

Approves a piggyback purchase to use pricing on the General Service Administration (GSA) Contract for Federal Supply Service with Driven Technologies. The purchase includes new networking equipment to replace old, out of warranty network infrastructure at four libraries. The expenditure of $232,230.76 is approved and included in the Library System's FY23-24 Major Maintenance budget. A market analysis was completed and the purchase under this contract will represent a savings of $29,288.02 compared to the previous year's contract.

PARKS AND RECREATION

30. Approve MOU with SFWMD to Manage County-Owned Land in CREW

Funding:

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

Item Summary:

Approves a Memorandum of Understanding (MOU) with South Florida Water Management District (SFWMD) to manage and maintain County-owned property within the Corkscrew Regional Ecosystem Watershed (CREW) boundary, consistent with Florida Statute 373. The County entered into the original MOU with SFWMD in 2009. The term of this new MOU is for a period of 20 years, with the option to renew upon agreement of both parties.

PUBLIC SAFETY

31. Approve Single Source Purchase for Hexagon ICAD System Software & Support

Funding:

Current Year Dollar Amount:	$218,132
Included in the Current Budget?:	Yes
Fund:	E911
Comments:	

Item Summary:

Approves the single source purchase of software and support services for Hexagon Computer Aided Dispatch system on an as-needed basis from Intergraph Corporation dba Hexagon, in the amount of $1,158,092.00. This agreement maintains Public Safety's Computer Aided Dispatch system, software, and interfaces for call dispatching to 19 fire districts and the County's EMS system. The system may only be supported and maintained by Intergraph/Hexagon to maintain the system warranty and support. The five-year maintenance contract is a planned and budgeted expense.

32. Direct to Public Hearing a COPCN Application for Lee Health System, Inc.

Funding:

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

Item Summary:

Lee Health System, Inc. dba Golisano Children's Hospital of SW Florida has applied for a Certificate of Public Convenience and Necessity. In accordance with Lee County Ordinance 08-16, new applications for a Certificate of Public Convenience and Necessity (COPCN) may only be granted based on competent evidence and after a public hearing. The Public Hearing will be scheduled for December 3, 2024.

SOLID WASTE

33. Authorize Purchase Order for Hurricane Ian Repairs at WTE Facility

Funding:

Current Year Dollar Amount:	$122,170
Included in the Current Budget?:	Yes
Fund:	LAP Loan - IAN
Comments:	Hurricane Ian Recovery & Resilience

Item Summary:

Approval authorizes Procurement to issue a purchase order for one invoice in the amount of $122,170.00 to Reworld Lee, Inc. Payment of the invoice will reimburse Reworld Lee for work performed under the Waste-To-Energy (WTE) Facility contract. Reworld repaired damages to the WTE tip floor roll-up doors sustained during Hurricane Ian. Reworld is solely responsible for repair, design and construction of any capital projects resulting from uncontrollable circumstances. The cost of the repair is billed to the County as a pass-through cost, excluding any profit mark-up for work completed. Repairs continue and invoices for work performed in accordance with the Contract will be forthcoming.

TRANSIT

34. Authorize Grant Agreement with FDOT for Mobility Management Funding

Funding:

Current Year Dollar Amount:	$229,500
Included in the Current Budget?:	Yes
Fund:	Enterprise, Other, FDOT Grant
Comments:	Federal: $204,000

State: $25,500
Lee County: $25,500 (Local Match)

Item Summary:

Authorizes executing a Public Transportation Grant Agreement (PTGA), the Lobbying Certification Form, and resolution associated with the FDOT grant funding for Enhanced Mobility of Seniors and Individuals with Disabilities Program. As the Community Transportation Coordinator (CTC) for Lee County, LeeTran is responsible for coordinating and delivering quality, safe and cost-effective transportation services for the transportation disadvantaged. This grant provides a total of $229,500 for mobility management that will be used to coordinate trips, program eligibility verification, travel training, mobility outreach, and group transit orientation. Mobility management grant funds offset staff-related expenses and cost of informational material associated with these activities. The term of this grant agreement will begin once it is fully executed and expire on December 31, 2026.

35. Approve Renewing Single Source Purchase for Paratransit Scheduling Software

Funding:

Current Year Dollar Amount:	$74,173
Included in the Current Budget?:	Yes
Fund:	FTA Grant Funded
Comments:	

Item Summary:

Approves a single source purchase of paratransit door-to-door scheduling software from RouteMatch/TripSpark (RM/TS) Software, Inc., in the total amount of $74,173.42. This purchase enables LeeTran to update and enhance the current RM/TS software that has been used since 2005. This purchase allows for the continued use of RM/TS hardware, professional services, maintenance and support over a two-year period. A single source is being sought because RM/TS Software, Inc., has historical knowledge and has continued to demonstrate their expertise, has similar projects at other local government agencies and has proven to respond to Lee County's needs when called upon.

36. Approve Interlocal Agreement for FY25 Seasonal River District Trolley Service

Funding:

Current Year Dollar Amount:	$733,119
Included in the Current Budget?:	Yes
Fund:	Enterprise
Comments:	City of Fort Myers contribution: $92,855 CRA contribution: $273,705 FDOT Grant: $366,559

Item Summary:

Approves an Interlocal Agreement with the City of Fort Myers and CRA for the FY25 Seasonal River District Trolley Service. The agreement provides for coordination and partnership between the City of Fort Myers, CRA, and Lee County to provide local transportation services, mitigate congestion and alleviate parking constraints. The total project cost is $733,119.00; funded by the City of Fort Myers and CRA in the amount of $366,560.00, and an FDOT Transit Service Development grant in the amount of $366,559.00. The FY25 season is the fifth year of the FDOT Transit Service Development multi-year grant agreement that expires on May 31, 2025. The agreement is effective from November 21, 2024, to April 23, 2025. The trolley service is fare-free.

37. Approve Submitting Grant Application to FDOT for Mobility Management Funding

Funding:

Current Year Dollar Amount:	$255,000
Included in the Current Budget?:	
Fund:	Transit Operating, FDOT Grant
Comments:	Federal: $204,000.00 State: $25,500.00 Lee County: $25,500.00 Funds will be budgeted in FY 25/26

Item Summary:

Approves submitting a grant application to the Florida Department of Transportation (FDOT) for funding for mobility management activities in the total amount of $255,000 with a local match of $25,500. This grant funding will support LeeTran's mobility management program which aims to build coordination among existing public transportation providers by promoting and facilitating access to transportation services for individuals with disabilities, seniors and low-income individuals throughout the County. If funding is awarded, it will be included in a future budget.

TRANSPORTATION

38. Award Contract for Bonita Beach Road Resurfacing

Funding:

Current Year Dollar Amount:	$1,026,695
Included in the Current Budget?:	Yes
Fund:	Transportation Capital Improvement
Comments:	

Item Summary:

Awards a low bid contract to Ajax Paving Industries of Florida, LLC to resurface Bonita Beach Road from Kings Kew to west of Fish Trap Bay Bridge, in the amount of $1,026,695.00. The project consists of 2.23 lane miles of resurfacing. Work is expected to begin in January, and funding is available in the 2025 fiscal year budget.

39. Award Contract for Local Road Resurfacing in North Lehigh Acres

Funding:

Current Year Dollar Amount:	$1,750,437
Included in the Current Budget?:	Yes
Fund:	Growth Increment
Comments:	

Item Summary:

Awards a low bid contract to OHLA USA, Inc. to resurface roads in the Lehigh Acres North area in the amount of $1,750,437.34. This project includes the resurfacing of 25.1 lane miles of various roads in Lehigh. Work is expected to begin in January. Funding is available in the FY 2025 budget.

40. Ratify Emergency Expenditures for Repair of Estero Parkway Bridge

Funding:

Current Year Dollar Amount:	$824,462
Included in the Current Budget?:	Yes
Fund:	Transportation Capital Improvement
Comments:	

Item Summary:

Ratifies an emergency purchase with Zep Construction in the amount of $756,462.45 and HighSpans Engineering in the amount of $68,000 for repairs to the Estero Parkway bridge over I-75. Zep Construction was awarded a contract on February 20, 2024 to complete repairs to the MSE wall and approach slabs on the Estero Parkway Bridge. During the planned repairs the project team found that the existing neoprene bearing pads had shifted and needed to be replaced. Highspans finalized a design for the additional repairs to the pads and Zep Construction completed the repairs.

UTILITIES

41. Approve Contract Change Order for North Lee County Wellfield Expansion Design

Funding:

Current Year Dollar Amount:	$119,000
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvement Program
Comments:	Strategic Planning – Infrastructure, Regional Water Supply

Item Summary:

Approves a change order to the contract with Stantec Consulting Services for the Design of the North Lee County Water Treatment Plant Wellfield Expansion Phase III. The change order will increase the contract amount by $119,000.00 for a total contract amount of $6,475,312.15. The project scope ensures that Lee County Utilities complies with the National Environmental Policy Act (NEPA) requirements for monitoring the Eastern Indigo Snake throughout the project duration, the Crested Caracara during its nesting season (November to April), and the Florida Bonneted Bat for the entire project. These efforts necessitate the involvement of specialized ecologists and scientists.

42. Award Construction Contract for South East Wellfield Expansion

Funding:

Current Year Dollar Amount:	$4,553,250
Included in the Current Budget?:	Yes
Fund:	Utilities Water Capacity Fees
Comments:	Projected budgeted in FY25 and FY26.

Item Summary:

Approves a competitively bid construction contract for the South East Wellfield Expansion project to the lowest bidder, Hausinger & Associates, Inc., in the amount of $4,553,250.00. The scope of services includes constructing two Lower Hawthorn Aquifer wells and rehabilitating nine Sandstone Aquifer wells. The project will increase raw water supply and reliability for efficient Green Meadows Water Treatment Plant operations. The Board of County Commissioners approved the project funding as part of the FY25 Utilities Capital Improvement Program.

43. Award Annual Contract for Wastewater Solids/Sludge Removal, Dewatering, Disposal

Funding:

Current Year Dollar Amount:	$125,000
Included in the Current Budget?:	Yes
Fund:	Utilities Operating
Comments:	Expenditures on an as-needed basis as determined in the department's budget. Staff anticipates $125,000 in expenditures for FY25.

Item Summary:

Awards a competitively bid annual contract for the removal of solids/sludge from wastewater treatment processes at various Lee County water reclamation facilities and disposal at the Lee/Hendry Solid Waste Disposal Facility on an as-needed basis. U.S. Submergent Technologies, LLC is the primary vendor and the lowest responsible bidder, and EnviroWaste Services Group, Inc. is the secondary vendor. The initial contract period is three years, with the option to renew for up to two additional one-year periods. The total previous twelve-month average spend was $157,322.97.

44. Approve Agreement with FPL to Install Underground Distribution Facilities

Funding:

Current Year Dollar Amount:	$215,668
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvements
Comments:	

Item Summary:

Approves an Underground Destribution Facilities Installation Agreement with Florida Power & Light Company (FPL), and related documents. The agreement will allow FPL to provide new electrical service for the new Fort Myers Beach Water Reclamation Facility Switchgear.   The existing equipment has exceeded normal life expectancy and requires replacement to maintain the plant's operation. The project will also include hazard mitigation and flood-proofing measures, with the goal of ensuring the facility's resilience against coastal flooding.

The cost for the installation is $215,667.70. This project is included in the FY25 Utilities Capital Improvement Program.

45. Approve Contract Change Order for Corkscrew Road Phase II Widening

Funding:

Current Year Dollar Amount:	$911,900
Included in the Current Budget?:	Yes

Fund:	Utilities Capital Improvement
Comments:	

Item Summary:

Approves a construction contract change order with Bergeron Land Development, Inc. for the Corkscrew Road Phase II Widening project for $911,900, or 3.43% of the original contract price. The additional work is due to plan revisions made during the construction phase to add multiple and various-size tapping sleeves, valves, line stops, water main air release valves, and plug valves to ensure uninterrupted service of source water and potable water supply east of Alico Road. The widening project includes relocating the county's existing water mains, force mains, and raw water mains along the Corkscrew corridor from Bella Terra Blvd to Alico Road, in coordination with Lee County Department of Transportation's road widening initiatives.

ADMINISTRATIVE AGENDA

COMMUNITY DEVELOPMENT

46. Award Disaster Assistance State Housing Initiatives Partnership Grant Agreements

Funding:

Current Year Dollar Amount:	$5,929,656
Included in the Current Budget?:	Yes
Fund:	Affordable Housing Trust Fund (SHIP)
Comments:	

Item Summary:

Approval of the agreements provides State Housing Initiatives Partnership (SHIP) funding totaling $5,909,656 to nonprofit housing development organizations to assist households affected by all recent natural disasters (hurricanes, tornados, flooding, etc.) in Lee County. The SHIP program is solely funded by the State and is locally governed by the strategies in the Local Housing Assistance Plan (LHAP), which allows Lee County to implement the Disaster Assistance Strategy in the event of a disaster legally declared by Executive Order. If implemented, unencumbered SHIP funds from fiscal years 2022/2023, 2023/2024 and 2024/2025 would be used to assist affected households with down payment assistance, owner-occupied emergency home repairs and rehabilitation, mortgage, insurance deductible assistance, and rental assistance.

Approval of the fund reimbursement, totaling $20,000, to the Lee County Housing Development Corporation ensures compliance with their SHIP contract as their oversight in requesting reimbursement of the Program Delivery Fee during the reimbursement process caused them to go over their contract budget by $20,000

PROCUREMENT MANAGEMENT

47. Ratify Emergency Expenditures Executed for Hurricanes Helene and Milton

Funding:

Current Year Dollar Amount:	~~$2,320,710~~ Correction - $1,347,632
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 emergencies as declared by the Board of County Commissioners under Lee County Emergency Resolution No. 24-09-52, enacted on September 24, 2024 for Hurricane Helene and Resolution No. 24-10-15, enacted on October 6, 2024 for Hurricane Milton. 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 and Hurricane Milton Purchase Order (PO) Summary Reports provide a summary of purchase orders to-date for goods and services; $4,217,948.90 for Hurricane Helene and $8,499,118.77 for Hurricane Milton. 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.

PUBLIC HEARING - 9:30 AM

COMMUNITY DEVELOPMENT

48. Approve Issuing HFA Multi-Family Revenue Bonds for Pine Echo Apartments Project

Funding:

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

Item Summary:

Board approval is required for the Housing Finance Authority of Lee County, Florida (HFA) to issue its Multi-Family Mortgage Revenue Bonds in an aggregate amount not to exceed $20,000,000 for a project known as Pine Echo Apartments, 14073 Whitebirch Lane and 14170 Warner Circle, North Fort Myers. The Board previously approved issuance of bonds in an aggregate amount of $16,000,000. This action authorizes an increase of $4,000,000 to finance acquisition, construction, rehabilitation, equipping and development of a 92-unit multifamily independent living facility for persons or families of low, middle or moderate income. The increase is necessary due to changes by the Internal Revenue Service in its treatment of 4% tax credit transactions, increased construction costs, and the expansion of the rehabilitation project.

Ratification of such action by the Board is required under Chapter 159 F.S. There are no financial or administrative costs to the Lee County Board of Commissioners.

COUNTY ATTORNEY

49. Conduct Public Hearing to Adopt Ordinance Establishing Anchoring Limitation Area in City of Cape Coral

Funding:

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

Comments:

Item Summary:

Conduct Public Hearing adopting an ordinance establishing an anchoring limitation area in Bimini Basin. The City of Cape Coral desires to designate an Anchoring Limitation Area in Bimini Basin within the City limits. Florida law grants the authority to create anchoring limitation areas exclusively to Counties through adoption of a County Ordinance.

WALK-ONS AND CARRY-OVERS

COUNTY MANAGER

50. Approve Amendments for Monitoring and Debris Removal Services

Funding:

Current Year Dollar Amount:	$7,500,000
Included in the Current Budget?:	No
Fund:	FEMA Reimbursement
Comments:	

Item Summary:

Approves contract amendments with Thompson Consulting Services, LLC and Crowder-Gulf Joint Venture, Inc., under the Disaster Debris Monitoring and the Disaster Recovery Services solicitations to add debris monitoring and removal services for North Captiva Island and Cayo Costa Island. The amendments will be effective November 19, 2024. Total anticipated spend is $7,500,000.

Typically, these collections are not reimbursable in accordance with FEMA guidance however in the aftermath of Hurricane Milton, FEMA issued a waiver allowing for one pass.