

District 1, Vice Chairman

Kevin Ruane

District 2

Cecil L Pendergrass

District 3

Ray Sandelli

District 4

Brian Hamman

District 5, Chairman

Mike Greenwell


Board of County Commissioners
Regular Meeting Agenda
County Manager

Dave Harner, II

County Attorney

Richard Wm. Wesch

Commission Chambers2120 Main Street
Fort Myers, FL 33901

September 17, 2024
9:30 AM

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 or phone - 239-533-8782, 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 Kyle Strom, Ocean Church

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

CEREMONIAL PRESENTATIONS

1. [Pet of the Month \(Commissioner Pendergrass\)](#)
2. [Falls Prevention Awareness Day \(Commissioner Ruane\)](#)
3. [Hunger Action Month \(Commissioner Hamman\)](#)
4. [Library System 60th Anniversary & Library Card Sign Up Month \(Commissioner Ruane\)](#)

CONSENT AGENDA

CLERK OF COURTS

1. [Approve and Record County Disbursements per Florida Law](#)

Funding:

Current Year Dollar Amount: No funding required.

Included in 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 July 2024 Financial Summary Report](#)

Funding:

Current Year Dollar Amount: No funding required.

Included in Current Budget? N/A

Fund: N/A

Comments:

Item Summary:

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

3. [Present July 2024 Driver Education Safety Trust Fund Report](#)

Funding:

Current Year Dollar Amount: No funding required.

Included in 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.

COMMUNITY DEVELOPMENT

4. [Approve Petition to Vacate at 1124 River Road, North Fort Myers](#)**Funding:**

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

Item Summary:

Extinguishes the public interest in a portion of the unimproved 6-foot public utility easements along the west lines of Lots 51-58 and along the east lines of Lots 98-104 at 1124 North River Rd., North Fort Myers. This action will remove encumbrances to create a unified building site for residential development. There were no objections from the public utility providers and there are no other affected property owners.

5. [Approve Interlocal Agreement with Kingston One Community Development District](#)**Funding:**

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

Item Summary:

Approval of the interlocal agreement provides a mechanism for the Kingston One Community Development District (Kingston One CDD) to provide an alternative form of financial assurance to ensure the completion of specified infrastructure improvements within the District's boundary.

COUNTY ATTORNEY**6. [Confirm and Ratify Resolutions Extending the Hurricane Ian State of Local Emergency.](#)****Funding:**

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

Item Summary:

Confirm and ratify Hurricane Ian State of Local Emergency Resolutions:

24-09-02 - 102nd Extension of State of Local Emergency (Issued 9/9/2024)
 24-09-03 - 103rd Extension of State of Local Emergency (Issued 9/16/2024)

7. [Direct Land Development Code Amendments to Public Hearing](#)**Funding:**

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

Item Summary:

The proposed amendments affect LDC Chapters 2, 6, 10, 12, 14, 30, 33, 34, and three appendices. The Public Hearing will be held on October 1, 2024 at 9:30 a.m. Proposed amendments align the LDC with recent changes to state statute, assure consistency within the LDC and between the Lee Plan and LDC, and streamline regulations where appropriate.

8. Approve Agreement for Traffic Control Enforcement for Stoneybrook at Gateway**Funding:**

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

Comments:

Item Summary:

Florida law authorizes agreements between local governments, law enforcement agencies, and special districts to provide traffic control enforcement on private streets and roads. (Florida Statutes §316.006(3)(b)).

Representatives of Gateway Services CDD requested that the Lee County Sheriff patrol certain private roads within the Stoneybrook at Gateway subdivision as provided in Florida Statutes. County staff and the Sheriff have examined the Gateway Services CDD proposal and find that the proposal is acceptable and recommend approval.

The County and Sheriff's Office are named as additional insureds on liability insurance policies relating to the CDD's ownership, construction and operations and repairs to its roads.

The district has agreed to maintain the streets owned by the CDD and signage consistent with applicable standards stated in the agreement. The Sheriff may charge the district if special services are requested by the district.

9. Approve Settlement with Owner in Case of Lee County v. Davey, et al**Funding:**

Current Year Dollar Amount:	\$63,000
Included in Current Budget?	Yes
Fund:	Other: Transportation Capital Improvement

Comments:

Item Summary:

Lee County received an Order of Taking in the condemnation litigation against Bonne Davey, et al., as part of the Alico Road Project. Bonne M. Davey and Dana Anderson are owners of the property subject to condemnation and this settlement agreement resolves all issues with Bonne M. Davey and Dana Anderson's interest in the property.

COUNTY LANDS**10. Approve Purchase of Land for Future Expansion of Sunshine Blvd. North, Lehigh Acres****Funding:**

Current Year Dollar Amount:	\$34,500
Included in Current Budget?	No
Fund:	Other: Road Impact Fees

Comments:

Item Summary:

Acquires +/-16,335 square foot of land for the future expansion of Sunshine Boulevard North, in the amount of \$30,500 plus closing costs estimated at \$4,000. Sunshine Boulevard North is a project identified and included in the Transportation Priorities that were adopted by the Board of County Commissioners on June 6, 2023. The property is located on the southerly side of Sunshine Boulevard North, east of Nancy Court, Lehigh Acres.

11. [Consider Acquisition of Property for Conservation 20/20 Program](#)**Funding:**

Current Year Dollar Amount:	\$10,500
Included in Current Budget?	Yes
Fund:	Other: Conservation 20/20

Comments:

Item Summary:

Authorizes staff to pursue acquisition activities for a +/-100-acre parcel located in southeastern Lee County. The property is north of existing conservation land owned by National Audubon Society, part of the Corkscrew Swamp Sanctuary and is a former citrus grove. The Conservation 20/20 Land Acquisition and Stewardship Advisory Committee (CLASAC) vote was unanimous to support this nomination and the Acquisition Review Criteria Score is 40. Any purchase agreement will be returned to the Board for future consideration.

12. [Approve Site License Agreement with T-Mobile](#)**Funding:**

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

Comments:

Item Summary:

Authorizes T-Mobile to continue operating communications equipment on the County's cell tower in Fort Myers (address redacted per FL Statute §119.071(3)(e)). The initial term is for five years, with one automatic five-year renewal. The annual license fee is \$56,612.86, with an annual escalation of 4%. Pursuant to an Interlocal Agreement with the City of Fort Myers, the County retains one-half of the license fees.

13. [Approve License Agreement for Powell Creek Drainage Corridor](#)**Funding:**

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

Comments:

Item Summary:

Approves a revocable license agreement with Lee County Electric Cooperative, Inc. (LCEC) for use of a portion of the County-maintained Powell Creek Drainage Corridor in North Fort Myers. LCEC will use the area to install and maintain a subsurface fiber optic cable line that will provide hardwired internet access during times of wireless internet interruption. There is no exchange of funds in this license agreement.

14. [Approve Temporary License Agreement Across County-owned property](#)**Funding:**

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

Comments:

Item Summary:

Authorizes Stewart Slough Cattle Company, LLC, a subsidiary of Miromar Development Corporation, to use a portion of the right-of-way of the future Estero Parkway Extension as a temporary construction access to its adjacent properties. The term of the license is 270 days.

15. [Accept Donation of Temporary Parking Area for Fort Myers Beach Trams](#)

Funding:

Current Year Dollar Amount: No funding required.

Included in Current Budget? N/A

Fund: General Fund

Comments:

Item Summary:

Accepts the donation of a temporary parking area from Fort Myers Beach Fire Control District for overnight parking of three LeeTran trams. The parking area is located at 2545 and 2555 Estero Boulevard, Fort Myers Beach. The term of the parking agreement runs from September 20, 2024, through May 1, 2025. Lee County is responsible for installing fencing along all sides of the site, and for removing the fencing and restoring the site when the agreement expires.

16. [Accept Quit Claim Deed and Declare Property Surplus for Bid Sale](#)

Funding:

Current Year Dollar Amount: \$7,530

Included in Current Budget? Yes

Fund: General Fund

Comments:

Item Summary:

Accepts a quit claim deed for a house located at 3819 6th Street SW, Lehigh and adopts a resolution declaring the property as surplus. The property is being acquired through a Settlement Agreement and Release of Claims as part of an asset forfeiture with the Lee County Sheriff's Office under the Florida Contraband Forfeiture Act (FCFA). The house is not required for County use. Allowing County Lands to place the property for a bid sale will reduce the County's liability/maintenance cost. Included with this approval is a request for \$7,500 for the costs of electric, lawn care and other maintenance until the sale of the property. These costs will be reimbursed from the sales proceeds. A sales contract will be brought to the Board of County Commissioners for consideration.

COUNTY MANAGER

17. [Execute Agreements for CDBG-DR Multi-Family Rehabilitation Projects](#)

Funding:

Current Year Dollar Amount: \$21,688,136

Included in Current Budget? Yes

Fund: Other:

Community Development Block Grant-Disaster Recovery

Comments: CDBG-DR Grant Funded

Hurricane Ian – Recovery & Resilience

Item Summary:

Authorizes the execution of written agreements for CDBG-DR Multi-Family Housing Rehabilitation projects at Landings at East Point the amount of \$6,117,189, East Point Place in the amount of \$7,123,238, and Renaissance Preserve in the amount of \$8,447,718. Funding will allow the awarded public housing authorities and subsidiaries to rehabilitate a total of 604

housing units as well as mitigate and build resiliency against future disasters. The BoCC awarded these CDBG-DR grants on May 21, 2024.

18. Extend Term of Interfund Loans

Funding:

Current Year Dollar Amount:	\$0 new funding
Included in Current Budget?	N/A
Fund:	Other: Various Funds

Comments:

Item Summary:

Extends term of active inter-fund loans from September 30, 2024 to September 30, 2025. The extension is necessary due to timing lag of grant and insurance reimbursements.

19. Approve Interlocal Agreement with Fort Myers CRA for Arts and Cultural Events

Funding:

Current Year Dollar Amount:	No funding required.
Included in Current Budget?	Yes
Fund:	

Comments:

Item Summary:

This item allows the City of Fort Myers CRA to continue to use tax increment revenues for marketing, arts, and cultural events in the CRA districts. State law no longer allows tax increment funds to be used for these activities unless there is an agreement between the local CRA parties (Fort Myers and the County).

The use of this tax increment revenue is specifically limited to no more than 5% of the annual budget for each community redevelopment district, and any such budgeted funds cannot be used in any other district. These funds currently pay for such events as Artfest and the River District Alliance. This Agreement shall be in full force and effect for 26 years from the date of its execution. This Agreement may be terminated by any party upon 30 days written notice to the other parties.

FACILITIES CONSTRUCTION AND MANAGEMENT

20. Approve Renewing Piggyback Contract for Elevator & Escalator Maintenance & Services

Funding:

Current Year Dollar Amount:	See Comments below.
Included in Current Budget?	Yes
Fund:	General Fund, Enterprise, Other: Various Department Funds

Comments:	Individual purchases in excess of \$100,000.00 will be brought to the Board for approval.
-----------	---

Item Summary:

Approves renewing the annual piggyback contract for elevator and escalator maintenance services with Kone Inc. The contract amount is \$273,539.52 and the term is through September 27, 2025. Included with this approval is an increase in hourly rates for services not included in the preventative maintenance agreement.

Individual purchases in excess of \$100,000.00 will be brought to the Board for approval.

21. [Approve Change Order for Improvements to North Fort Myers Shuffleboard Court](#)

Funding:

Current Year Dollar Amount:	\$23,830
Included in Current Budget?	Yes
Fund:	General Fund
Comments:	The new contract total is \$121,159 <ul style="list-style-type: none"> · Original STA - \$73,494 · CO 01 – \$9,735 · CO 02 – Time Only · CO 03 – \$14,100 · CO 04 – \$23,830 (current)

Item Summary:

Approves Change Order 4 for Blot Engineering, Inc. for additional design and permitting for the shuffleboard court shade structure at North Fort Myers Recreation Center. The change order amount is \$23,830.00.

The shuffleboard courts were built in 1999 and are home to the Lee County Shuffleboard Club. Shuffleboard is a very popular recreational activity, necessitating court improvements and modifications.

The project includes:

- Designing a replacement shade structure that covers both patrons and players.
- Replacing the current wooden shed with a new metal shed.
- Resurfacing the courts.

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

22. [Award Contract to Replace County/City Annex Roof](#)

Funding:

Current Year Dollar Amount:	\$249,753
Included in Current Budget?	Yes
Fund:	General Fund
Comments:	

Item Summary:

Awards a contract to Service Works Commercial Roofing, LLC. to replace the roof of the County/City Annex building in the amount of \$249,753.00.

The roof of the County/City Annex building, located at 1825 Hendry Street, is approximately 22 years old and past the end of its life cycle. The entire roof needs to be replaced to prevent any damage to the facility. The offices at the location include Risk Management, Innovation & Technology, Clerk of Courts Auditor, Human Resources, and the City of Fort Myers Community Development. The new roof will come with a twenty-year warranty, which includes all components purchased from the manufacturer.

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

23. [Award Contract to Replace Melvin Morgan Constitutional Complex Roof](#)

Funding:

Current Year Dollar Amount:	\$516,643
Included in Current Budget?	Yes
Fund:	General Fund

Comments:

Item Summary:

Awards a contract to Service Works Commercial Roofing, LLC to replace the roof of the Melvin Morgan Constitutional Complex in the amount of \$516,643.00.

The roof of the Melvin Morgan Constitutional Complex is approximately 31 years old, and past the end of its life cycle. The entire roof needs to be replaced to prevent any damage to the facility. The offices at this location include the Tax Collector, Elections, Clerk of Courts, and Property Appraiser. The new roof will come with a twenty-year warranty, which includes all components purchased from the manufacturer.

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

24. [Approve County Project Authorization to Replace JetBlue Park Roof](#)

Funding:

Current Year Dollar Amount:	\$148,735
Included in Current Budget?	Yes
Fund:	Other:
	Tourist Development Tax

Comments:

Item Summary:

Approves a County Project Authorization (CPA) to Service Works Commercial Roofing, LLC to replace the roof at JetBlue Park stadium in the amount of \$148,735.00.

The eastern part of the roof covering the 4th floor offices and the press box section of the JetBlue stadium needs to be replaced. This portion of the roof exhibits numerous signs of excessive wear and deterioration of the protective surface due to weather conditions that have caused leaks and water immersions into the facility that houses Red Sox and Parks and Recreation employees, and visitors to the stadium.

This new portion of the roof will come with a twenty-year warranty, which includes all components purchased from the manufacturer.

This planned and budgeted project will be funded through the Tourist Development Tax Fund.

25. [Award Contract to Restore Bonita Beach Access 1, Bonita & Little Hickory Beach Parks](#)

Funding:

Current Year Dollar Amount:	\$571,100
Included in Current Budget?	Yes
Fund:	Other:
	FEMA Disaster Relief Fund
Comments:	Hurricane Ian – Recovery & Resilience

Item Summary:

Awards a contract to Weston & Sampson Engineers, Inc. to provide design, permitting, and construction administration services to restore Bonita Beach Park, Bonita Beach Access 1, and Little Hickory Island Beach Park. The contract amount is \$571,100.00.

The project includes restoring three public beach access points along Bonita Beach, which sustained significant structural damage during Hurricane Ian. The affected structures include the restroom and county office building at Bonita Beach Park, two restroom buildings at Little Hickory Island Beach Park, and the wooden boardwalks and pavilions at all three parks. The restroom building at Little Hickory Island Beach Park will be replaced, while the Bonita Beach Park restrooms and county office building will be repaired.

This project will be funded through the Federal Emergency Management Agency's (FEMA) Disaster Relief Fund.

INNOVATION AND TECHNOLOGY

26. Approve Piggyback Lease Purchase of Dell Computers

Funding:

Current Year Dollar Amount:	\$199,993
Included in Current Budget?	Yes
Fund:	Other: ITS Fund
Comments:	The annual amount is \$199,993.31. Total expenditure for five-year lease purchase is \$924,831.00.

Item Summary:

Approves the piggyback lease purchase of 589 Dell Computers for annual PC refresh using the Florida NASPO ValuePoint Dell Contract. This lease purchase will be under the County's existing contract with Dell Financial Services LLC and be paid using budgeted operating funds. The annual amount is \$199,993.31, and total expenditure for the five-year lease purchase is \$924,831.00.

This will remove older computers that are no longer under warranty and are not supported by current software and security systems.

A market analysis was completed, and using this piggyback provides a savings of 13%-31% off contract or separate vendor contracts.

27. Approve Piggyback Purchase for Network and Security Operation Services

Funding:

Current Year Dollar Amount:	\$638,491
Included in Current Budget?	Yes
Fund:	Other: Innovation & Technology

Comments:

Item Summary:

Approves a piggyback purchase from Driven Technologies to use pricing on the Florida Department of Management Services/NASPO ValuePoint Contract. Driven Technologies will provide 24/7 enterprise-wide network and security monitoring, as well as datacenter, network and voice infrastructure support. The contract amount is \$638,491.00 and is for a term of one year.

A market analysis was completed and the purchase under this contract will represent a savings of \$34,814.00 or 5.17% from the previous contract.

28. Approve Annual Piggyback Purchase for Cybersecurity Software

Funding:

Current Year Dollar Amount:	\$333,496
Included in Current Budget?	Yes
Fund:	Other: ITG - Internal Services Fund

Comments:

Item Summary:

Approves piggyback purchase for the annual renewal of Palo Alto Cortex XDR Pro endpoint anti-virus protection in the amount of \$333,495.50. This anti-virus is used on all County workstations and servers, to provide protection from cyber security threats. Additional features will be included which will assist in shortening response and remediation times for cyber security incidents.

A market analysis was completed and the purchase under this contract will represent a savings of \$130,185.00.

29. Approve Amending Piggyback Contract for Cybersecurity Services

Funding:

Current Year Dollar Amount:	See Comments below.
Included in Current Budget?	Yes
Fund:	Other:
Comments:	Additional two month cost of \$250,000 will impact Fiscal Year 24-25.

Item Summary:

Approves amending a piggyback contract with IT Staffing and Consulting, Inc. dba ISC, to extend the County's current Cyber Security contract to 11/30/2024 and realign support to better serve the County. The realignment of the services will not change the anticipated expenditures under the contract. The additional two months will be for a total amount of \$250,000. Total approved expenditures during Fiscal Year 2023-2024 were \$1,208,904.

LIBRARY

30. Approve Single Source Purchase of Automated Materials Handling Equipment and Service

Funding:

Current Year Dollar Amount:	\$235,400
Included in Current Budget?	Yes
Fund:	Other:
	Library
Comments:	

Item Summary:

Approves a single source service agreement with Lyngsoe Systems, Inc. to replace automated material handling systems for the Cape Coral, Fort Myers and Northwest regional libraries. The agreement includes renewal of support, services and routine maintenance of all systems. The agreement term is five years, for a total amount of \$1,250,000.

The equipment is located at the Bonita Springs, Cape Coral, East County, Fort Myers, Lakes, North Fort Myers, and Northwest libraries. The systems use material induction machines, sorting controllers, conveyors, and RFID scanners to automate the process of checking-in, sorting, and routing borrowed materials to expedite return of materials and reduce turnaround time of library materials for patrons.

31. Approve Submitting Application for FY24-25 State Aid to Libraries Grant

Funding:

Current Year Dollar Amount:	No funding required.
Included in Current Budget?	Yes
Fund:	Other:
	Library
Comments:	

Item Summary:

The Florida State Aid to Libraries Grant is an annual grant for which the Lee County Library system applies. The funds from this grant are used to support services which provide equal access to free public library services to all residents. The grant application requires Board approval of the Grant Agreement, Certification of Hours, Free Library Service and Access to Materials, Long Range Plan and the Annual Plan of Service. Once approved, the items must be submitted by Oct. 1, 2024 to the Florida Department of State, Division of Library Information Services. In FY23-24, the library received \$487,218. Award estimates for FY24-25 are not available.

32. [Award Quote for Library Moving and Storage Services](#)**Funding:**

Current Year Dollar Amount:	\$125,500
Included in Current Budget?	Yes
Fund:	Other:
	Library

Comments:

Item Summary:

Authorizes the purchase of moving and storage services from Two Men and a Truck in the amount of \$125,500.00 This purchase provides moving services from the South County Library to a storage unit as well as twelve months of storage, which is required during the library renovation.

The moving expenses are included in the South County Regional Library renovation project budget.

NATURAL RESOURCES**33. [Adopt Resolution Supporting Application for FY25/26 FDEP Beach Funding](#)****Funding:**

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

Comments:

Item Summary:

Adopts a resolution supporting an application for grant funding from Florida Department of Environmental Protection (FDEP). The grant funding will be used for beach nourishment and inlet management projects including Bonita Beach Nourishment, Bonita Beach Groin Repair, and Lover's Key Nourishment projects. The County has successfully applied for, and been awarded, numerous grants in the past, with some grant reimbursements as high as 75% of Lee County's costs. This year, the competitive grant process may provide FY25/26 funding to offset County costs of planned beach erosion control projects. No funding is required for this request. Prior awards have been granted for projects including Gasparilla Island, Captiva (CEPD), Blind Pass, Estero Island, Lovers Key, and Bonita Beach.

PUBLIC SAFETY**34. [Approve Piggyback Purchase of Radio Consoles and Server for EOC Expansion](#)****Funding:**

Current Year Dollar Amount:	See Comments below.
Included in Current Budget?	Yes
Fund:	General Fund

Comments:

The contract amount is \$2,351,192. No funding required this fiscal year. Funding for this project is incorporated in the FY24/25 CIP.

Item Summary:

Approves a piggyback purchase to use pricing on the NASPO Valuepoint Contract with Motorola Solutions Inc., for the purchase, implementation, and maintenance of radio consoles and a server for the Emergency Operations Center expansion. The contract amount is \$2,351,192.

The new Public Safety Center includes a 52-seat communications center, which requires the purchase and installation of 25 radio consoles. A market analysis was completed and the purchase under this contract will represent a savings of 14% or \$383,422.00 off the list price for materials and services.

35. Approve Contract Amendment for P25 Radio Communication System Maintenance**Funding:**

Current Year Dollar Amount:

See Comments below.

Included in Current Budget?

Yes

Fund:

Enterprise

Comments:

No funding required this fiscal year. The amendment will increase the contract amount by \$1,211,089 in FY24/25, with escalations annually, with total anticipated expenditures over the 12-year term in the amount of \$18,040,461.

Item Summary:

Approves a contract amendment with Motorola Solutions, Inc., under the solicitation for P25 System Migration Project, to add preventative maintenance services. The amendment will increase the contract amount by \$1,211,089 in FY24/25, with escalations annually, with total anticipated expenditures over the 12-year term in the amount of \$18,040,461. There were no expenditures in this current fiscal year for these services, as the system is exiting a three-year factory warranty and expanded warranty coverage this fall. Due to terms and conditions included in the 2019 contract, the County will achieve a significant savings over current maintenance structures and pricing.

RISK MANAGEMENT**36. Approve Purchase of Excess Liability Insurance for Solid Waste Agreement with FPL****Funding:**

Current Year Dollar Amount:

\$385,100

Included in Current Budget?

Yes

Fund:

Enterprise

Comments:

Item Summary:

As a condition of an agreement between Lee County and FPL for the high-voltage interconnection switching station at the Waste to Energy (WTE) facility, a separate standalone excess insurance policy is required. The expenditure of \$385,100 is necessary in order to purchase/bind this standalone excess insurance policy and continue coverage as required by the contract.

37. [Approve Purchase of Property Insurance Coverage for Toll Bridges](#)**Funding:**

Current Year Dollar Amount:	\$3,864,259
Included in Current Budget?	Yes
Fund:	Enterprise

Comments:

Item Summary:

The expenditure of \$3,864,259 is necessary in order to secure and bind insurance coverage for fiscal year 24-25. This expenditure adds for an 18-month policy coverage, moving the toll bridges renewal date to April 1, 2026, outside of hurricane season. Doing so will entice those carriers hesitant to provide quotes during the height of hurricane season, allowing for future better premium leverage. This coverage provides financial protection to the County against various unexpected property type losses.

38. [Approve Purchase of Property, Excess Casualty, and all other Other Ancillary Insurance Policies](#)**Funding:**

Current Year Dollar Amount:	\$15,562,166
Included in Current Budget?	Yes
Fund:	General Fund

Comments:

Item Summary:

The expenditure of \$15,562,166 is necessary in order to secure and bind insurance coverage for fiscal year 24-25. This expenditure adds for an 18-month coverage for property and miscellaneous bridges and piers, moving the renewal date of these coverages to April 1, 2026, outside of hurricane season. Doing so will entice those carriers hesitant to provide quotes during the height of hurricane season, allowing for future better premium leverage. This coverage provides financial protection to the County against various unexpected type losses.

SHERIFF**39. [Approve Expenditure of Fees Collected by Lee County Sheriff's Office](#)****Funding:**

Current Year Dollar Amount:	\$403,954
Included in Current Budget?	Yes
Fund:	General Fund

Comments:

Item Summary:

Approves FY23-24 expenditure of \$403,953.74 of revenues collected from various fees and services by the Sheriff's Office during the period of 06/29/2024 through 08/22/2024. Also, approve transfers within budget line items within the Sheriff's Office allocation. The proceeds are used to offset expenses for false alarms and overtime associated with background checks and fingerprinting services, vehicle repairs, equipment purchases and fuel.

SOLID WASTE**40. [Approve CPA for Asphalt Repairs at Lee Hendry Landfill Site](#)****Funding:**

Current Year Dollar Amount:	\$327,146
Included in Current Budget?	Yes

Fund:

Enterprise

Comments:

Item Summary:

Approves a County Project Authorization (CPA) to the contract with Pavement Maintenance LLC to repair paving at the Lee Hendry Landfill and Compost Facility. The total project cost is \$327,146.04. The project will prevent further damage to roadways and promote proper site drainage. A guardrail will also be installed on the north side of the bypass road for safety purposes.

41. [Approve CPA for Asphalt Repairs at Buckingham Waste to Energy Site](#)**Funding:**

Current Year Dollar Amount:	\$284,226
Included in Current Budget?	Yes
Fund:	Enterprise

Comments:

Item Summary:

Approves a County Project Authorization (CPA) to the contract with Pavement Maintenance LLC to repair paving at the Buckingham Waste to Energy facility. The total project cost is \$284,225.84. The project will prevent further damage to roadways and promote proper site drainage.

42. [Award Contract for Legal Services for Solid Waste](#)**Funding:**

Current Year Dollar Amount:	\$175,000
Included in Current Budget?	Yes
Fund:	Enterprise

Comments:

Item Summary:

Awards a competitively solicited contract to Carlton Fields, P.A. for legal services on an as-needed basis. The initial term is for two years and can be renewed up to three additional years upon mutual agreement of both parties. Total anticipated expenditures for these services for Fiscal Year 24-25 is \$175,000.00.

The firm will provide supplemental legal services focused on long-term plan development for Solid Waste. They will provide strategies to meet growing needs, including disposal, recycling, and transportation opportunities. They will also assist with developing and negotiating disposal and landfill partner agreements, permitting and development of new or refurbished solid waste facilities, and understanding and mitigating any impacts of federal and state environmental regulations.

As requested by the County Attorney, the firm will assist with other legal matters involving the County's solid waste facilities and operations. All activities are subject to the supervision of the County Attorney's office.

TRANSIT**43. [Approve Change Order to Single Source Purchase of Smart Cards and Media Fare](#)****Funding:**

Current Year Dollar Amount:	\$125,000
Included in Current Budget?	Yes
Fund:	Enterprise

Comments:

Item Summary:

Approves a change order to the single source contract with Genfare, LLC. The change order will increase the contract time by 102 days to 09/30/2025 and increase the compensation by \$125,000 bringing the total to \$224,900. The increase is being requested for additional smart cards and media fare as needed. The LeeTran fare collection system only uses smart cards and media fare distributed by Genfare, LLC.

44. [Authorize Agreement and Adopt Resolution for FDOT Public Transit Block Grant Funding](#)

Funding:

Current Year Dollar Amount:	See Comments below.
Included in Current Budget?	Yes
Fund:	Enterprise, Other:
Comments:	FDOT Grant: \$2,733,768 Lee County Match: \$2,733,768

Item Summary:

Approves a Public Transportation Grant Agreement and adopts a resolution for FY24/25 Public Transit Block Grant funding from the Florida Department of Transportation (FDOT). The grant amount is \$2,733,768 and includes a local match requirement of an equal amount. This grant provides annual assistance to transit agencies and may be used for eligible operating costs associated with providing public transit services. The term of this agreement will begin once the agreement is executed and will expire on December 31, 2026.

TRANSPORTATION

45. [Approve FDOT Funding Agreement for Gunnery and Buckingham Roundabout](#)

Funding:

Current Year Dollar Amount:	\$4,590,880
Included in Current Budget?	N/A
Fund:	Other: Federal Funding
Comments:	

Item Summary:

Approves an agreement with the Florida Department of Transportation (FDOT) to construct a roundabout at Gunnery Road and Buckingham Road. The County will receive \$4,590,880 in Federal funding to construct this roundabout. 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.

46. [Approve FDOT Funding Agreement for Handrail Repairs on Stringfellow Road](#)

Funding:

Current Year Dollar Amount:	\$105,450
Included in Current Budget?	N/A
Fund:	Other: Federal Funding
Comments:	

Item Summary:

Approves an agreement with the Florida Department of Transportation (FDOT) to repair damages sustained during Hurricane Ian to the handrail on Stringfellow Road. The County will receive \$105,450 in Federal funding, which covers 80% of the construction. The additional

20% of the construction estimate is funded through a State appropriation. The construction contract, State appropriation agreement along with project amendments will be presented to the Board for approval at a later date.

UTILITIES

47. Approve Sole Source Purchase for Calibration Systems and Support Services

Funding:

Current Year Dollar Amount:	\$90,000
Included in Current Budget?	Yes
Fund:	Enterprise
Comments:	

Item Summary:

Secures Beamex, Inc. as the sole source provider in the not-to-exceed amount of \$90,000 for Beamex calibration software, support, training, and related equipment and services. Beamex calibration systems ensure the accuracy and reliability of measurement instruments used at water and wastewater treatment facilities. Beamex, Inc. is the sole source provider, manufacturer, and the only company that can provide support services for their systems. Total expenditures for the prior 12-month period totaled \$66,583.

48. Approve Piggyback Purchase of a Lift Station Backup Generator

Funding:

Current Year Dollar Amount:	\$130,322
Included in Current Budget?	Yes
Fund:	Enterprise
Comments:	

Item Summary:

Approves a piggyback purchase with Cummings, Inc. to use pricing on the Sourcewell Contract for Electrical Energy Power Generation Equipment with Related Parts, Supplies, and Services to purchase a backup generator. The contract amount is \$130,322.41. The backup generator for a lift station located near Sandel Wood Circle in the Heritage Farm subdivision has been identified as needing a new generator due to the increased volume of flows it receives and limited holding time within the gravity system during electrical outages. The generator will provide backup electricity during power outages, ensuring the lift station remains operational and reduces the risk of sewer overflows. A market analysis was completed by Procurement Management and the purchase under this contract will represent a savings of \$12,025.72 or 8% off the list price.

49. Approve Contract Change Order for Design of Wellfield Expansion at North Lee County

Funding:

Current Year Dollar Amount:	\$318,000
Included in Current Budget?	Yes
Fund:	Enterprise
Comments:	

Item Summary:

Approves Change Order No. 4 to the contract with Stantec Consulting Services for Design of North Lee County Water Treatment Plant Wellfield Expansion Phase III. The change order will increase the contract amount by \$318,00.00 for a total contract amount of \$6,356,312.15. The Phase III-A surface facilities and pipeline Contractor has failed to meet the final completion date of March 29, 2024. Construction Engineering & Inspection are needed to close out the project. Due to the contractor's delays, it is anticipated the completion timeframe will be in October 2024. The NLC WTP Well Field Phase III Expansion will add five additional well sites

and accommodate projected growth and increased demand for services in accordance with the 2019 Lee County Utilities Water Master Plan. The Board of County Commissioners approved the project funding as a part of the FY24 Utilities Capital Improvement Program.

VISITOR AND CONVENTION BUREAU

50. [Approve FY24/25 Cooperative Media Agreement with Brand USA](#)

Funding:

Current Year Dollar Amount:	\$400,000
Included in Current Budget?	Yes
Fund:	Other:
	Tourist Development Tax Special Revenue

Comments:

Item Summary:

Allows the Visitor & Convention Bureau to purchase \$400,000 of international media placements with Brand USA. Brand USA was created in 2010 for the purpose of encouraging travelers from all over the world to visit the United States. The placements are expected to yield approximately 59.3 million media impressions targeting German, Canadian and United Kingdom markets.

ADMINISTRATIVE AGENDA

COUNTY MANAGER

1. [Authorize Annual Merit Increase for County Manager](#)

Funding:

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

Comments:

Item Summary:

Approves the merit increases for the County Manager for his performance and contribution to the organization in accordance with his existing agreement.

2. [Award CDBG-DR Funds for Affordable Housing Development](#)

Funding:

Current Year Dollar Amount:	\$89,250,000
Included in Current Budget?	Yes
Fund:	Other:
	Community Development Block Grant-Disaster Recovery
Comments:	CDBG-DR Grant Funded

Hurricane Ian – Recovery & Resilience

Item Summary:

Awards \$89,250,000 of Community Development Block Grant-Disaster Recovery funds to eight affordable housing development projects as recommended by the Lee County CDBG-DR Affordable Housing Development committee. Funding will result in the development of 412 affordable multi-family housing units and 262 affordable single-family homes.

3. [Approve Amendment to Florida Dept of Commerce Loan for Hurricane Ian Recovery](#)**Funding:**

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

Comments:

Item Summary:

Approves an amendment to extend the term of the \$25,000,000 loan from the Florida Department of Commerce to cover costs associated with continuing, expanding, or modifying governmental operations to meet Hurricane Ian disaster-related needs. The amendment extends the term of the interest free loan from September 15, 2025 to September 15, 2033.

NATURAL RESOURCES**4. [Award Contract for Lovers Key & Bonita Beach Nourishment](#)****Funding:**

Current Year Dollar Amount:	See Comments below.
Included in Current Budget?	Yes
Fund:	General Fund, Other: CIP - Tourist Development Beach
Comments:	Contract Amount: \$39,173,250 <ul style="list-style-type: none"> • FDEP - \$23,589,967 • FEMA - \$2,042,458 • Lee County - \$7,720,975 • City of Bonita Springs - \$5,819,850

Item Summary:

Hurricane Ian caused extensive damage to multiple beach segments on Lovers Key and Bonita Beach. This item awards a contract to Weeks Marine, Inc. to excavate, transport, and place beach-compatible sand from a Gulf of Mexico sand source to nourish multiple beach segments to offset impacts from the hurricane. The contract amount is \$39,173,250.00. This planned and budgeted project will be funded through the Florida Department of Environmental Protection (FDEP) and the Federal Emergency Management Agency's (FEMA) Disaster Relief Fund.

PARKS AND RECREATION**5. [Approve LAP Agreement with FDOT for Able Canal Linear Park Project](#)****Funding:**

Current Year Dollar Amount:	\$4,362,650
Included in Current Budget?	Yes
Fund:	General Fund

Comments:

Item Summary:

Approves a Local Agency Program (LAP) Agreement with the Florida Department of Transportation (FDOT) in the amount of \$4,362,650. This funding will be used to develop a 6-mile-long linear park or "greenway" in along Able Canal in Lehigh Acres and will include a shared-use pathway, bicycle/pedestrian bridge, landscaping, shade structures and site amenities. The project is expected to be completed in FY 26/27. Lee County is contributing an additional \$9,490,773 toward the project. Funding for this item is included in the budget.

UTILITIES**6. [Award Contract for Three Oaks Water Reclamation Facility Deep Injection Well](#)****Funding:**

Current Year Dollar Amount: \$12,277,777

Included in Current Budget? Yes

Fund: Enterprise

Comments:

Item Summary:

Awards a competitively-bid construction contract to Youngquist Brothers, Inc., in the amount of \$12,277,777.00. Youngquist will construct and test a second deep injection well at the Three Oaks Water Reclamation Facility. Constructing a second well is a requirement to renew the Florida Department of Environmental Protection Operating Permit and will increase serviceability and reliability for efficient operations. The Board of County Commissioners approved the project funding as part of the FY24 Utilities Capital Improvement Program.