

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



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

January 21, 2025  
9:30 AM

**County Manager**  
Dave Harner, II  
**County Attorney**  
Richard Wm. Wesch  
**Commission Chambers**  
2120 Main Street  
Fort Myers, FL 33901

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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](mailto: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.

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Invocation - Pastor Jeff Chitwood, Anchor Christian 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

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## PROCLAMATIONS

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1. **National Mentoring Month (Commissioner Pendergrass)**

**2. Southwest Florida PR and Communications Professionals' Day (Commissioner Hamman)**

**RECAP**

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**CONSENT AGENDA**

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***ANIMAL SERVICES***

**1. Approve Single Source Purchase for Chameleon Software and Online Services**

**Funding:**

Current Year Dollar Amount: \$95,000  
Included in the Current Budget?: Yes  
Fund: General Fund  
Comments:

**Item Summary:**

Lee County Domestic Animal Services (LCDAS) has used Chameleon software provided by HLP, Inc. for daily operations since 2001. This software unifies all aspects of animal control operations and allows LCDAS the ability to continue providing animal control services to the community. LCDAS also uses an online pet licensing module that allows citizens to purchase pet licenses through an online website. There are two main charges for Chameleon software: a fixed yearly maintenance fee and a license/rabies certificate transaction fee dependent upon the number of transactions in a particular month. Additionally, LCDAS has begun using a new module within Chameleon which allows LCDAS to provide more information to approved Pet Placement Partners so rescues can pull animals faster than traditional communication routes.

***CLERK OF THE COURTS***

**2. 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 Lee County Clerk of Court's website - <https://www.leeclerk.org/departments/finance/financial-reports/bocc-check-registers-and-wire-transfers>.

**3. Present Driver Education Safety Trust Fund Report for October 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.

**4. Present Driver Education Safety Trust Fund Report for November 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.

**5. Present Monthly Financial Summary Report for October 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.

**6. Present Monthly Financial Summary Report for November 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.

**7. Present Monthly Investments Summary for November 2024**

**Funding:**

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

Budget?:  
Fund: N/A  
Comments:

**Item Summary:**

This is a monthly information report from the Clerk of Court's Office that provides interim information on investments.

**COMMUNITY DEVELOPMENT**

**8. Approve Petition to Vacate at 3319 39th 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 lines between Lots 1 and 2 and Lots 1 and 20 of the platted lots at 3319 39th Street SW, 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**

**9. 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:

- 24-12-16– 11<sup>th</sup> Extension of State of Local Emergency (Issued 12/10/2024)
- 24-12-18 – 12<sup>th</sup> Extension of State of Local Emergency (Issued 12/17/2024)
- 24-12-20– 13<sup>th</sup> Extension of State of Local Emergency (Issued 12/24/2024)
- 24-12-22 – 14<sup>th</sup> Extension of State of Local Emergency (Issued 12/31/2024)
- 25-01-02– 15<sup>th</sup> Extension of State of Local Emergency (Issued 1/7/2025)
- 25-01-04 – 16<sup>th</sup> Extension of State of Local Emergency (Issued 1/14/2025)
- 25-01-06– 17<sup>th</sup> Extension of State of Local Emergency (Issued 1/21/2025)

**10. 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:

- 24-12-15– 9<sup>th</sup> Extension of State of Local Emergency (Issued 12/8/2024)
- 24-12-17 – 10<sup>th</sup> Extension of State of Local Emergency (Issued 12/15/2024)
- 24-12-19– 11<sup>th</sup> Extension of State of Local Emergency (Issued 12/22/2024)
- 24-12-21 – 12<sup>th</sup> Extension of State of Local Emergency (Issued 12/29/2024)
- 25-01-01– 13<sup>th</sup> Extension of State of Local Emergency (Issued 1/5/2025)
- 25-01-03 – 14<sup>th</sup> Extension of State of Local Emergency (Issued 1/12/2025)
- 25-01-05– 15<sup>th</sup> Extension of State of Local Emergency (Issued 1/19/2025)

**11. Adopt Amendment to Administrative Code AC-02-14**

**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 Administrative Code AC-2-14 in accordance with recently adopted amendments to the Land Development Code regarding maximum daily fine amounts that may be imposed by the Hearing Examiner.

**COUNTY LANDS**

**12. Authorize Staff to Bid at Tax Deed Auction for a Lot on Cayo Costa**

**Funding:**

Current Year Dollar Amount: \$25,990  
Included in the Current Budget?: Yes  
Fund: Conservation 20/20  
Comments: Tax Deed Purchase: Not to exceed \$25,000  
Environmental Transaction Screening: \$950  
Recording Fees: \$40  
  
Long Term Recovery Initiative NR-005 and NR-006

**Item Summary:**

Authorizes staff to pursue a Cayo Costa lot through the tax deed auction process for the Conservation 20/20 Program. The opening bid is +/- \$2,686 and staff is requesting funds to bid up

to \$25,000 this parcel.

**13. Approve Ground Lease for a Future EMS Facility in North Cape Coral**

**Funding:**

Current Year Dollar Amount:	\$1.00
Included in the Current Budget?:	Yes
Fund:	General
Comments:	Long Term Recovery Initiative IF-005 and HS-002

**Item Summary:**

Approves the lease of a 3.86+/- acre lot, to provide land for a future EMS Public Safety Station. The lease is \$1.00 per year. Initial term is 50 years with two 10-year extensions. The lot is located at 101 NW Douglas Parkway, Cape Coral. This location has been identified for EMS system expansion in a future fiscal year, as presented to the Board during the May 7, 2024 Workshop. Public Safety has received grant funding from the Hurricane Ian CDBG-DR allocation for design and construction of this project, which is expected to cost \$10 million. This location will serve the growing areas of northeast and northwest Cape Coral, primarily infill single-family residences.

**14. Approve Acceptance of Perpetual Public Bus Shelter Easement in North Fort Myers**

**Funding:**

Current Year Dollar Amount:	\$130
Included in the Current Budget?:	Yes
Fund:	General
Comments:	Estimated recording fees

**Item Summary:**

Accepts donation of a +/- 1,392 square foot Perpetual Public Pedestrian Bus Shelter Easement located at 15201 N. Cleveland Avenue, North Fort Myers. The easement is part of a development order for the construction of multi-family housing units located at Merchants Crossing Shopping Center.

**COUNTY MANAGER**

**15. Award Contract to Ballard Partners for Federal Advocacy Services**

**Funding:**

Current Year Dollar Amount:	\$120,000
Included in the Current Budget?:	
Fund:	General Fund
Comments:	

**Item Summary:**

Approves an agreement with Ballard Partners for federal strategic consulting and advocacy services that carries an initial one-year term that can be renewed annually.

**FLEET MANAGEMENT**

**16. Approve Purchase of Replacement Crane Truck for Utilities Department**

**Funding:**

Current Year Dollar Amount: \$171,074  
Included in the Current Budget?: Yes  
Fund: Utilities Capital  
Comments:

**Item Summary:**

Authorizes the purchase of a 2025 Ford F-550 Super Cab four-wheel drive Reading utility body service truck with Palfinger Crane in the amount of \$171,074. This purchase will be made using the Sam Galloway Ford Inc. contract previously approved by the Board. This vehicle replaces an aging service truck that has reached the end of its useful life per Lee County Fleet Management vehicle replacement parameters. This equipment will be used for service and mechanical work at various Lee County Utilities sites throughout Lee County.

**17. Approve Piggyback Purchase of Fleet Management Software**

**Funding:**

Current Year Dollar Amount: \$165,444  
Included in the Current Budget?: Yes  
Fund: Fleet Operating  
Comments:

**Item Summary:**

Approve a piggyback purchase to use pricing on the General Services Administration Contract (GSA) with TT FASTER, LLC, to purchase Faster Asset Solutions software, licenses, training courses, software maintenance and IT professional services in the amount of \$165,444.00. A market analysis was completed and the purchase under this contract will represent a savings of \$44,611.00 or 21.24%. Lee County Fleet Management uses Faster Asset Solutions software throughout the year to keep accurate records of all County owned vehicles and equipment.

**18. Approve Piggyback Purchase of Replacement Bucket Truck for DOT Traffic**

**Funding:**

Current Year Dollar Amount: \$178,858  
Included in the Current Budget?: Yes  
Fund: Vehicle Replacement Fund  
Comments:

**Item Summary:**

Approves a piggyback purchase using the Sourcewell Contract for a new AT40-G Bucket Truck from Global Rental Company, a subsidiary of the Altec Corporation in the amount of \$178,858.00. This vehicle replaces a bucket truck that has reached the end of its useful life per Lee County Fleet Management replacement parameters. This truck will be used for maintenance and repair of traffic signals and signs throughout Lee County. A market analysis was completed and the purchase under this contract will represent a savings of 3% or \$5,444.00.

**19. Approve Sole Source Purchase of Parts and Supplies for ETR Custom Boxes**

**Funding:**

Current Year Dollar Amount: \$95,000  
Included in the Current Budget?: Yes  
Fund: Vehicle Replacement Fund  
Comments:

**Item Summary:**

Approves the sole source purchase of parts and supplies for repairs of custom ambulance boxes on an as-needed basis from ETR LLC., in the amount of \$95,000.00. ETR, LLC is the only factory-authorized dealer of OEM parts for Ford Ambulances manufactured by American Emergency Vehicle (AEV) in use by Lee County Public Safety. ETR, LLC custom-builds Lee County Public Safety ambulance "boxes". Lee County Fleet Management purchases OEM parts and any specialty tools needed to complete necessary maintenance and repairs for these vehicles throughout the year.

**20. Approve Sole Source Purchase of Parts and Service for Caterpillar Equipment & Engines**

**Funding:**

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

**Item Summary:**

Approve the sole source purchase of OEM parts and service for Caterpillar equipment and engines on an as-needed basis from Kelly Tractor, in the amount of \$90,000.00. Kelly Tractor Inc. is the only authorized dealer in Lee County that can supply OEM parts and services for Caterpillar Equipment and engines. Lee County Fleet Management maintains several pieces of off-road equipment produced by various manufacturers that are powered by a Caterpillar engine and require Original Equipment Manufacturer (OEM) parts and lubricants to complete repairs.

***HUMAN & VETERAN SERVICES***

**21. Approve Vendor Contracts to Provide Indigent Cremation Services**

**Funding:**

Current Year Dollar Amount: See Comments below.  
Included in the Current Budget?: Yes  
Fund: General Fund  
Comments: Services provided at established rate of \$389.00.

**Item Summary:**

Approves contracts with Carriage Florida Holdings, Inc. dba Fuller Metz Cremation and Funeral Services, Carriage Florida Holdings, Inc. dba Harvey – Engelhardt Funeral and Cremation Services, Gallaher American Family Funeral Home LLC, Legacy Options Bonita Springs LLC, Legacy Options Fort Myers LLC, Mullins Memorial Funeral Home & Cremation Service, Inc., and Northstar Funeral Services Florida, LLC dba Fort Myers Memorial Gardens Funeral Home, Cemetery & Crematory to provide cremation services for deceased persons who have no family, or whose family cannot afford cremation services. Services are provided at the established rate of \$389.00. Contracted vendors will provide services through September 30, 2025, according to a monthly rotation list maintained by Human



and Veteran Services. Expenditures will be on an as-needed basis as approved in the budget.

## **NATURAL RESOURCES**

### **22. Approve Purchase Order for Backflow Preventers for Ten Mile Canal Plan Area**

#### **Funding:**

Current Year Dollar Amount:	\$109,984
Included in the Current Budget?:	Yes
Fund:	Unincorporated MSTU
Comments:	Strategic Planning - Recovery and Resilience

#### **Item Summary:**

Awards a competitively bid project to Boyd Irrigation, Inc. in the amount of \$109,984.00 to install three backflow preventers and associated works in the Ten Mile Canal plan area. The area has an inefficient water management system and floods during heavy rainfall events. The backflow preventers will provide substantial flood protection by preventing Ten Mile Canal floodwaters from flowing into the low-lying Lee County Industrial Park during major storm events.

## **PARKS AND RECREATION**

### **23. Approve Contract for Fencing, Gate Repair, and Replacement at Hurricane Ian-Damaged Parks**

#### **Funding:**

Current Year Dollar Amount:	\$164,051
Included in the Current Budget?:	Yes
Fund:	General Fund, MSTU Fund, LAP FEMA PA Projects
Comments:	Long Term Recovery Initiative NR-006

#### **Item Summary:**

Approves a contract in the amount of \$164,051.00 with Ballfer Service Corp. to repair and replace fencing and gates at multiple Parks locations that were damaged during Hurricane Ian, which made landfall in September 2022. Locations that are included in this contract include: Alva Park, Boca Grande Park & Community Center, Brooks Park, Buckingham Park & Community Center, Estero Park, Galt Preserve, Kelly Road Soccer Complex, Kurt Donaldson Park, Lakes Park, Lee County Sports Complex, Mantanzas Pass Preserve, Matlacha Park, North Fort Myers Park, Orange River Kayak Launch, Phillips Park, Player Development Complex, Rutenberg Park, Terry Park and Three Oaks Park.

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

### **24. Approve Contract for Dugout Roof Repairs at Lee Health Sports Complex & Terry Park**

#### **Funding:**

Current Year Dollar Amount:	\$155,000
Included in the Current Budget?:	Yes
Fund:	Tourist Development Tax Fund

**Item Summary:**

Approves a contract with Raber Industries, Inc. to fabricate and install eight dugout roofs at Lee Health Sports Complex and two dugout roofs at Terry Park. Three quotes were received and Parks and Recreation believes the low bid submitted by Raber Industries Inc. is competitively priced and reasonable, and therefore recommends Raber Industries Inc. as the contractor for the repairs at both sites. All dugout roofs associated with this project were damaged during Hurricane Ian. The Parks and Recreation Department is seeking approval to complete these repairs prior to the start of Spring Training 2025.

**25. Approve Profit Sharing Contract for the Southwest Florida Ag Expo Beer Garden****Funding:**

Current Year Dollar Amount:	See Comments below.
Included in the Current Budget?:	Yes
Fund:	General Fund
Comments:	Based on 2024 sales, the County anticipates a payout of \$3,000.

**Item Summary:**

Approves a contract with the North Fort Myers Civic Association to provide beer and wine sales at the 2025 Southwest Florida Ag Expo Beer Garden and to pay Lee County 10% of gross receipts, excluding the cost of the alcohol and after sales tax. Based on 2024 sales numbers, the total estimated payout to Lee County is anticipated to be \$3,000.00.

**PROCUREMENT MANAGEMENT****26. Award Countywide Annual Contract for Electrical Services****Funding:**

Current Year Dollar Amount:	See Comment below.
Included in the Current Budget?:	Yes
Fund:	Various department funds
Comments:	Expenditures will be on an as-needed basis, as approved in departments' annual adopted budgets.

**Item Summary:**

Awards a competitively solicited countywide annual contract to each of the following responsive and responsible proposers: Britannia Electric II, LLC, Cheslosky Electric, Inc., Cogburn Bros, Inc., and Gulf Shore Electric, LLC to provide electrical services for projects under \$75,000.00, on an as-needed basis, for an initial one-year term. The contracts can be renewed for up to three additional one-year periods upon the agreement of all parties.

Total expenditures for these services for Fiscal Year 2023-2024 were \$443,770.82 primarily by the Utilities and Facilities Construction and Management departments. Projects between \$25,000.01 and \$75,000.00 shall be quoted by a minimum of three of the vendors holding a valid contract under this solicitation. Projects exceeding \$75,000.00 will be bid out separately in accordance with state statute.

**27. Ratify Emergency Expenditures Executed for Hurricane Milton**

**Funding:**

Current Year Dollar Amount: \$2,864,827.14  
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 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 Milton Purchase Order (PO) Summary Reports provide a summary of purchase orders to-date for goods and services of \$11,558,720.74. 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 SAFETY**

**28. Award Contract to Develop Lee County Community Wildfire Protection Plan**

**Funding:**

Current Year Dollar Amount: \$174,334  
Included in the Current Budget?: Yes  
Fund: General Fund  
Comments: CFBG-DR Planning Grant  
  
Long Term Recovery Initiative PC-001  
Long Term Recovery Initiative IF-004

**Item Summary:**

This item awards a Request for Proposal to develop a Lee County Community Wildfire Protection Plan (CWPP) to SWCA, Inc. in the amount of \$174,334.00. This project will create the County's first community wildfire protection plan, which will include the increased risk of wildfire associated with trees downed by Hurricane Ian in 2022. The project is funded through a \$250,000 planning grant through the Hurricane Ian CDBG-DR program accepted earlier this year by the Board.

**29. Accept Grant Funding from FDOH to Provide Expanded MIH Services**

**Funding:**

Current Year Dollar Amount: \$101,667  
Included in the Current Budget?: N/A  
Fund: General Fund  
Comments: Long Term Recovery Initiative HS-003

**Item Summary:**

This item accepts grant funding in the amount of \$305,000.01 over a three-year term from the Florida Department of Health (FDOH) to expand Mobile Integrated Health (MIH) Services to Lee County residents experiencing vulnerable health conditions. The program specifically focuses on high-volume users of 9-1-1 emergency services by providing focused non-emergency home visits to improve chronic conditions and overall community health. There is no local match required for this grant program.

**30. Accept FDEM Grant Funding for USAR Task Force 6**

**Funding:**

Current Year Dollar Amount:	\$371,370
Included in the Current Budget?:	No
Fund:	General Fund
Comments:	

**Item Summary:**

This item will provide \$371,370 in grant funding to support Florida Urban Search and Rescue (USAR) Task Force 6, and allow needed equipment and training to be obtained for the team through the grant's expiration date of October 31, 2026. All equipment is procured by the County and donated to Florida Urban Search and Rescue Task Force 6. This grant agreement is subject to the availability of funds contingent upon an annual appropriation by the State, therefore it was not included in the FY24/25 budget.

**31. Approve Modifying FDEM Grant for an Emergency Generator**

**Funding:**

Current Year Dollar Amount:	\$1,481,845
Included in the Current Budget?:	No
Fund:	General Fund CIP
Comments:	Long Term Recovery Initiative IF-001

**Item Summary:**

This item approves modifying a FEMA Hazard Mitigation Grant Program (HMGP) funding agreement through the Florida Division of Emergency Management (FDEM) to install an emergency generator at the Lee Health Sports Complex. The funding for this project is available under the HMGP allocation issued after Hurricane Irma. Due to cost escalations during the pandemic, the original grant amount was not sufficient for project construction. When FDEM determined that there were unused funds in the State's HMGP allocation for Hurricane Irma, the County sought this modification, which will extend the period of performance to August 31, 2026, and increase the funding for the project. The new total project cost including design and permitting is \$1,449,200, of which the grant will pay \$1,086,900. The 25% match for this project was approved by the Board as a new Hurricane Ian CDBG-DR allocation on January 7, 2025. The grant agreement also includes up to \$72,460 in contingency funds that the County can access if needed with FDEM approval.

**32. Approve Renewing COPCN for South Trail Fire Rescue District**

**Funding:**

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

Budget?:  
Fund: N/A  
Comments:

**Item Summary:**

South Trail Fire Protection and Rescue Service District submitted an application for renewal of their Certificate of Public Convenience and Necessity (COPCN) to provide advance life support (ALS) non-transport services. Approval provides South Trail Fire Protection and Rescue Service District with the necessary COPCN to satisfy the statutory requirements applicable to their State non-transport license that expires on July 4, 2025. Granting the COPCN will allow the District to continue operating as an ALS non-transport service provider in accordance with State law for two additional years.

**33. Approve MOU with Lee County Mosquito and Hyacinth Control Districts**

**Funding:**

Current Year Dollar Amount: No funding required.  
Included in the Current N/A  
Budget?:  
Fund: N/A  
Comments: Long Term Recovery Initiative PC-003

**Item Summary:**

This item establishes a Memorandum of Understanding (MOU) between the County and the Lee County Mosquito and Hyacinth Control Districts for coordination during emergencies and disasters. After receiving support from the Districts during Hurricane Milton, it was discovered that neither District is a signatory to the Statewide Mutual Aid Agreement through the Florida Division of Emergency Management. The Districts have opted not to execute this statewide agreement, necessitating this local Memorandum of Understanding between the parties. This document outlines the roles and responsibilities of each party and will enable the County to recover costs on behalf of the Districts from the FEMA Public Assistance program.

**RISK MANAGEMENT**

**34. Approve Public Officials Performance Bonds**

**Funding:**

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

**Item Summary:**

Approves Public Officials Performance Bonds for Lee County Commissioners, the Clerk of Courts, Supervisor of Elections, Tax Collector, Sheriff, and Property Appraiser. This is a surety bond that serves a statutory obligation requiring faithful performance, fidelity, and integrity of public official's duties to the public. Florida Statute §137.05 requires that bonds be examined for sufficiency at the Board's regular meetings in January and June of each year.

In 1998, Lee County Board of County Commissioners adopted Ordinance 98-22, which requires Commissioners to provide a Faithful Performance Bond based on Florida Statute §137.01. The Ordinance was later amended (00-25) to include other Lee County elected officials.

**SHERIFF**

**35. Approve Lee County Sheriff's Office FY23-24 Year-end Close Out**

**Funding:**

Current Year Dollar Amount: \$0  
Included in the Current Budget?: N/A  
Fund: General  
Comments:

**Item Summary:**

Approves LCSO year-end budget adjustments to facilitate the reconciliation of final expenditures with budgeted amounts for the annual financial report.

**36. Approve Expenditure of Fees Collected by Lee County Sheriff's Office**

**Funding:**

Current Year Dollar Amount: \$305,898  
Included in the Current Budget?: Yes  
Fund: General  
Comments:

**Item Summary:**

Approves FY23-24 expenditure of \$305,897.91 of revenues collected from various fees and services by the Sheriff's Office during the period of 08/23/2024 through 09/30/2024. 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**

**37. Approve Contract Amendment to Solid Waste and Recycling Collection Franchise Agreement – Area 4**

**Funding:**

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

**Item Summary:**

Approves a contract amendment with Waste Pro of Florida, Inc., under the solicitation for Solid Waste and Recycling Collection Franchise Agreement – Area 4 which extends the previously approved 14.62% (FY23-24 and FY24-25) CPI to Area 4's vegetative storm debris. This does not affect previously approved curbside residential solid waste, commercial solid waste, or curbside residential recycling as provided on the previously approved Fee Schedule. Total Area 4 residential collection expenditures for Fiscal Year 23/24 were \$17,584,525.

**38. Award Contract for Engineering and Construction Services for Class I Landfill Construction**

**Funding:**

Current Year Dollar Amount: \$1,223,147  
Included in the Current Budget?: Yes  
Fund: Enterprise  
Comments:

**Item Summary:**

Awards a competitively procured contract to HDR Engineering Inc. for engineering, permitting, and construction support services for the construction of new cells and related systems at the Lee-Hendry Landfill Class I (wet waste) landfill, in the amount of \$1,223,147. The work is needed to accommodate growth in solid waste delivered to the landfill.

The construction is part of the original permit, with no expansion beyond the 1995 design. The Board of County Commissioners approved the project funding as part of the FY25 Solid Waste Capital Improvement Program. Total estimated project cost is \$11,800,000 for completion in FY27.

**39. Approve Contract Amendments for Debris Removal Services to add Useppa Island**

**Funding:**

Current Year Dollar Amount: \$1,396,000  
Included in the Current Budget?: No  
Fund: FEMA Reimbursement  
Comments:

**Item Summary:**

Approves contract amendments with Crowder-Gulf Joint Venture, Inc., under the Disaster Recovery Services solicitation to add debris removal services for Useppa Island. The amendment will be retroactively effective November 19, 2024. The total anticipated spend is \$1,396,000.

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.

**TRANSIT**

**40. Authorize Agreement with FDOT for Public Transit Corridor Funding**

**Funding:**

Current Year Dollar Amount: See Comments below.  
Included in the Current Budget?: Yes  
Fund: Enterprise  
Comments: FDOT Grant: \$1,955,795  
Lee County Match: \$1,955,795

Long Term Recovery Initiative IF-003

**Item Summary:**

Authorize the execution of a Public Transportation Grant Agreement (PTGA) and authorizing Resolution with the Florida Department of Transportation (FDOT) for the State's Transit Corridor Grant Funding. Accept FY 2024/2025 Public Transit Grant funds in the amount of \$1,955,795

which requires a local match of the equal amount. The local match is planned and budgeted in the FY 2024/2025 Transit Operating Budget. The agreement will begin once the grant agreement is fully executed and will expire on December 31, 2026.

**41. Authorize Agreement with FDOT for Enhanced Mobility Capital Funding**

**Funding:**

Current Year Dollar Amount:	\$952,453
Included in the Current Budget?:	No
Fund:	Enterprise & Federal Passthrough Grant
Comments:	Grant Funds: Federal: \$761,960 State: \$95,244 Lee County: \$95,249 Total: \$952,453

Long Term Recovery Initiative IF-003

**Item Summary:**

Authorizes the execution of a Public Transportation Grant Agreement (PTGA) and resolution associated with the FDOT grant funding for Enhanced Mobility of Seniors and Individuals with Disabilities Program for the purchase of six (6) vehicles. As the Community Transportation Coordinator (CTC) for Lee County, LeeTran is responsible for the coordination and delivery of quality, safe and cost-effective transportation services for the transportation disadvantaged. This grant provides a total of \$952,453 for the purchase of six (6) vehicles that will be used for the transportation of seniors and individuals with disabilities. The term of this grant agreement will begin once it is fully executed and expire on December 31, 2026.

**42. Approve Submitting Application to FTA for Annual Transit Operations & Capital Funding**

**Funding:**

Current Year Dollar Amount:	\$14,503,295
Included in the Current Budget?:	No
Fund:	Enterprise - FTA Grant Funding
Comments:	5307 Funding: \$12,713,594 5339 Funding: \$789,701 5307 Flex Funds: \$1,000,000

Transportation Development Credits will allow for 100% reimbursement.

**Item Summary:**

Approve the electronic submission of a combined grant application to the Federal Transit Administration (FTA) for:

- Urban Area Formula grant in the amount of \$12,713,594 for capital and operating assistance;
- FTA Bus and Bus Facilities Formula Grant funds in the amount of \$789,701 for capital assistance; and
- \$1,000,000 made available under Florida Highway Administration’s Flex Funds for capital



purchases.

The funds will be used for transit capital purchases and operational costs. If approved, the grant will appropriate funds in the total amount of \$14,503,295 to LeeTran. Transportation Development Credits will allow for 100% reimbursement.

## **TRANSPORTATION**

### **43. Award Contract for Pine Island Road and Stringfellow Road Resurfacing**

#### **Funding:**

Current Year Dollar Amount: \$1,548,173  
Included in the Current Budget?: Yes  
Fund: Transportation Capital Improvement  
Comments: Long Term Recovery Initiative IF-004

#### **Item Summary:**

Awards a low bid contract to Ajax Paving Industries of Florida LLC. to resurface 10.35 lane miles of roadway on Pine Island Road, from Tipton Drive to west of Matlacha, and on Stringfellow Road, from Bomar Lane to approximately 700 ft northwest of Avalon Lane, in the amount of \$1,548,172.25. Work is expected to begin in February. Funding is available in the FY 2025 budget.

### **44. Award Annual Contract for Minor Paving, Drainage, and Concrete Improvements**

#### **Funding:**

Current Year Dollar Amount: \$2,500,000  
Included in the Current Budget?: Yes  
Fund: Transportation Capital Improvement  
Comments:

#### **Item Summary:**

Awards competitively bid contracts to Ajax Paving Industries of Florida LLC, Boyd Irrigation, Inc., Denco Construction, Inc., McShea Contracting, LLC, Mettauer Environmental, Inc., Neubert Construction Services, Inc., Newson Construction & Consulting, LLC, OHLA USA, Inc., Pavement Maintenance, LLC, Preferred Materials, Inc., Russ Berner Construction, Inc., and Tomahawk Construction LLC to provide minor paving, drainage, and concrete improvements, on an as-needed basis for a term of two years. Individual projects with a cost estimate of \$50,000 to \$1,000,000 are informally bid using a minimum of three quotes from the list of contractors on this contract, as approved in the department's annual adopted budget. Individual projects in excess of \$100,000.00 will be presented to the Board for approval.

### **45. Approve Contract Change Order for Three Oaks Roadway Design Project**

#### **Funding:**

Current Year Dollar Amount: \$318,240  
Included in the Current Budget?: Yes  
Fund: Transportation Capital Improvement  
Comments: Long Term Recovery Initiative IF-003

#### **Item Summary:**

Approves a Change Order to the contract with Avalon Engineering, Inc. for the Three Oaks Parkway Extension Design Project. Revisions to the scope of work are needed to address issues with Palomino Lane including construction of intersection improvements to include turn lane additions along Palomino Lane at Jobe/King Crossing Road and Daniels Parkway. Additional cost totaling \$318,240.00 is also being requested due to the scope of work changes, bringing the project total to \$7,633,940.00. No additional time is being requested.

**46. Approve Supplemental Agreement with FDOT for Hurricane Ian Repairs on Estero Blvd.**

**Funding:**

Current Year Dollar Amount:	No funding required.
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	The project budgets will be established at contract award.

Long Term Recovery Initiative IF-003

**Item Summary:**

Approves executing a supplemental agreement with Florida Department of Transportation (FDOT) to add \$6,544,292 in federal and state funding for construction and inspection of Hurricane Ian damage repairs on Estero Blvd. The funding is coming through Federal Highway Administration's Emergency Repair program and through a state appropriation. Contracts for the repairs and the inspection services will be brought back to the Board for approval and budget amendments will be processed at that time.

**UTILITIES**

**47. Approve Piggyback Purchase of Generator for Olga Water Treatment Plant**

**Funding:**

Current Year Dollar Amount:	\$171,284
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvement Project
Comments:	Long Term Recovery Initiative IF-004

**Item Summary:**

Approves the purchase of a replacement generator for the Olga Water Treatment Plant from Cummins, Inc. in the amount of \$171,283.82. The new generator will replace a 35-year-old unit that has reached the end of its useful life. The emergency standby power will meet operational needs and ensure the reliability of the facility and its components during outages or maintenance periods. A market analysis was completed by Procurement Management and the purchase under this contract will represent a savings of \$8,770.05 or 4.9%. Cummins generators meet the Department's standardization program since it is the only manufacturer capable of supplying the engine, generator, and automatic transfer switch. The department has experienced effective troubleshooting and failure resolution for critical equipment to reduce maintenance costs and provide continuous and reliable operation of treatment plants and systems.

**48. Award Contract for Lift Station Equipment Replacements – Phase 1**

**Funding:**

Current Year Dollar Amount: \$1,626,764  
Included in the Current Budget?: Yes  
Fund: Utilities Capital Improvements  
Comments: FEMA reimbursement is anticipated for this project.  
  
Long Term Recovery Initiative IF-004

**Item Summary:**

Awards a contract to MG Electrical Developers Inc. for design-build services in the amount of \$1,626,764.00, for permanent repair/replacement of 20 lift station control panels, a generator, and miscellaneous equipment and materials damaged during Hurricane Ian. This is the first phase of a multi-phased project to repair 119 damaged lift stations. FEMA reimbursement is anticipated for this project.

**49. Award Contract for Utilities Water and Wastewater Engineer of Record****Funding:**

Current Year Dollar Amount: \$229,753  
Included in the Current Budget?: Yes  
Fund: Enterprise  
Comments:

**Item Summary:**

Awards a contract to Carollo Engineers, Inc. to prepare the annual Lee County Utilities Water and Wastewater Engineer of Record report. The professional services contract is for a period of 3 years, with the option for 2 one-year renewals. The report provides an overview of the physical operations and financial condition of the water and wastewater systems and evaluates Lee County Utilities' compliance with Bond Resolution and provisions. The average annual expenditures for these services were \$168,254.56 during the previous five-year contract term. Carollo Engineers, Inc. maintained its pricing throughout the previous five-year contract, which accounts for the increased pricing of this contract.

This item also requests the award of a Supplemental Task Authorization to the contract to prepare the FY24 Annual Engineer of Record report, in the amount of \$229,753.00. The estimated total cost for FY24 through FY28 is \$1,000,000.00.

**50. Award Contract for Regional Alternative Source Water Study in Lehigh Acres****Funding:**

Current Year Dollar Amount: \$1,815,110  
Included in the Current Budget?: Yes  
Fund: CDBG-DR Grant Funding  
Comments: Strategic Planning – Infrastructure, Regional Water Supply  
  
Long Term Recovery Initiative IF-004

**Item Summary:**

Awards a professional services contract to Black & Veatch Corporation to provide engineering services for a Regional Alternative Source Water Study in east Lee County and Lehigh Acres. South Florida Water Management District has identified potential overuse of the Sandstone Aquifer within Lehigh Acres. In addition, new developments and increased demand for potable water is occurring along State Road 80 and State Road 82 within Lehigh Acres.

The project includes a comprehensive water supply study to assess a sustainable water source for Lehigh Acres public water supply. The study will review and evaluate all components of the Lehigh Acres public water system, assess groundwater data inclusive of the installation of up to three clusters of test wells. The study will include recalibration of hydraulic models taking into consideration future growth projections. At the conclusion of the study, deliverables will include recommendations for optimization for the water supply and an implementation plan for improvements. This project is funded by CDBG-DR Planning Grant funds.

**51. Approve Contract Change Order for Crystal Drive Water Main Improvements**

**Funding:**

Current Year Dollar Amount:	\$344,273
Included in the Current Budget?:	Yes
Fund:	Enterprise
Comments:	Long Term Recovery Initiative IF-004

**Item Summary:**

Approves a final reconciliation change order to the contract with Southwest Utility Services, Inc. to increase the compensation in the amount of \$344,273.27, bringing the new contract total to \$4,562,567.39. This final reconciliation change order is for Hurricane Ian cost impacts, additional bell restraints, and bid item overruns and underruns.

**52. Approve Contract Change Order for Corkscrew Production Well Panel Replacement Project**

**Funding:**

Current Year Dollar Amount:	\$273,911
Included in the Current Budget?:	Yes
Fund:	Utilities Capital Improvement Program
Comments:	

**Item Summary:**

Approves a change order to the contract with Lawrence Lee Construction Services, Inc. for the Corkscrew Production Well Panel Replacement project to:

- Increase the contract time by 145 days, for a total of 954 days;
- Add compensation for unforeseen project changes;
- Increase compensation by \$273,910.85, bringing the new contract total to \$6,774,430.85.

The project scope of services includes well panel replacement and improvements for 46 source water wells. Project completion is anticipated for May 2025; no further change orders are expected. The BoCC approved the project as part of the FY22 Utilities Capital Improvement Program.

**53. Direct to Public Hearing a Resolution Adopting Utilities Miscellaneous & Capacity Fee Schedule**

**Funding:**

Current Year Dollar Amount: No funding required.  
Included in the Current Budget?: N/A  
Fund: Utilities Water & Wastewater Capacity Fees  
Comments:

**Item Summary:**

Authorizes staff to schedule a Public Hearing to adopt the Lee County Utilities (LCU) revised Miscellaneous and Capacity Fee rate schedule and study by Resolution on February 4, 2025, at 9:30 AM. The new Capacity Fees will commence 90 days after Board approval and if approved will be effective May 5, 2025. The Miscellaneous Fees will commence upon execution of the Resolution.

The Capacity Fees were last increased in 2007 and the Miscellaneous Fees in 2011. A Miscellaneous and Capacity Fee Study was completed by LCU's rate consultant, Raftelis Financial Consultants, Inc. on February 13, 2024. The proposed Capacity Fee increases will reflect an increase of \$1,220 (50%) for the Water Capacity Fee and an increase of \$1,330 (50%) for the Wastewater Capacity Fee applied in four equal annual installments, starting in 2025 and continuing through 2028. The Water Capacity Fee will increase by \$305.00, and the Wastewater Capacity Fee will increase by \$332.50 annually for four consecutive years.

The proposed Miscellaneous Fee increases will recover the costs incurred by LCU for specific customer services, including labor and equipment, to be implemented on February 4, 2025. Neither of these rate adjustments impacts the monthly user fees for water and sewer services.

**ADMINISTRATIVE AGENDA**

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**COUNTY ATTORNEY**

**54. Schedule Closed Executive Session, Collective Bargaining Local 1826**

**Funding:**

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

**Item Summary:**

Provides for a Closed Executive Session on Tuesday, February 4, 2025, at 8:30 a.m. to discuss collective bargaining labor negotiations between Southwest Florida Professional Firefighters and Paramedics, Local 1826 and Lee County as authorized by Section 447.605, Florida Statutes. The opening of the public meeting will convene in the County Commission Chambers and will adjourn to a closed session in the East Room. Upon conclusion of the closed session, the public meeting will reconvene a public meeting in the County Commission Chambers.

**COUNTY MANAGER**

**55. Approve Fund Balance Adjustments and Budget Carryovers for FY24-25**

**Funding:**

Current Year Dollar Amount: \$0 new funding.  
Included in the Current Budget?:  
Fund: Various  
Comments: Detail attached

**Item Summary:**

Approve fund balance adjustments and budget carryovers for major maintenance and capital projects, grants and operating funds for FY24-25.

**PUBLIC SAFETY**

**56. Approve Subgrant Agreement with Collaboratory for County Projects Using EPA Grant Funding**

**Funding:**

Current Year Dollar Amount: \$113,583  
Included in the Current Budget?: No  
Fund: General Fund  
Comments: This impacts 12 initiatives under the Resilient Lee Long-Term Recovery Plan. Please see Background and Implications of Action for the complete list.

**Item Summary:**

The Collaboratory applied for \$19.3 million in funding through the U.S. Environmental Protection Agency (EPA), and, under a separate agreement approved by the Board in May 2024, the County agreed to act as the Collaboratory's Statutory Partner for the grant. The EPA awarded the funding in December, including several projects the County will carry out. This subgrant specifies these projects and provides funding to execute the projects during the three-year term. The proposed projects in the grant award address 12 different initiatives identified in the ResilientLee Recovery and Resiliency Plan. The County's components of this grant include building out specifications for Resilience Hubs across the community, coordinating with these non-profit or governmental partners, and providing disaster-related programming and education to the community as these facilities. The total amount allocated to Public Safety is \$260,500.

**PUBLIC HEARING - 9:30 AM**

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**COMMUNITY DEVELOPMENT**

**57. Authorize Issuance of HFA Single Family Mortgage Revenue Bonds**

**Funding:**

Current Year Dollar Amount: No funding required.  
Included in the Current Budget?: N/A  
Fund: N/A  
Comments: Long Term Recovery Initiative HG-001 and HG-006

**Item Summary:**

Authorizes the Housing Finance Authority of Lee County (HFA) to issue Single-Family Mortgage

Revenue Bonds, in one or more series, in an aggregate principal amount not to exceed \$80,000,000, to be used pursuant to the plan of finance specified in the attached Resolutions which includes the purchase of mortgage loans to finance the purchase of single family residences owned by persons or families of low, moderate or middle income. While ratification of such action by Lee County Board of Commissioners is required under Chapter 159, F.S., no financial or administrative costs accrue to Lee County.

**58. Authorize Issuance of HFA Multi-Family Revenue Bonds for Ekos on Evans Project**

**Funding:**

Current Year Dollar Amount:	No funding required.
Included in the Current Budget?:	N/A
Fund:	N/A
Comments:	Long Term Recovery Initiative HG-001 and HG-006

**Item Summary:**

Authorizes the Housing Finance Authority of Lee County, Florida (HFA) to issue Multi-Family Mortgage Revenue Bonds in an aggregate amount not to exceed \$28,500,000 for the purpose of financing the acquisition, construction, rehabilitation, equipping and development of a 144-unit multifamily independent living facility for persons or families of low, middle, or moderate income. This project is known as Ekos on Evans and is located at 3501 Evans Avenue, Fort Myers.

Ratification of such action by Board is required under Ch.159, F.S. and Section 147(f) of the Internal Revenue Code of 1986. There are no financial or administrative costs to Lee County Board of County Commissioners.

**COUNTY ATTORNEY**

**59. Conduct Public Hearing to Adopt Ordinance Modifying Boundaries of Saltleaf CDD**

**Funding:**

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

**Item Summary:**

Conduct a Public Hearing to adopt an Ordinance authorizing the Saltleaf Community Development District (CDD) to amend Lee County Ordinances #23-31 and #23-16 to expand the District's external boundary by adding 157.32 acres, and removing 21.56 acres, contiguous to the original Saltleaf CDD property.