

**RESOLUTION NO. 2020-14**

**A RESOLUTION OF THE CITY OF VENICE, FLORIDA, ACCEPTING UTILITIES AND IMPROVEMENTS INSTALLED BY VENICE MF VENTURES, LLC, AND ACCEPTING A ONE YEAR DEVELOPERS CASH MAINTENANCE BOND AND BILL OF SALE, AND PROVIDING AN EFFECTIVE DATE (THE RESERVE AT VENICE)**

**WHEREAS**, Venice MF Ventures, LLC, hereinafter referred to as "Developer", has installed potable water distribution lines and including all necessary appurtenances for the rendering of water distribution services to the following described property: The Reserve at Venice; and

**WHEREAS**, Developer, in accordance with the City of Venice Resolution No. 853-84 is desirous of turning over said improvements to the City of Venice; and

**WHEREAS**, the construction and installation of said improvements complies with the rules and regulations of the City of Venice; and

**WHEREAS**, Developer has submitted the documentation required by City of Venice Resolution No. 853-84, including a one-year cash maintenance bond and said documentation is acceptable.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, as follows:**

**SECTION 1.** The above Whereas clauses are ratified and confirmed as true and correct.

**SECTION 2.** The potable water distribution lines and all necessary appurtenances for the rendering of water distribution services, in the area above described, are hereby accepted as part of the utility system of the City of Venice, Florida.

**SECTION 3.** The Bill of Sale attached hereto as Exhibit "1", is hereby accepted by the City of Venice, Florida.

**SECTION 4.** The one-year developers cash maintenance bond attached hereto as Exhibit "2", is hereby accepted by the City of Venice, Florida.

**SECTION 5.** This Resolution shall take effect upon receipt of clearance from the Department of Health to place the water line in service.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, AT A MEETING HELD ON  
THE 26TH DAY OF MAY 2020.**

\_\_\_\_\_  
Ron Feinsod, Mayor, City of Venice

ATTEST:

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of the City of Venice, Florida, at a meeting thereof duly convened and held on the 26th day of May 2020, a quorum being present.

WITNESS my hand and official seal of said City this 26th day of May 2020.

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

(S E A L)

Approved as to form:

\_\_\_\_\_  
Kelly Fernandez, City Attorney

## BILL OF SALE

KNOW ALL MEN BY THESE PRESENTS, that Venice MF Ventures, LLC, PARTY OF THE FIRST PART, for and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration, to it paid by the CITY OF VENICE, PARTY OF THE SECOND PART, the receipt of which is hereby acknowledged, by these presents does grant, bargain, sell, transfer, and deliver unto the party of the second part, its successors and assigns, all those certain goods and chattels located in the County of Sarasota and the State of Florida, more particularly described as follows:

All pipelines, pipes, tees, ells, manholes, connections, cut-offs, fire hydrants, valves, and all other equipment used for, useful for, and/or in connection with, the water distribution system constructed and installed by the party of the first part in the subdivision and lands described as follows:

**The Reserve at Venice**

It is the purpose and intent of the party of the first part to convey to the party of the second part, by this Bill of Sale, all property comprising said water distribution system to and within the above described property, together with all of the rights of the party of the first part arising out of any and all guarantees, performance bonds, contracts and agreements of the party of the first part in connection with said water distribution system.

TOGETHER with every right, privilege, permit and easement of every kind and nature of the party of the first part, in and to and in connection with, the aforesaid water distribution system, reserving however, similar non-exclusive easement rights in party of the first part for other utility purposes.

TO HAVE AND TO HOLD the same unto the party of the second part, its successors and assigns, forever.

AND THE PARTY OF THE FIRST PART does for itself and its successors covenant to and with the party of the second part, its successors and assigns, that it is the lawful owner of the above described goods and chattels and that the said property is free and clear of all liens, encumbrances, and charges whatsoever; that it has good right and lawful authority to sell the same as aforesaid, and that it does warrant to defend the title and the sale of the said properties hereby made, unto the said party of the second part, its successors and assigns, against the lawful claims and demands of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed and its name by its proper officers and its corporate seal to be affixed, this 18<sup>th</sup> day of May, 2020.

WITNESSES:

VENICE MF VENTURES, LLC

By: Ventures Development Group, LLC, its Manager

[Signature]  
Robert Claymote

[Signature]  
Robert E. McConnell, Jr.  
Managing Member

STATE OF FLORIDA  
COUNTY OF SARASOTA

Subscribed before me this 18<sup>th</sup> day of May, 2020, by Robert E. McConnell, Jr., who is personally known to me or has produced \_\_\_\_\_ as identification.

[Signature]  
Notary Public

Notary stamp:



## DEVELOPERS CASH MAINTENANCE BOND

KNOW ALL MEN BY THESE PRESENTS, that Venice MF Ventures, LLC, herein called "Developer", is held and firmly bound unto the City of Venice, a municipal corporation, herein called "City", in the full and just sum of Eighteen Thousand Nine Hundred Ninety Three Dollars and Ninety Six Cents (\$18,993.96) Dollars, lawful money of the United States of America, to the payment of which sum, well and truly to be made, the Developer binds itself, its heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Developer, to secure this obligation, has deposited with the City, the sum of \$18,993.96, which sum shall be held in a special account at a local bank or savings and loan association until this obligation is satisfied.

WHEREAS, the Developer has developed a Rental Apartment Development in Venice, Florida, known and identified as The Reserve at Venice, and in connection therewith has installed, with the approval of the City Engineer, certain improvements identified on EXHIBIT A attached hereto.

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS, that if the Developer shall promptly maintain, repair or replace said improvements as required by the City should said improvements, for whatever causes, require repair or replacement for a period of one year from the date of formal acceptance of said improvements by the City, and further that if the Developer shall pay any and all costs or expenses incidental to the performance of all work required to be performed hereunder, then this obligation shall be void and the cash deposit returned to the Developer, otherwise it shall remain in full force and effect.

In the event the Developer fails to satisfactorily perform any repair or maintenance work required herein within fifteen (15) days of a written request from the City, then the Developer shall be in default and the City shall have, in addition to all other rights, the immediate right to make or cause to be made, any such repairs and pay all costs, both direct and incidental, from the proceeds of this bond.

The City shall be entitled to its reasonable attorney's fees and costs in any action at law or equity, including appellate court actions, to enforce the City's rights under this bond.

IN WITNESS WHEREOF, the Developer has caused these presents to be duly executed on the 11<sup>th</sup> day of May, 2020.

VENICE MF VENTURES, LLC

By: Ventures Development Group, LLC, its Manager

ATTEST:

  
 Sean P. Siebert  
 Managing Member



# Cost Breakdown - Exhibit A



**McLeod Land Services Inc.**

Earth Work • Road Work • Demolition • Hauling • Underground Utilities • Concrete • Masonry

## COST PROPOSAL

**From:** McLeod Land Services, Inc.  
7405 28th Street Court East  
Sarasota, FL 34243 USA  
Phone: 941.922.1861

**Project:** RESERVE @ VENICE OFFSITE WATER IMPROVEMENTS  
**Description:** THE RESERVE @ VENICE OFFSITE WATER  
**Bid Location:**  
**Bid Date:** 05/06/2020  
**Revision Date:**  
**Contract #:**

| DESCRIPTION                           | BID QTY   | U/M | UNIT BID              | AMOUNT              |
|---------------------------------------|-----------|-----|-----------------------|---------------------|
| <b>OFFSITE POTABLE WATER</b>          |           |     |                       |                     |
| Mobilization                          | 1.000     | LS  | \$1,871.32            | \$1,871.32          |
| Best Management Practices             | 1.000     | LS  | \$722.87              | \$722.87            |
| Maintenance of Traffic                | 1.000     | LS  | \$4,593.62            | \$4,593.62          |
| Temporary Jumper Assy                 | 1.000     | EA  | \$2,451.70            | \$2,451.70          |
| R.O.W. Grade Restoration              | 1.000     | EA  | \$5,983.38            | \$5,983.38          |
| 12" X 10" Tapping Sleeve & Valve Assy | 1.000     | EA  | \$6,866.89            | \$6,866.89          |
| 14" HDPE Directional Drill            | 170.000   | LF  | \$114.72              | \$19,502.40         |
| 12" DR 18 PVC                         | 1,120.000 | LF  | \$30.16               | \$33,779.20         |
| 8" DR 18 PVC                          | 8.000     | LF  | \$29.23               | \$233.84            |
| 10" DR 18 PVC                         | 20.000    | LF  | \$21.43               | \$428.60            |
| 10" Directional Drill                 | 170.000   | LF  | \$87.05               | \$14,798.50         |
| 8" X 10" Reducer MJ                   | 1.000     | EA  | \$348.33              | \$348.33            |
| 10" X 6" Reducer MJ                   | 1.000     | EA  | \$321.26              | \$321.26            |
| 8" 11.25 Degree Bend MJ               | 2.000     | EA  | \$387.18              | \$774.36            |
| 12" Plug MJ                           | 1.000     | EA  | \$436.60              | \$436.60            |
| 12" X 8" Tee MJ                       | 1.000     | EA  | \$781.46              | \$781.46            |
| 12" X 14" Reducer MJ                  | 2.000     | EA  | \$1,082.06            | \$2,164.12          |
| 12" X 10" Reducer MJ                  | 1.000     | EA  | \$656.69              | \$656.69            |
| 12" 11.25 Degree Bend MJ              | 2.000     | EA  | \$596.68              | \$1,193.36          |
| 12" 90 Degree Bend MJ                 | 1.000     | EA  | \$690.83              | \$690.83            |
| Automatic Air Release Assy            | 2.000     | EA  | \$8,137.51            | \$16,275.02         |
| Pressure Test & Bac-T                 | 1.000     | EA  | \$6,129.27            | \$6,129.27          |
| Survey & Certified Asbuilts           | 1.000     | LS  | \$2,956.80            | \$2,956.80          |
| Payment & Performance Bond Cost       | 1.000     | LS  | \$2,665.95            | \$2,665.95          |
| <b>OFFSITE POTABLE WATER</b>          |           |     | <b>Section Total:</b> | <b>\$126,626.37</b> |
|                                       |           |     | <b>TOTAL BID:</b>     | <b>\$126,626.37</b> |

5/8/2020

McLeod Land Services, Inc.



May 18, 2020

City of Venice  
City Engineer's Office  
401 West Venice Avenue  
Venice, FL 34285

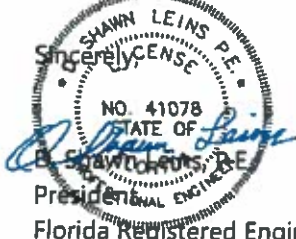
Re: The Reserve at Venice

To Whom It May Concern:

This letter is to certify that the final costs of the installation of the water distribution lines, reclaim water distribution lines, and sewage collection lines, serving **The Reserve at Venice** that are to be turned over to the City of Venice are:

|                         |                      |
|-------------------------|----------------------|
| Force Main Cost         | \$ 0.00              |
| Sewage Collection Cost  | \$ 0.00              |
| Water Distribution Cost | \$ 126,626.37        |
| <b>TOTAL</b>            | <b>\$ 126,626.37</b> |

Attached is EXHIBIT A, a cost breakdown.



Florida Registered Engineer No. 41078

State of Florida  
County of Sarasota

Subscribed before me this 18<sup>th</sup> day of May, 2020, by D. Shawn Leins who is personally known to me.

  
Notary Public

Notary Stamp:  
Commission No.

