

August 22, 2023 – 6:00 PM REGULAR BOARD MEETING

Lehigh Acres Municipal Services Improvement District
Barrett Room
601 East County Lane
Lehigh Acres, FL 33936

This meeting is open to the general public.

REGULAR MEETING AGENDA

- 1) Preliminaries**
 - A. Call to Order
 - B. Roll Call
 - C. Invocation & Pledge of Allegiance
 - D. Move, Remove and Add Agenda Items
 - E. Approval of Agenda
 - F. Public Comment for Agenda Items and Non-agenda Items
 - G. Action on Removed Consent Items
 - H. Approval of Consent Agenda
- 2) Consent Agenda**
 - A. Invoices and Change Orders
 - B. Approval of Minutes – July 25, 2023 Regular Meeting; July 25, 2023 Special Meeting; July 25, 2023, Audit Selection Committee; July 17, 2023 Audit Selection Committee
 - C. RES #2023-06 Surplus
 - D. JD 300P Excavator Purchase (Short Stick)
 - E. JD 250P LC 60' Long Front Excavator (Long Stick)
 - F. JD 6110M Slope Mower Purchase
 - G. JD 6145M Tractor Purchase
 - H. Schulte XH1500 Mowing Deck Purchase
- 3) Action Agenda**
 - A. Good Cause
 - B. 2024 Florida Legislative Session Bill Requests
 - C. 2024 Florida Legislative Session Appropriation Requests
 - D. Insurance Bids
 - E. 3rd Year Extension for all Pre-Qualified Professional Services-2018 Agreements
 - F. 2023-2024 Board Meeting Calendar
 - G. Rocklyn Homes, Inc., Landowners Agreement
 - H. FDEP Agreement LPA0564- Sinkhole Purchase
- 4) Discussion Agenda**
 - A. Old Business
 1. Legislative Update
 - B. New Business
 - C. Commissioner's Request
 - D. Engineer's Report
 - E. Attorney's Report
 - F. Staff and Financial Report
 - G. Treasurer's Report
 - H. Secretary's Report
- 5) Adjournment**

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Invoices and Change Orders

Meeting Date: August 22, 2023

Agenda Item # 2A

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve all invoices as stated on the Summary Sheet.

2 What the action accomplishes: Approves all invoices that are outside the approval limits of the Treasurer and Manager.

3 Fiscal Impact: As listed on the Summary Sheet.

4 Staff comments:

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD DIRECTOR
 ENGINEER FINANCE DIRECTOR

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Approval of Minutes- July Regular, Special, Committee Meetings

Meeting Date: August 22, 2023

Agenda Item # 2B

CONSENT ACTION NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the minutes from the July 25, 2023 Regular Meeting; July 25, 2023 Special Meeting; July 25, 2023; Audit Selection Committee; July 17, 2023 Audit Selection Committee

What the action accomplishes: Memorializes the Board Meetings as per Florida Statute.

Fiscal Impact: 2 hrs staff time.

Staff comments:

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Resolution #2023-06, Surplus

Meeting Date: August 22, 2023

Agenda Item # 2C

CONSENT

ACTION

OLD BUSINESS

NEW BUSINESS

Request Initiated By:

COMMISSIONER _____

ATTORNEY

BOARD

MANAGER

ENGINEER

AUDITOR

Recommended motion: Move to approve Resolution #2023-06, Surplus.

What the action accomplishes: Surpluses equipment to be replaced in the upcoming months.

Fiscal Impact: None at this time

Staff comments: Equipment will first be offered at auction on GovDeals and if unsuccessful, then at a local auction or trade-in.

Staff review and recommended approval:

MANAGER

ASSISTANT DISTRICT MGR

ATTORNEY

FIELD SUPERINTENDENT

ENGINEER

CONTROLLER

Board Action:

APPROVED

DENIED

DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: John Deere 300P Excavator Purchase

Meeting Date: August 22, 2023

Agenda Item # 2D

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the purchase of a JD 300P Excavator (Short Stick) from Dobbs Equipment for a price not to exceed \$326,000 by piggybacking on the Sourcewell Contract (2020-2023 Contract #032119-JDC).

What the action accomplishes: Replaces the District's 2011 JD 270D Excavator (Short Stick) that is used on the culvert projects.

Fiscal Impact: Not to exceed \$326,000.

Staff comments: Once the new excavator arrives, the old excavator will first be offered at auction on GovDeals and if unsuccessful, then at a local auction or trade-in.

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: John Deere 250P LC 60' Long Front Excavator Purchase

Meeting Date: August 22, 2023

Agenda Item # 2E

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the purchase of a JD 250P LC 60' Long Front Excavator (Long Stick) from Dobbs Equipment for a price not to exceed \$340,000 by piggybacking on the Florida Sheriff's Association Contract (#FSA20-EQU18.0).

What the action accomplishes: Replaces the District's 2012 JD 250 GLC Excavator (Long Stick) that is used for cleaning out the canals.

Fiscal Impact: Not to exceed \$340,000.

Staff comments: Once the new excavator arrives, the old excavator will first be offered at auction on GovDeals and if unsuccessful, then at a local auction or trade-in.

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: John Deere 6110M Tractor with Diamond Slope Mower Purchase

Meeting Date: August 22, 2023

Agenda Item # 2F

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the purchase of a JD 6110M Tractor with a 22' Diamond Slope Mower from Kenn-Feld Group, LLC for a price not to exceed \$187,000 by piggybacking on the Sourcewell Contract (#110719-JDC).

What the action accomplishes: Replaces the District's third slope mower with a new one.

Fiscal Impact: Not to exceed \$187,000.

Staff comments: Once the new slope mower arrives, the old one will first be offered at auction on GovDeals and if unsuccessful, then at a local auction or trade-in.

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: John Deere 6145M Tractor Purchase

Meeting Date: August 22, 2023

Agenda Item # 2G

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the purchase of a JD 6145M Tractor from Everglades Equipment Group for a price not to exceed \$142,500 by piggybacking on the Sourcewell Contract (#110719-JDC).

What the action accomplishes: Provides the District with a third flat mowing tractor while keeping the old one as a spare.

Fiscal Impact: Not to exceed \$142,500.

Staff comments: The old flat mower will be kept as a spare tractor to help eliminate mowing down time.

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Schulte XH 1500 Series 5 Mowing Deck Purchase

Meeting Date: August 22, 2023

Agenda Item # 2H

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

Recommended motion: Move to approve the purchase of a Schulte XH1500 Series 5 Mowing Deck from Glade & Grove for a price not to exceed \$47,000 by piggybacking on the Sourcewell Contract (#070821-SCI).

What the action accomplishes: Provides the District with a third flat mowing deck while keeping the old one as a spare.

Fiscal Impact: Not to exceed \$47,000.

Staff comments: The old flat mowing deck will be kept as a spare deck to help eliminate mowing down time.

Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: 2024 Florida Legislative Session Bill Requests

Meeting Date: August 22, 2023

Agenda Item

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve the bill for the 2024 Legislative Session as drafted by Lewis, Longman and Walker, and attached.

2 What the action accomplishes: Provides for a development to be included into the District boundaries and other provisions.

3 Fiscal Impact: Approximately \$45,000 for a lobbying effort.

4 Staff comments:

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD DIRECTOR
 ENGINEER FINANCE DIRECTOR

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: 2024 Florida Legislative Session Appropriation Requests

Meeting Date: August 22, 2023

Agenda Item # 3C

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

- 1 Recommended motion:** Move to refile the Budget Appropriation bill that was filed last year, for the ROBUST Project, Phase II, with the cost of \$2,885,000.
- 2 What the action accomplishes:** Provides for design and construction dollars necessary to excavate the ROBUST Parcel for WQ purposes, to construct a weir in Bedman Creek to regulate storage and flow and make a connection to Carlos Waterway.
- 3 Fiscal Impact:** Potentially, \$2,885,000 in grat funds and \$30,000 for a lobbyist.
- 4 Staff comments:** The legislature bumped this appropriation to this year, which gives this a high probability of passing.

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD DIRECTOR
 ENGINEER FINANCE DIRECTOR

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Insurance Bids

Meeting Date: August 22, 2023

Agenda Item # 3D

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve the insurance bid from _____ for coverage and consulting.

2 What the action accomplishes: Provides all insurance need for the District General Liability, Auto, Property, Workers Compensation, etc.

3 Fiscal Impact: \$??

4 Staff comments:

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD DIRECTOR
 ENGINEER FINANCE DIRECTOR

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: 3rd Year Extension for all Pre-Qualified Professional Services-2018 Agreements

Meeting Date: August 22, 2023

Agenda Item # 3D

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve the third and final extension for all original 2018 Pe-Qualified Professional Engineering Services that are attached.

2 What the action accomplishes: Provides pre-qualified engineering services, that within dollar limits, the district can save valuable time in hiring a qualified firm.

3 Fiscal Impact: None at this time.

4 Staff comments:

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER FINANCE DIRECTOR

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: 2023-2024 Board Meeting Calendar

Meeting Date: August 22, 2023

Agenda Item # 3F

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve the 2023-2024 Board Meeting Calendar for publishing.

2 What the action accomplishes: Consolidates a years worth of legal advertising into one comprehensive advertising.

3 Fiscal Impact: \$200-\$300

4 Staff comments:

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR

ATTORNEY FIELD SUPERINTENDENT

ENGINEER CONTROLLER

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Rocklyn Homes, Inc., Landowners Agreement

Meeting Date: August 22, 2023

Agenda Item # 3G

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 Recommended motion: Move to approve the Rocklyn Homes, Inc, Landowners Agreement, as attached.

2 What the action accomplishes: Provides an agreement with the developer allowing them to be added to the District boundaries and to drain their stormwater into our system. The agreement lays out all fees for the landowner needs to pay to not be a financial burdern to the District..

3 Fiscal Impact: District Inclusion Fee: \$25,000 Capital
Reimbursement Fee: \$41,051.98 (\$691.46/acre x 59.37 acres)

4 Staff comments: The language has been approved by the District's attorney.

5 Staff review and recommended approval:

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

6 Board Action:

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: FDEP Agreement

Meeting Date: August 22, 2023

Agenda Item # 3H

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

- 1 **Recommended motion:** Move to approve FDEP Agreement (LPA0564) to receive the appropriated funds to purchase the sinkhole property.

- 2 **What the action accomplishes:** Provides an agreement with FDEP to receive the funds appropriated by the Florida Legislature to purchase the sinkhole property.

- 3 **Fiscal Impact:** \$1,500,000

- 4 **Staff comments:**

5 **Staff review and recommended approval:**

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD SUPERINTENDENT
 ENGINEER CONTROLLER

6 **Board Action:**

APPROVED DENIED DEFERRED

LEHIGH ACRES MUNICIPAL SERVICES IMPROVEMENT DISTRICT

AGENDA ITEM SUMMARY

Subject: Legislative Update

Meeting Date: August 22, 2023

Agenda Item # 4A1

CONSENT ACTION OLD BUSINESS NEW BUSINESS

Request Initiated By: COMMISSIONER _____ ATTORNEY

BOARD MANAGER ENGINEER AUDITOR

1 **Recommended motion:** N/A

2 **What the action accomplishes:** Provides a forum to discuss the past and upcoming legislative items.

3 **Fiscal Impact:**

4 **Staff comments:**

5 **Staff review and recommended approval:**

MANAGER ASSISTANT DISTRICT MGR
 ATTORNEY FIELD DIRECTOR
 ENGINEER FINANCE DIRECTOR

6 **Board Action:**

APPROVED DENIED DEFERRED

AIM Engineering & Surveying, Inc.

August 15, 2023

Board of Commissioners
Lehigh Acres Municipal Services Improvement District
601 East County Lane
Lehigh Acres, FL 33936

Re: Engineer's Report for August 2023 Board Meeting

Dear Board Members:

The status of current projects involving the District Engineer is outlined in the following.

General Consulting

- Review of Board agenda and preparation of monthly Engineer's report
- Agreement coordination associated with the Alico/Sunshine extension projects
- Review and recommendations for permits 23-11, 23-12, 23-13, and 23-14

Recently Completed Projects

- Southwest Lehigh Groundwater Recharge and Aquifer Restoration (February 2018)
- Hendry Canal Extension Widening (February 2021)
- Halfway Pond – SR 82 Segment 3 (April 2019)
- JUSWMSA Agreement – FDOT (March 2021)
- West Marsh Design (May 2021)

Current Projects Progress

Frank Mann Preserve (Formally GS-10): The property for this project was purchased by Lee County Conservation 20/20. A March 2019 Memorandum of Understanding (MOU) between Lee County and LA-MSID details each part's responsibilities related to this property. LA-MSID issued a Purchase Order to AIM in March 2020 to prepare a Land Management Plan as one of the first step requirements of the MOU. Following a presentation to Lee County's Conservation Land Acquisition and Stewardship Advisory Committee (CLASAC) made in December 2020, the committee recommended approval. The LA-MSID Board approved the Land Management Plan in January 2021 for submission to the Lee County Board of County Commissioners. The Lee County Board approved the County Commissioners' plan on their March 2021 agenda. The LA-MSID Board approved a purchase order to AIM for an initial design scope at their August 2021 Board meeting. Lee County has cleared a small park access area but still needs to fence in this area, as well as a fence along the eastern boundary from the park access entrance to the southern boundary. LA-MSID is currently conducting maintenance exotic removal activities on site. LA-MSID and AIM presented a drone video of the progress at the October 2021 Board Meeting. Survey has completed the elevation data collection, and the design team is continuing to work on the 60% design approach/plans. The Environmental Scientist has begun his work to prepare for the environmental permit application.

Resulting of critical Hurricane Ian recovery efforts, progress on the Frank Mann Preserve project has been delayed. AIM is striving to complete the design and submit for permit application in 2023. AIM is currently mobilizing additional geotechnical and survey data collection tasks at key

project locations to aid in the design process. LAMSID staff are completing maintenance berm work, which will aid the design team in understanding the effort involved in re-establishing the berm in the NW corner of the project.

S-VL-1: The existing S-VL-1 structure has reached the end of its useful lifespan. AIM finalized design plans for replacing the weir, including water control inlets, automated gates, and a catwalk to access controls. The design is complete, and the SFWMD permit has been issued. AIM submitted a post-design and construction phase services scope and fee to LA-MSID, which the Board approved on 9-20-2021. Bids were received on November 4, 2021, and LA-MSID has executed the contractor agreement. The notice to proceed was in December 2021. The contractor is working on completing the construction within the contract milestone timeframes, which include the pipes and structure completed by June 15, the gates and platform completed by August 15, and the actuators completed by September 15, 2022. The contractor has currently completed the construction of the inlet, pipes, and gates. The contractor's supplier experienced supply chain issues, and a change order was issued to provide additional construction duration. The contractor completed substantial completion punch list items and repaired the chipped inlets through change order number 01 where the gate frames are attached to the inlet boxes. The project team is currently completing project closeout items.

Caloosahatchee River and Estuary Storage and Treatment (CREST): LA-MSID purchased approximately 105 acres for the CREST preserve and stormwater treatment area. The design elements include an interconnecting channel between Dog Canal and Hendry Canal to balance flows between the Bedman Creek and Carlos Waterway Drainage Basins. A retention reservoir is also proposed to provide year-round treatment of suspended solids through increased flow way resident time and storage to attenuate peak stages during storm events. Additionally, wetland plantings provide water quality treatment through nutrient uptake within the circuitous wetland flow way path.

The LA-MSID Board authorized the design of this project in November 2019. A field survey of the site was completed in April 2020. AIM staff had a virtual meeting with LA-MSID senior staff in April 2020 to review concepts for developing final plans. A pre-application meeting with SFWMD was held in May 2020. LA-MSID was notified in March 2021 that FDEP had approved \$1,000,000 for funding this project.

A Caracara nesting site is currently established within the CREST project and is protected as such unless determined as an abandoned nest. This determination can only be revisited/alterd within the nesting season period. Note that Caracara tends to maintain an established nesting site or relocate near a previous nesting site. While designated as a nesting site, a 300-meter (984-ft) primary and a 1,500-meter (4,920-ft) secondary zones are established. For impact reference, the primary zone encompasses more than half of the project area, while the secondary zone encompasses the entire project.

A portion of the funds required to construct the entire CREST project will be addressed via a grant from FDEP. AIM and LA-MSID are coordinating with FDEP on this issue. Based on the grant amount, the design plans and construction activities require a phased approach. AIM developed the scope of work for design phasing, post-design, and construction phase services and provided it to LA-MSID staff for review. This scope also addresses required Caracara monitoring. The LA-MSID Board approved a contract with AIM for this effort on 6/21/2021.

CREST Phase 1

Phase 1 of the CREST project is complete, which included maintenance dredging of the Dog to Hendry canal and replacement of weir S-H-2.

CREST Phase 2

LA-MSID and AIM received notification from FDEP on the final grant award to complete a \$2 million project to be completed in Phase 2. AIM aggressively worked to complete the design for permit submission in December 2021. A change order with FDEP extends the benchmark to have design plans and permits ready for construction bidding by March 2022, but a time-only change order is anticipated. SFWMD issued RAI No. 1, and AIM responded to review comments. Another central-office permit reviewer was assigned to the project, who issued RAI No. 2. AIM responded to the review comments on April 7, 2022. AIM received the SFWMD CREST Phase 2 permit dated June 6, 2022, which means that the Phase 2 project is fully designed, permitted, funded, and acceptable to proceed into the construction phase, which will commence in early 2023. Bids for Phase 2 were received on December 15, 2022. Recommendation to award the apparent low bidder (Turnbull Environmental) for \$1,929,500.00, which is just under the Engineering Opinion of Probably Cost and grant-funding budget of \$2 million. The Phase 2 groundbreaking ceremony was held on February 15, 2023, and the contractor has begun construction activities. LAMSID and AIM are periodically reviewing shop drawings and applications for construction payment. The construction is anticipated to be completed by December 2023. Application for Payment Number 05 has been approved for payment to date. From a progress update meeting with the contractor, no known delays in construction completion have been communicated to date.

CREST Phase 3

LA-MSID has received an additional \$4.0 million in grant funds to allow for the construction of the full build-out of the CREST project (Phase 3). AIM is working on completing the additional design and permitting tasks required to revise the plans and permitting approach to include the full project build-out. AIM's Environmental Scientist coordinated with USFWS to clarify construction restrictions related to the Caracara nesting site. USFWS has informally agreed that a reduced 300-foot Caracara buffer size is acceptable since the completed project is anticipated to benefit the species. One more year of Caracara monitoring is required before the nest can be classified as an inactive nesting site. The design team completed the 100% plan set for Phase 3, and the SFWMD permit was issued on May 22, 2023. The project team is currently deliberating the best timing to advertise for construction. Ideally, excavation activities would be timed with a nearby project that needs embankment material to mitigate high Phase 3 construction costs.

Rehydration of Bedman (Creek) Utilizing Storage & Treatment (ROBUST)

LA-MSID gained legislative funds to purchase and improvement of two parcels within Lehigh Acres: A Sinkhole Parcel (34-44-27-00-00001.0140) and the ROBUST Parcels (36-43-27-01-00000.A000 & 36-43-27-00-00004.0020). AIM is currently conducting Phase I Environmental Reports for the Sinkhole and Robust parcels. The purpose of these assessments is to characterize the environmental conditions based on readily available information & site observations and to identify recognized environmental conditions.

If you have any questions or inquiries, please call my cell at (239) 823-8171.

Sincerely,

AIM Engineering & Surveying, Inc.
Daniel Schroeder, PE