

**Lee County Board of County Commissioners  
Agenda Item Summary**

Blue Sheet No. 20031185

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Approve settlement of Parcel 100 in Lee County v. V & H, LLC Case No. 03-2784-CA.

**WHY ACTION IS NECESSARY:** Board approval is needed to settle litigation.

**WHAT ACTION ACCOMPLISHES:** Settles claim for compensation for condemnation of Parcel 100.

**2. DEPARTMENTAL CATEGORY:**

COMMISSION DISTRICT #

**A12A**

**3. MEETING DATE:**

**10-21-2003**

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**  
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

**6. REQUESTOR OF INFORMATION:**

A. COMMISSIONER

B. DEPARTMENT County Attorney's Office

C. DIVISION Litigation

BY:

John J. Renner

Chief Assistant County Attorney

**7. BACKGROUND:** Lee County condemned 49,479 sq. ft. of land from V & H, LLC for the Veronica S. Shoemaker Blvd. project. The parent tract is a vacant parcel zoned 13-1 (business) with frontage on Colonial Boulevard, Winkler Ave., and Palmetto Ave. Lee County's appraisal was \$3.65 per sq. ft. The owner's appraisal was \$5.00 per sq. ft. The parties agreed on \$4.11 per sq. ft. The County Attorney recommends the Board approve the settlement. Lee County's appraiser and Fort Myer's project manager also recommend approval.

Funds provided by City of Fort Myers and are available in their account no.: 31043155416100.

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
N/A	N/A	N/A	N/A	<i>[Signature]</i>	OA	OM	RISK	GC	<i>[Signature]</i>
					<i>RK 10/8/03</i>	<i>[Signature]</i>	<i>10/8/03</i>	<i>RK 10/8/03</i>	<i>10-9-03</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTY.  
FORWARDED  
TO CO. ADMIN.  
**10/7/03**

RECEIVED BY COUNTY ADMIN:	<i>[Signature]</i>
	<i>3:15 pm 10/7/03</i>
COUNTY ADMIN FORWARDED TO:	<i>[Signature]</i>
	<i>10/9/03</i>