

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

Blue Sheet No. 20040939

1. REQUESTED MOTION:

ACTION REQUESTED: Accept and execute *Release for Property Damage*, a 100% settlement offer from Progressive Insurance Company in the amount of \$2,528.54 for damages to Lee County property.

WHY ACTION IS NECESSARY: Board of County Commissioners' approval required for settlement offers and execution of *Release for Property Damage* are required to complete the transaction with Progressive Insurance Companies for their payment.

WHAT ACTION ACCOMPLISHES: Releases Progressive Insurance and Kevin Hall from any further liability to the County for a \$2,528.54 payment to County for damages to Lee County property, invoice 1661.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #

A12A

3. MEETING DATE:

08-10-2004

4. AGENDA:

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

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER Settlement
- Offer & Execution of Release

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT County Attorney
- C. DIVISION General Services
- BY: Scott S. Coovert,
Assistant County Attorney

7. BACKGROUND:

On June 13, 2004, Mr. Kevin Hall was involved in a motor vehicle accident damaging a Lee County Department of Transportation (DOT) electrical pole. Repairs for replacing the knocked down street light totaled \$2,528.54. Mr. Hall is insured by Progressive Insurance. The Claims Representative for Progressive Insurance, request that the *Release for Property Damage* be executed before payment is made.

This would mean a satisfaction of 100% for Lee County Department of Transportation.

Funds to be deposited in account: PD5410917500.364420.9000

ATTACHMENTS: Release for Property Damage (3 Originals)

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		OA	OM	RISK	GC	
					<i>RK 7/28/04</i>	<i>7/28/04</i>	<i>7/28/04</i>	<i>7/28/04</i>	<i>7-28-04</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

RECEIVED BY COUNTY ADMIN:
<i>7/28/04</i>
<i>10005 107 527</i>
COUNTY ADMIN FORWARDED TO:
<i>7/28/04</i>
<i>3:30 PM</i>

DS

RELEASE FOR PROPERTY DAMAGE

The **LEE COUNTY GOVERNMENT**, a political subdivision of the State of Florida, for the sole consideration of the payment of Two Thousand Five Hundred Twenty-Eight Dollars and Fifty Four Cents (\$2,528.54) from **PROGRESSIVE INSURANCE COMPANY**, hereby release and forever discharge Kevin Hall, its servants, successors, heirs, executors, administrators, assigns, from any and all claims, demands, or causes of action on suits of any kind in any way arising out of damages to property caused by an accident on June 13, 2004, at Summerlin Road in Fort Myers, Florida.

The undersigned hereby declares that the terms of this settlement have been completely read and are fully understood and voluntarily accepted for the purpose of making a full and final compromise adjustment and settlement of any and all claims, disputed or otherwise, on account of the damages above-mentioned, and for the express purpose of precluding forever any further or additional claims relating to property damage arising out of the aforesaid accident.

As consideration for payment of the above amount, LEE COUNTY GOVERNMENT, DEPARTMENT OF TRANSPORTATION shall not institute any legal proceedings against PROGRESSIVE INSURANCE COMPANY and KEVIN HALL for any claims connected with Claim Number 04-3158435, and forever discharges PROGRESSIVE INSURANCE COMPANY and KEVIN HALL from all claims, demands, damages and actions arising therefrom.

DATED this _____ day of _____, 2004.

ATTEST: CHARLIE GREEN
CLERK OF COURTS

BY: _____
Deputy Clerk

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

BY: _____
Chairman

APPROVED AS TO FORM:

BY: _____
Office of the County Attorney

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BY: _____
Chairman

APPROVED AS TO FORM:

BY: _____
Office of the County Attorney

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE

Policy # 21217691-002	Insured HALL, KBVIN	Date Issued 7/21/2004	Area Code 679	Draft Number 435242751	
Claim # 043158435	Claimant LEE COUNTY TRANS	Date of Loss 6/13/2004	State Code FL	Office Issued At FL-FTMRU-BRN-	PAC

56-389
412

Dollars \$*****2,528.54**

PAY TWO THOUSAND FIVE HUNDRED TWENTY EIGHT AND 54/100

In Payment Of PD - LIGHT POLST	CDS CODE 02PCL
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Payable through
National City Bank
ASHLAND, OHIO 1-877-448-9544

PROGRESSIVE AMERICAN INSURANCE COMPANY

Pay To
LEE COUNTY DOT RECLAMATION, ONLY*****
1500 MONROE STREET
FORT MYERS FL 33901

BY _____
AUTHORIZED SIGNATURE

⑈435242751⑈ ⑆041203895⑆ 7701870⑈

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1500 MONROE STREET
FORT MYERS FL 33901

PROGRESSIVE AMERICAN INSURANCE COMPANY

REP ID :LML0011
ORG CODE :31261