

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

Blue Sheet No. 20050236

1. REQUESTED MOTION:

ACTION REQUESTED: Approve mediated settlement in Lee County v. Florida Rock Industries, Inc., Case No. 00-4004CA.

WHY ACTION IS NECESSARY: Board must approve all settlements.

WHAT ACTION ACCOMPLISHES: Settles claim for compensation and attorney fees.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #

A12A

3. MEETING DATE:

03-01-2005

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
- C. DIVISION** Litigation
- BY:** John J. Renner
Chief Assistant County Attorney

7. BACKGROUND: Lee County condemned Parcel 209 (7,998 sq. ft. in fee simple) and 209A (5,593 sq. ft. sidewalk easement) from Florida Rock Industries, Inc. to improve Alico Road. Lee County's appraised value was \$6,140.00. Florida Rock's appraisal was \$153,000.00. A mediated settlement was reached whereby Lee County will pay \$20,000.00 for the land and easement, \$4,290.00 attorney fees and re-convey approximately 3,120 ± sq. ft. of land no longer needed for the project.

Funds available in string account: 20403030700.506110

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 <i>[Signature]</i>	OM <i>[Signature]</i>	RISK <i>[Signature]</i>	GC <i>[Signature]</i>	<i>[Signature]</i> 2-17-05

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

[Stamp: 2/16/05]

RECEIVED BY
COUNTY ADMIN
[Signature]
2/16/05
1/15/2005
COUNTY ADMIN
FORWARDED TO: *[Signature]*
[Signature]