

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

Blue Sheet No. 20051009

**1. ACTION REQUESTED/PURPOSE: Accept offer of judgment in Lee County v. Hinks, parcel 1574 (Lewis and Martinez).**

*John* Approve Budget Transfer in the amount of \$25,000 from Cape Toll Surplus Capital Fund Reserves and amend the FY04-05/08-09 CIP accordingly.

**2. WHAT ACTION ACCOMPLISHES: Concludes all claims for condemnation of parcel 1574.**

**3. MANAGEMENT RECOMMENDATION: County Attorney recommends acceptance.**

**4. Departmental Category:** 12 *A12.D* **5. Meeting Date:** *08-02-2005*

<b>6. Agenda:</b> <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public  <input type="checkbox"/> Walk-On	<b>7. Requirement/Purpose: (specify)</b>		<b>8. Request Initiated:</b> Commissioner _____ Department <u>County Attorney</u> Division <u>Litigation</u> By: <u>John J. Renner, Chief</u> <u>Assistant County Attorney</u>
	<input type="checkbox"/> Statute	_____	
	<input type="checkbox"/> Ordinance	_____	
	<input type="checkbox"/> Admin. Code	_____	
	<input type="checkbox"/> Other	_____	

**9. Background: Lee County condemned Parcel 1574 in October of 2002 to construct Veteran's Parkway. The parcel was a vacant residential lot on SW 17<sup>th</sup> Ave. Lee County's appraised value was \$8,500.00. The owners served an offer of judgment in the amount of \$15,000.00.**

**The County Attorney recommends acceptance of this offer as a cost effective alternative to litigation.**

**Funds available in string account: 20502030721.506110**

*John* The \$25,000 Transfer from Reserves will provide funds for this expense and any miscellaneous expenses between now and the end of the fiscal year.

**10. Review for Scheduling:**

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
				<i>[Signature]</i>	<i>[Signature]</i> 7/15/05		<i>[Signature]</i> 7/19/05	<i>[Signature]</i> 7/19/05	

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

*[Stamp]*  
7/15/05

RECEIVED BY  
COUNTY ADMIN: *[Signature]*  
7-15-05  
2:30  
COUNTY ADMIN  
FORWARDED TO: *[Signature]*  
7/15/05  
9:30 AM

**REQUEST FOR TRANSFER OF FUNDS**

FUND NAME: TCI-Surplus Cap. Cape Coral DATE: 7-18-05 BATCH NO.: \_\_\_\_\_

FISCAL YEAR: 04-05 FUND NO.: 30721 DOC. TYPE: YB LEDGER TYPE: BA

TO: Capital Projects Capital Projects  
 (Division Name) (Program Name)

NOTE: Please list the account number below in the following order:  
 Business Unit (dept/div, program, fund, subfund); Object Account; Subsidiary; Subledger  
 (Example: BB 5120100100.503450)

<u>Account Number</u>	<u>Object Name</u>	<u>DEBIT</u>
20502030721.506110	Land and Court Reg Deposits	\$ 25,000

TOTAL TO: \$ 25,000

FROM: Non-Departmental Reserves  
 (Division Name) (Program Name)

<u>Account Number</u>	<u>Object Name</u>	<u>CREDIT</u>
GC5890130721.509910	Reserve for Contingency	\$ 25,000

TOTAL FROM: \$ 25,000

EXPLANATION: To provide budget for the land costs on the Veterans Parkway-Surfside to Chiquita project.

\_\_\_\_\_  
 DIVISION DIRECTOR SIGNATURE/DATE

\_\_\_\_\_  
 DEPARTMENT HEAD SIGNATURE/DATE

DBO: APPROVAL  DENIAL

Emma X. Wolf 7-18-05  
 OPS. ANALYST SIGNATURE DATE

OPS. MGR.: APPROVAL  DENIAL

Shirley Lange 7/19/05  
 OPS. MGR. SIGNATURE DATE

CO. MGR.: APPROVAL  DENIAL

\_\_\_\_\_  
 CO. MANAGER SIGNATURE DATE

BCC APPROVAL DATE: \_\_\_\_\_

\_\_\_\_\_  
 BCC CHAIRMAN SIGNATURE

BA. NO. \_\_\_\_\_ AUTH CODE \_\_\_\_\_ TRANS DATE \_\_\_\_\_