

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

Blue Sheet No. 20051074

1. ACTION REQUESTED/PURPOSE: Reject proposal for settlement from Fred Towell, Tr. and make counter proposal for settlement in Lee County v. VLP, LLC, et al., Case No. 03-2553-CA.

2. WHAT ACTION ACCOMPLISHES: Rejects proposal for settlement in the amount of \$29,750.00 and makes counter proposal for settlement of \$17,000.00.

3. MANAGEMENT RECOMMENDATION: Recommends approval of County's counter proposal.

4. Departmental Category: 12 - A12C **5. Meeting Date:** 08-09-2005

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

9. Background: Lee County condemned parcel 111 in fee simple (7,701 sq. ft.) and parcel 111DE (400 sq. ft. drainage easement) for Veronica Shoemaker Blvd. Lee County's appraised value is \$11,400.00. The owner, Fred Towell, Tr. served a proposal for settlement in the amount of \$29,750.00. The County Attorney recommends the Board reject the proposal for settlement of \$29,750.00, inclusive of fees and costs and make a counter proposal for settlement in the amount of \$17,000.00.

Funds available in City of Ft. Myers account no.: 31043155416100

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>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED
7/25/05

RECEIVED BY COUNTY ADMIN:	<i>[Signature]</i>
COUNTY ADMIN FORWARDED TO:	<i>[Signature]</i>