

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

Blue Sheet No. 20051649

1. ACTION REQUESTED/PURPOSE: Approval of settlement offer in the case of Lee County v. Cobb, et al., Case No. 05CA-3748-G, Parcel 313, for \$425,000.00.

2. WHAT ACTION ACCOMPLISHES: Resolves all claims for compensation and fees and costs on this parcel.

3. MANAGEMENT RECOMMENDATION: County Attorney recommends approval of settlement offer.

4. Departmental Category: 12- County Attorney <i>A12A</i>		5. Meeting Date: <i>11-29-2005</i>
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)	
	<input type="checkbox"/> Statute	<input type="checkbox"/>
	<input type="checkbox"/> Ordinance	<input type="checkbox"/>
	<input type="checkbox"/> Admin. Code	<input type="checkbox"/>
	<input checked="" type="checkbox"/> Other	<input type="checkbox"/>
		8. Request Initiated: Commissioner _____ Department <u>County Attorney</u> Division <u>Litigation</u> By: <u>John S. Turner, Assistant County Attorney</u>

9. Background: This is an eminent domain action for a whole take of two residential lots for Imperial Street Project. Since the first written offer of \$266,000, the value for parcel 313 has increased to an estimated \$400,000 by Lee County's most recent appraisal for purposes of the Order of Taking. The property owner has agreed to accept \$425,000 including all costs and attorneys' fees in order to resolve the case. By accepting this settlement offer, Lee County will save approximately \$20,000 in attorneys' fees. Lee County Attorney's office recommends approval of the settlement offer. Possession will be January 31, 2006 subject to favorable environmental report.

Funds available in string account no.: 20406018808.506110

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

COUNTY ATTY.
 FORWARDED TO CO. ADMIN.
 11/19/05

RECEIVED BY COUNTY ADMIN:
 11-10-05
 4:33
 COUNTY ADMIN FORWARDED TO:
 11-17-05
 3:21 PM