

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

Blue Sheet No. 20061590

1. ACTION REQUESTED/PURPOSE: Accept a settlement offer of \$10,042.33 from Cincinnati Insurance Companies on behalf of JRC Lawn Maintenance and accept a settlement offer of \$2,076.77 from Zurich Insurance Company on behalf of Norlease, Inc. for damage to Corkscrew Road caused by an automobile accident on May 26, 2005.

2. WHAT ACTION ACCOMPLISHES: Accepts final payment and releases insurance companies and their clients from any further liability to the County for damages caused to Lee County property.

3. MANAGEMENT RECOMMENDATION: Recommend settlement. The Board of County Commissioners' approval is required for settlement offers.

4. Departmental Category: A12B **5. Meeting Date:** DEC 12 2006

6. Agenda:		7. Requirement/Purpose: (specify)		8. Request Initiated:	
<input type="checkbox"/> Consent	<input type="checkbox"/> Statute	<input type="checkbox"/> Commissioner			
<input checked="" type="checkbox"/> Administrative	<input type="checkbox"/> Ordinance	<input type="checkbox"/> Department <u>Jed R. Schneck</u>			
<input type="checkbox"/> Appeals	<input type="checkbox"/> Admin. Code	<input type="checkbox"/> Division <u>County Atty.'s Office</u>			
<input type="checkbox"/> Public	<input type="checkbox"/> Other	By: <u>and Scott Gilbertson</u>			
<input type="checkbox"/> Walk-On		Department of Transportation			

9. Background:

JRC Lawn Maintenance and Norlease, Inc. were involved in an automobile accident on May 26, 2005 which required repair to Lee County's roadway on Corkscrew Road in the total amount of \$13,845.15. Since neither company was ticketed for the accident, an Arbitration Hearing was held on March 26, 2006 between the two insurance companies and it was determined that JRC Lawn Maintenance was 85% at fault and Norlease, Inc. was 15% at fault for this accident.

On behalf of JRC Lawn Maintenance, Cincinnati Insurance Companies has offered \$10,042.33 to settle its share of the claim and Zurich Insurance Company has offered \$2,067.77 on behalf of Norlease, Inc. to settle its share of the claim. The combined offers (\$12,119.10) represent 88% of the total claim.

Proceeds shall be deposited into account: PD5410917500364420.9000.

Attachments: Final payment of claims for Cincinnati Insurance Companies and Zurich Insurance Company.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgt.	
<i>for</i> Amelia J. Davis	N/A	N/A		<i>[Signature]</i> 11/30/06	RK 11/30	<i>[Signature]</i> 11/30	<i>[Signature]</i> 11/30/06	<i>[Signature]</i> 11/30/06	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

CO. ATTY.
FORWARDED
TO CO. ADMIN.
11-30-06

RECEIVED BY
COUNTY ADMIN:
11-30-06 11:42
[Signature]
COUNTY ADMIN
FORWARDED TO:
11/30/06 TUP
to PR

Check No 110152706

LEE COUNTY COMM. DEV./ PUBLIC WORKS CTR.
1500 MONROE STREET
FORT MYERS FL 33901

Check No 110152706

CLAIM No	Policy Holder	Policy No	Date Loss	Claimant	Invoice No	Amount
298867	PATRICK AND CASANDRA NIEBRUGGE	05CA05454210	05/26/2005	LEE COUNTY COMM.		10,042.33
COVERAGE: AUTO BI /PD, SINGLE LIM FOR: FULL & FINAL SETTLEMENT OF ALL CALIMS, INV. # 1702						

Total 10,042.33

PO BOX 145496 THE CINCINNATI INSURANCE COMPANY THE CINCINNATI INDEMNITY COMPANY
CINCINNATI OH 45250-5496 THE CINCINNATI CASUALTY COMPANY

Date: 11/16/2006 Claim No: 298867

Check No: 110152706

Payable at The Fifth Third Bank Cincinnati, OH (513) 870-0012

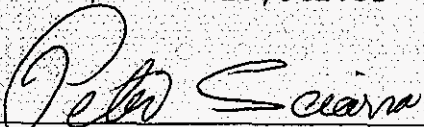
Amount:

*****TEN THOUSAND FORTY-TWO 33/100 DOLLARS

\$ *****10,042.33

Security features included. Details on back.

Pay LEE COUNTY BOCC
To
The
Order
Of


Peter Sciarra

⑈ 110152706 ⑈ ⑆042100272⑆ 7480494884⑈

Northern Insurance

Please Note:

We have a new mailing address for our claim office. Please use the above address for any future correspondence.

LEE COUNTY ATTORNEY'S OFFICE
P.O. BOX 398
FORT MYER'S FL 33902 0398

08516

PLEASE INCLUDE CLAIM NUMBER ON ALL FUTURE CORRESPONDENCE

Claim Number	Policy Number	Invoice Number	Tax ID	Date of Loss	Payment Service Dates
471-0098897 001 CC	SCP43124826	Invoice #1704		05/26/05	05/26/05-11/09/06
Check Number	1710217810	Date Issued	11/22/06	Amount	\$**2,076.77
Insured	VILLAGE LAND CLEARING & FILL, INC.				
Claimant	JRC Lawn Maintenance Inc.				
Nature of Payment	Full & final payment on any & all claims.claim#4710098897				
Issued To	Lee County B.O. C. C.				
Requested By	James Chletsos				
File Supervisor	James Chletsos	Phone Number	813 873-2055		
Payment Description	AMOUNT PAID	Payment Description	AMOUNT PAID		
AUTO - PD	2,076.77				
TOTAL		\$2,076.77			

THE FACE OF THIS DOCUMENT HAS A BLUE BACKGROUND - NOT A WHITE BACKGROUND. SIMULATED WATERMARK ON BACK. HOLD AT AN ANGLE TO VIEW.



ZURICH

ZURICH AMERICAN INSURANCE COMPANY
ON BEHALF OF Northern Insurance

70-2302/719

PO BOX 30729
TAMPA FL 33630 3729

Claim Number	Date Issued	CHECK NO.
471-0098897-001-CC	11/22/06 <small>VOID AFTER: 05/21/07</small>	1710217810

Amount: TWO THOUSAND, SEVENTY-SIX AND 77/100 ----- DOLLARS

Pay to: Lee County B.O. C. C.

PAY THIS SUM
\$**2,076.77

Louis J. ...

LASALLE BANK N.A.
CHICAGO IL 60603

** THE BACKGROUND IS COLORED **

|| 17 10217810 || :07 1923022: 559 88800100||