

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

Blue Sheet No. 20070618

1. ACTION REQUESTED/PURPOSE: Approve mediated settlement in Lee County v. Eden, et al., Case No. 05CA-4455, Parcel 308/Spitz, Three Oaks Parkway South Project.

2. FUNDING SOURCE: This is a DOT funded project.

3. WHAT ACTION ACCOMPLISHES: Settles all claims for compensation, except fees and costs.

4. MANAGEMENT RECOMMENDATION: Approve settlement.

5. Departmental Category: 12 – County Attorney **A12B** **6. Meeting Date:** APR 24 2007

7. Agenda: <input type="checkbox"/> Consent <input checked="" type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On	8. Requirement/Purpose: (specify)		9. Request Initiated:
	<input type="checkbox"/> Statute	<input type="checkbox"/>	Commissioner
	<input type="checkbox"/> Ordinance	<input type="checkbox"/>	Department <u>County Attorney</u>
	<input type="checkbox"/> Admin. Code	<input type="checkbox"/>	Division <u>Litigation</u>
	<input checked="" type="checkbox"/> Other	<input type="checkbox"/>	By: <u>John J. Renner, Chief Assistant County Attorney</u>

10. Background: On January 18, 2006, Lee County acquired by eminent domain the home of Marit Spitz for the Three Oaks Parkway South Project. This was a whole acquisition of 1.25 acres of land and a four year old 3/2 pool home. Lee County's appraised value was \$360,000 and the owner's claim was for her appraised value of \$540,000, moving expenses, interest and other damages. A negotiated settlement of \$475,000 was reached.

Funds available in string account no.: 20404318824.506110

11. 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>[Signature]</i>	<i>ALW 4/12/07</i>	<i>MS 4/12/07</i>	<i>4/12/07</i>	<i>4/12/07</i>	<i>[Signature]</i>

12. Commission Action:

- Approved
- Deferred
- Denied
- Other

CO. ATTY.
FORWARDED
TO CO. ADMIN.
4/12/07

RECEIVED BY
COUNTY ADMIN: *EW*
4-12-07
11 Am
COUNTY ADMIN.
FORWARDED TO: *PLC*
4-13-07
9 Am