

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

Blue Sheet No. 20020314

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Reject settlement demand in Lee County v. Baird; Case No. 00-4719-CA-LG, and authorize proposal for settlement.

**WHY ACTION IS NECESSARY:** To respond to owner's settlement demand and authorize County Attorney to file a proposal for settlement.

**WHAT ACTION ACCOMPLISHES:** Rejects owner's settlement demand of \$950,000.00 and authorizes proposal for settlement of \$750,000.00.

**2. DEPARTMENTAL CATEGORY:**

COMMISSION DISTRICT # A12B

**3. MEETING DATE:**

04-09-2002

**4. AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

**5. REQUIREMENT/PURPOSE:**  
(Specify)

- STATUTE
- ORDINANCE
- ADMIN. CODE
- OTHER

**6. REQUESTOR OF INFORMATION:**

- A. COMMISSIONER \_\_\_\_\_
- B. DEPARTMENT County Attorney
- C. DIVISION Litigation
- BY: John J. Remner  
Chief Assistant County Attorney

**7. BACKGROUND:** Lee County condemned 4.22 acres of land (Parcel 100A) and .62 acres of land (Parcel 100B) from two tracts of vacant land south of Corkscrew Road held by Dwight Baird, Trustee. The land was condemned for the Three Oaks Parkway Extension Project. Lee County's initial offer was \$615,000.00 which includes land value and severance damages to the portion bisected by the road. The owner's appraiser estimates \$1,393,000.00 is due. The owner offered to accept \$950,000.00 plus interest, costs and fees. The County Attorney recommends the Board reject this offer and make a proposal for settlement of \$750,000.00.

Funds are available in Acct. String No. 20406918803.506199

**8. MANAGEMENT RECOMMENDATIONS:**

**9. RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services				G County Manager
N/A	N/A	N/A	N/A		OA <u>3/27/02</u>	OM <u>3/28/02</u>	RISK <u>3/28</u>	GC <u>3-27-02</u>	HS tel 

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTY.  
FORWARDED  
TO CO. ADMIN.  
3-27-02

REC'D  
CO.  
3/27/02  
2:20 pm  
3/28 5:00