Lee County Board of County Commissioners Agenda Item Summary

Blue Sheet No. 20020619

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1. REQUESTED MOTION: ACTION REQUESTED: Approve settlement in Lee County v. Gatorland Vistas, Inc.; Case No. 99-7850-CA; Del Prado Extension.; Approve transfer from reserves in the amount of \$220,000 and amend FY 01-02 CIP accordingly. WHY ACTION IS NECESSARY: To approve settlement.								
WHAT ACTION ACCOMPLISHES: Settles all claims for the taking except fees and costs.								
2. <u>DEPARTMENTAL CATEGORY</u> : COMMISSION DISTRICT # A 12 C					3. MEETING DATE: June 11, 2002			
4. AGENDA: 5. REQUIREMENT/PURPOSE:			6. REQUESTOR OF INFORMATION:					
		(Specify)		-		VETEN.	!	
CONSE		STATUTE			A. COMMISSION		A 44	
	ISTRATIVE	ORDINAN			B. DEPARTMEN		y Attorney	
APPEAI	····	ADMIN. C	ODE		C. DIVISION	Litigat	1011	
PUBLIC		OTHER	<u></u>			hn J. Renner	Zaranta Attonio ara	
WALK					- Cr	net Assisiani (County Attorney	
	EQUIRED:		11017		1 11 277	. 1 11	owerline easement)	
and Parcel 101 Elec: Part A (14.926 acres encumbered by a powerline easement) and Parcel 101 Elec: Part B (1.129 acres encumbered by a powerline easement) from The Heritage, a mobile home park owned by Gatorland Vistas, Inc. for construction of the Del Prado Extension. Lee County's appraisal was \$83,800.00. Gatorland Vistas' appraisal was \$770,000.00. There was not much dispute over the value of the land and the disparity in appraisals was due to severance damages. Gatorland Vistas claimed \$500,000.00 in damages due to noise visibility, etc. from the new road. Lee County recognized a potential for damage to the eastern part of the property, however, it is Lee County's position the damage can be cured by releasing a reservation of a 150 ft. road right of way on Gatorland Vistas' property, thereby allowing development to occur on land further from the portion of the new road constructed on land taken from Gatorland Vistas. A settlement has been reached whereby all compensation claims will be settled for \$275,000.00 and Lee County will release the 150 ft. road right of way reservation placed on Gatorland Vistas' property by the former Traffic Ways Map. Funds are available in Acct. String No. 20401330700.506110. 8. MANAGEMENT RECOMMENDATIONS: 9. RECOMMENDED APPROVAL:								
			10	Т.	F		G	
A Department	B Purchasing	C Human	D Other	E County	Budget Ser	vices	County Manager	
Director	or	Resources		Attorney		5/30		
	Contracts				· / ·			
N/A	N/A	N/A	N/A	J. learne	0A QM R 2h 2002 5 50 0 75	ISK GC		
10. COMMISSION ACTION: CO. ATTY.								
APPROVED TO CO. AUGUS.					RECEIVE	BY PMC	1	
DENIED					COUNTY	(X3)1VIIIV.		
DEFERRED					1/28	320		
OTHER					COUNTY	ADMIN. ZW		
<u> </u>					5/3	0 ()		

REQUEST FOR TRANSFER OF FUNDS

FUND NAME: Trans Capital Improve	ment DATE: <u>5-30-02</u>	BATCH NO.:			
FISCAL YEAR: <u>01-02</u> FUND NO.:	<u>30700</u> DOC. TYPE: <u>YB</u>	LEDGER TYPE: <u>BA</u>			
TO: Capital Projects	Tr	ansportation Projects			
(Division Name)		(Program Name)			
NOTE: Please list the account number	ım, fund, subfund); Object	er: Account; Subsidiary; Subledger			
Account Number	Object Name	<u>DEBIT</u>			
20401330700.506110	Land and Court Reg	Deposit \$ 220,000			
TOTAL TO:		<u>\$ 220,000</u>			
FROM: Non-Department	al	Reserves			
(Division Name)	(Program Name)			
Account Number	Object Name	CREDIT			
GC5890130700.509910	Reserve for Conting	ency \$ 220,000			
TOTAL FROM: <u>EXPLANATION</u> : For land settlement	on bluesheet 20020619.	<u>\$ 220,000</u>			
DIVISION DIRECTOR SIGNATURE	E/DATE DEPARTMEN	DEPARTMENT HEAD SIGNATURE/DATE			
DBO: APPROVAL $ \underline{\hspace{0.4cm}} $ DENL	<i>#</i>	(Wall 5-30-02			
OPS. MGR.: APPROVAL DENI	OPS, ANALY	ST SIGNATURE DATE			
CO. MGR.: APPROVAL DENI		GNATURE DATE ER SIGNATURE DATE			
BCC APPROVAL DATE:		1AN SIGNATURE			
BA NO	AUTH CODE	TRANS DATE			