

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

Blue Sheet No. 20020581

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Approve mediated settlement in Lani Kai v. Lee County; Case No. 01-6335-CA.

**WHY ACTION IS NECESSARY:** To approve mediated settlement.

**WHAT ACTION ACCOMPLISHES:** Settles all claims in this case.

**2. DEPARTMENTAL CATEGORY:**  
COMMISSION DISTRICT #

*A12A*

**3. MEETING DATE:**

*06-04-2002*

**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. Renner  
Chief Assistant County Attorney

**7. BACKGROUND:** In 1999 title to Unit 205 of the Lani Kai Bay and Beach Resort escheated to Lee County. The unit was brought to tax deed sale and \$19,349.97 was paid by the high bidder. The \$19,349.97 was applied toward unpaid ad valorem taxes. However, the bidder refused to accept title, forfeited the \$19,349.97 and title to Unit 205 escheated to Lee County. In 2001, Lani Kai Bay and Beach Resort Condominium Association, Inc. sued Lee County seeking to foreclose or collect \$52,000.00 in assessments and maintenance fees for Unit 205. Lee County denied liability for these assessments and maintenance fees. The amount of taxes due as of May 2002 is \$49,822.53 less the \$19,349.97 already received leaves a balance of \$30,472.56. As settlement has been reached whereby Lani Kai Bay and Beach Resort Condominium will pay \$35,000.00 and Lee County will convey title to Unit 205 back to the taxpayer, Lani Kai Bay and Beach Resort Condominium Association, Inc.

**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	<i>[Signature]</i>	OA	OM	RISK	GC	<i>[Signature]</i>
					<i>5/20/02</i>	<i>5/21/02</i>	<i>5/21/02</i>	<i>5/21/02</i>	<i>5-22-02</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

CO. ATTY.  
FORWARDED  
TO CO. ADMIN.  
*5-22-02*

RECEIVED BY  
COUNTY ADMIN. *PMC*  
*5/20/02*  
*3:15 pm*  
*DS* *CA*  
*5/22 5:00*