

**CITIZENS' COMMENTS**

At 9:15 a.m. or as soon thereafter as possible

Do your comments refer to an item  
on today's agenda  not on today's agenda

The Board of County Commissioners welcomes your comments. Your presentation will be limited to two (2) minutes. If appropriate, the matter(s) you present will be placed on a future commission agenda.

It is requested that you complete this form and return it to the receptionist prior to the beginning of the Citizens' Comments portion of the agenda.

Name: Clair R. Brewer  
Address: P.O. Box 1440, Deeco, FL  
Phone: 8 (Home) \_\_\_\_\_ (Work) \_\_\_\_\_

Brief description of problem or concern:

Etchical in Social Servit

# MANATEE COUNTY GOVERNMENT AGENDA MEMORANDUM

<b>SUBJECT</b> <i>Manatee County v. St. Barbara Greek Orthodox Church, et al., Case No. CA-99-1981; Parcels 16 and 16-SE</i>	<b>TYPE AGENDA ITEM</b> Consent
<b>DATE REQUESTED</b> October 3, 2000	<b>DATE SUBMITTED/REVISED</b> September 27, 2000
<b>BRIEFINGS?/WHO?</b> N/A	<b>CONSEQUENCES IF DEFERRED</b> Attorneys fees will accrue to party willing to settle case.
<b>DEPARTMENT/DIVISION</b> <u>County Attorney's Office</u>	<b>AUTHORIZED BY TITLE</b> <i>* Teddy N. Williams, Jr., County Attorney</i>
<b>CONTACT PERSON TELEPHONE/EXTENSION</b> James A. Minix, Senior Assistant County Attorney, & Dee Dee Rosario Ext. 3750	<b>PRESENTER/TITLE TELEPHONE/EXTENSION</b> James A. Minix, Senior Assistant County Attorney Ext. 3750 <i>[Signature]</i>
<b>ADMINISTRATIVE APPROVAL</b>	<i>[Signature] 9/28/00</i>

**ACTION DESIRED**  
INDICATE WHETHER <sup>1</sup>REPORT or <sup>2</sup>DISCUSSION, <sup>3</sup>FORM OF MOTION, or <sup>4</sup>OTHER ACTION REQUIRED:

Motion needed:  
Motion to approve Partial Stipulated Final Judgment between MANATEE COUNTY and CHARLES D. BROWN in the total amount of \$12,000, plus \$8,077.13 in costs.

**ENABLING/REGULATING AUTHORITY**  
Federal/State law(s), administrative ruling(s), Manatee County Comp Plan/Land Development Code, ordinances, resolutions, policy.)

§128.01, Fla. Stat.

**BACKGROUND/DISCUSSION**

See Page 2.

HAS COUNTY ATTORNEY REVIEW BEEN REQUESTED ? Indicate "NO" or "YES" @ right. (If "NO," proceed to 1) below; and if "YES," proceed to 2) below) N/A

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1) IF "NO" TO ABOVE,

A) PLEASE EXPLAIN BELOW: (see also following section 1B) re: contract, agreement, lease, etc.:

This is a County Attorney's Office item.

B) IF A CONTRACT, AGREEMENT, LEASE OR OTHER DOCUMENT WAS PREVIOUSLY APPROVED, STATE YEAR OF LAST USE @ RIGHT: N/A

2) IF "YES" TO FIRST QUESTION IN THIS SECTION,

A) HAS ENTIRE MATTER, OR ONLY A PORTION, BEEN REVIEWED? IF ONLY A PORTION, WHICH PORTION?

N/A

B) HAVE ALL COMMENTS/SUGGESTIONS RAISED BY COUNTY ATTORNEY BEEN ADDRESSED/INCORPORATED; IF NOT, PLEASE EXPLAIN. A COPY OF FINAL COUNTY ATTORNEY MEMO RE THIS MATTER **MUST BE ATTACHED** (If comments were verbal, so indicate.)

**AGENDA MEMORANDUM (cont'd)**

<b>ATTACHMENTS: (List in order as attached)</b>  Copy of Partial Stipulated Final Judgment	<b>INSTRUCTIONS TO BOARD RECORDS:</b>  Please forward a stamped copy of this Agenda Memorandum and attachment to the County Attorney's Office following disposition.
<b>COST</b>	<b>SOURCE (ACCT# &amp; NAME)</b>
<b>COMMENTS</b>	<b>AMT./FREQ. OF RECURRING COSTS (ATTACH FISCAL IMPACT STATEMENT)</b>

**BACKGROUND/DISCUSSION**

This matter involves parcels 16 and 16-SE on the Lockwood Ridge Road project. These parcels belong to Charles D. Brown and his former wife, Claire Brown. ~~MANATEE COUNTY has reached a settlement with Mr. Brown, but we are unable to reach a settlement with Claire Brown, who insists on taking this matter to a jury trial. The only issue that is allowed to be considered by the jury is that of the value of the parcel taken. We believe however that Ms. Brown, who is representing herself, will attempt instead to inject extraneous issues into the trial concerning her generalized grievances against the COUNTY.~~

~~This Board has previously agreed to a total settlement for the taking of these parcels in the amount of \$24,000 plus costs. Mr. Brown is still willing to settle his portion of the taking for his share of that amount, or \$12,000. The CAO recommends that the Board approve the proposed Partial Stipulated Final Judgment that will resolve the case with Mr. Brown and will effect an assignment of his claim to MANATEE COUNTY for eventual apportionment with the share due Mrs. Brown, after the jury's determination is made on her claim. This will free Mr. Brown from participating in the trial and shield the COUNTY from a claim for attorneys fees from Mr. Brown for having to participate in the trial when he agrees to a settlement of the case.~~

The CAO recommends approval of the Partial Stipulated Final Judgment.

# MANATEE COUNTY GOVERNMENT AGENDA MEMORANDUM

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<b>CONTACT PERSON</b> James A. Minix, Senior Assistant County Attorney, & Dee Dee Rosario <b>TELEPHONE/EXTENSION</b> Ext. 3750	<b>PRESENTER/TITLE</b> James A. Minix, Senior Assistant County Attorney <b>TELEPHONE/EXTENSION</b> Ext. 3750
<b>ADMINISTRATIVE APPROVAL</b>	<i>Jim 9/28/00</i>

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APPROVED IN OPEN SESSION  
OCT 03 2000  
LAND OF COUNTY COMMISSIONERS  
MANATEE COUNTY, FLORIDA

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AGENDA MEMORANDUM (cont'd)

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