

AUGUST 25, 1994

The Board of County Commissioners, Manatee County, Florida, met in RISK ASSESSMENT SESSION in the Administrative Center, 1112 Manatee Avenue West, Tuesday, August 25, 1994, at 11:45 a.m.

Present were Commissioners:

Stan Stephens, Chairman
Joe McClash, First Vice-Chairman
Kent G. Chetlain, Second Vice-Chairman
John R. Gause, Third Vice-Chairman
Patricia M. Glass
Lari Ann Harris
Maxine M. Hooper

Also present were:

H. Hamilton Rice, Jr., County Attorney
Diane E. Vollmer, Deputy Clerk, representing
R. B. Shore, Clerk of Circuit Court

The meeting was called to order by Chairman Stephens.

CLAIM: KAREN AND ANTHONY SIEMIONKO

William Henry, Assistant County Attorney, reviewed the claim (lawsuit not yet filed) of Karen and Anthony Siemionko. He stated Mrs. Siemionko is 33 years old and lives just outside the south fence of G.T. Bray Park. Her claim of \$100,000 is premised on \$4,800 in lost wages and \$25,800 in medical expenses.

He explained that Mrs. Siemionko was walking her dog in the park on December 20, 1992, between 7:30 and 9:00 p.m. She tripped over a cover similar to a water meter cover, stepped in a hole (irrigation water line valve), and twisted her knee and back. This valve is one of a series in a line running parallel to her fence.

He recommended the Board deny the \$100,000 demand and not make a counteroffer at this time.

H. Hamilton Rice, Jr., County Attorney, pointed out that the park was closed at the time of the incident and Mrs. Siemionko could be held to be a trespasser, at worst, or a licensee, at best.

Mr. Henry stated that Mrs. Siemionko's initial injury was a cut below the knee and her knee hurt. A couple of days later her back began to hurt. She has since had disk surgery in her back.

Mr. Gause moved to accept the recommendation and deny the claim. Motion was seconded by Mr. Chetlain and carried unanimously.

RECESS/CONTINUATION

There being no further business, this meeting was continued to the next regular meeting of the Board of County Commissioners (9/6/94), at which time the meeting will be closed.

Attest:


Clerk

Recess: 10:58 a.m.

/dev

APPROVED:


Chairman 7/8/97