

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

*** TIME CERTAIN 1:30 P.M.***

Meeting Date: 8/15/2007 - KL

Division: County Attorney

Bulk Item: Yes No

Staff Contact Person: Bob Shillinger

AGENDA ITEM WORDING:

A Closed Executive Session of the Board of County Commissioners in the matter of Monroe County v. Lodge Construction, Case No. CA-K-00-617.

ITEM BACKGROUND:

In 2000, the County sued Lodge Construction to recover the additional costs the County incurred when Lodge abandoned the Gato Building renovation project. The case is scheduled to be tried again beginning on September 4, 2007. Legal staff requests a closed session to discuss this matter prior to the mediation on August 16th and trial on September 4th. Per F.S. 286.011(8), the subject matter of the meeting shall be confined to settlement negotiations or strategy sessions related to litigation expenditures.

Present at the meeting will be the Commissioners, County Administrator Tom Willi, County Attorney Suzanne Hutton, Chief Assistant County Attorney Bob Shillinger, the County's special litigation counsel Ira Libanoff and Janet Ritenbaugh and a certified court reporter.

Public notice of the closed session was given at the July 2007 BOCC meeting and through publication of the agenda for the August meeting.

PREVIOUS RELEVANT BOCC ACTION:

7/19/2007 BOCC approved Closed Session for August 15, 2007 at 1:30 p.m. in Key Largo.

CONTRACT/AGREEMENT CHANGES:

N/A

STAFF RECOMMENDATIONS:

Approval.

TOTAL COST: Approx. \$500.00

BUDGETED: Yes No

COST TO COUNTY: Approx. \$500.00

SOURCE OF FUNDS: _____

REVENUE PRODUCING: Yes No

AMOUNT PER MONTH _____ **Year** _____

APPROVED BY: County Atty OMB/Purchasing _____ Risk Management _____

DOCUMENTATION: Included _____ Not Required

DISPOSITION: _____

AGENDA ITEM # _____