

**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: 9/19/2007 – MAR

Division: County Attorney

Bulk Item: Yes  No

Staff Contact Person: Bob Shillinger

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**AGENDA ITEM WORDING:**

A closed executive session of the Board of County Commissioners in the matter of Florida Keys Citizens Coalition & Last Stand v. DCA and Monroe County, DOAH 06-2449.

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**ITEM BACKGROUND:**

The Florida Keys Citizens Coalition and Last Stand challenged DCA's approval of five (5) Monroe County ordinances which implement the Tier system. The matter is in the hands of the DCA Secretary who is authorized by law to render a final administrative decision on the challenge. In the interim, staff has been negotiating a potential resolution of the outstanding issues. A closed session is being requested to discuss the status of settlement discussions and receive direction from the Board on any proposed settlement agreement that is reached in the interim.

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, and Chief Assistant County Attorney Bob Shillinger, and a certified court reporter.

Public notice of the closed session was given at the September 10, 2007 BOCC Special Meeting and through publication of the agenda for the September 19, 2007 BOCC Regular Meeting.

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**PREVIOUS RELEVANT BOCC ACTION:**

9/10/07 BOCC approved Closed Session for September 19, 2007 in Marathon, FL

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**CONTRACT/AGREEMENT CHANGES:** n/a

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**STAFF RECOMMENDATIONS:** Approval.

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**TOTAL COST:** Approx. \$500                      **BUDGETED:** Yes  No

**COST TO COUNTY:** Approx. \$500                      **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 #** \_\_\_\_\_