

**BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

Meeting Date: November 14, 2007

Division: County Attorney

Bulk Item: Yes XX No

Staff Contact Person: Cynthia L. Hall

AGENDA ITEM WORDING:

Approval of the Settlement Agreement with Charles D. Rothell and Timothy S. Langston in Code Enforcement Case CE06050154

ITEM BACKGROUND:

On July 20, 2006 Messrs. Rothell and Langston were cited for violation of County Code 6-4(a)(c), Unsafe building. The case was brought before the Special Magistrate on December 15, 2006, at which time Messrs. Rothell and Langston were found in violation. The Special Magistrate set compliance for January 18, 2007, after which a fine would begin to run in the amount of \$100.00 per day. Pursuant to the Settlement Agreement attached hereto this case been resolved at \$1,391.85 which is equal to 10% of the accrued fines and costs.

PREVIOUS RELEVANT BOCC ACTION:

None

CONTRACT/AGREEMENT CHANGES:

N/A

STAFF RECOMMENDATIONS:

Approval

TOTAL COST: _____

BUDGETED: Yes No

COST TO COUNTY: _____

SOURCE OF FUNDS: _____

REVENUE PRODUCING: Yes No **AMOUNT PER MONTH** _____ **YEAR** \$1,391.85

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

DOCUMENTATION: Included Not Required _____

DISPOSITION: _____ **AGENDA ITEM #** _____

BEFORE THE CODE ENFORCEMENT SPECIAL MASTER
OF MONROE COUNTY, FLORIDA
THE HONORABLE J. JEFFERSON OVERBY, PRESIDING

MONROE COUNTY, FLORIDA
Petitioner,

vs.

CASE NO.: CEO06050154

CHARLES D. ROTHELL and
TIMOTHY S. LANGSTON,

Respondents.

SETTLEMENT AGREEMENT

The Board of County Commissioners of Monroe County and Charles D. Rothell and Timothy S. Langston, Respondents, hereby agree to settle the code enforcement lien imposed in the above-referenced case by the Special Master against property owned by the Respondent(s) for a total of \$1,391.85.

The property in question has a legal description of Lot 42, Block 6, SUMMERLAND KEY COVE ADDITION NUMBER ONE, according to the plat thereof as recorded in Plat Book 4, Page 47, of the Public Records of Monroe County, Florida (RE:0019520-000000). The lien was recorded at Book 2277, Page 342, of the Office Records of Monroe County.

Upon approval of this agreement by the Board of County Commissioners, the Respondents shall remit a check in the amount of \$1,391.85 made payable to the Board of County Commissioners.

Within 30 days of clearance of the last check, the County shall provide to Respondents a release and satisfaction of said lien, which the Respondents shall record in the Official Records of Monroe County.

By entering into this agreement, any and all claims arising out of the above-captioned code enforcement case shall be satisfied and concluded.

Each party shall bear its own costs and attorney's fees other than as specified in this agreement.

(SEAL)

COMMISSIONERS
Attest: DANNY L. KOLHAGE, Clerk


BOARD OF COUNTY
OF MONROE COUNTY, FLORIDA

By _____
Deputy Clerk

By _____
Mayor/Chairperson

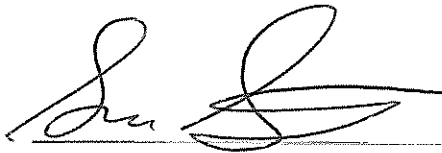
Dated _____

TIMOTHY S. LANGSTON

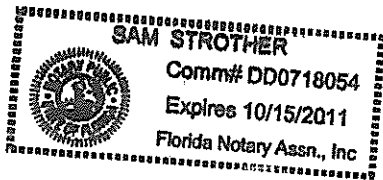

Notary Public

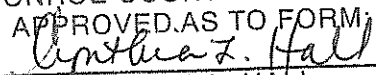
 11-5-07
(date)

CHARLES D. ROTHELL


Notary Public

 11-5-07
(date)



MONROE COUNTY ATTORNEY
APPROVED AS TO FORM:

CYNTHIA L. HALL
ASSISTANT COUNTY ATTORNEY
Date 11-7-07

FOR SECURITY PURPOSES, THE FACE OF THIS CHECK CONTAINS AN IMITATED POLYMER BACKGROUND AND MICROPRINTING IN THE BORDER

SUMMERLAND VENTURES
2706 LITTLE JOHN ROAD
WINTER PARK, FL 32792

MERCANTILE BANK
ORLANDO, FL 32801

63-1377/631

1064

10/25/2007

\$ **1,391.85

DOLLARS

PAY TO THE ORDER OF The Board of County Commissioners

One Thousand Three Hundred Ninety-One and 85/100*****

The Board of County Commissioners
P.O. Box 1026
Key West, FL 33041

MEMO

[Signature]
AUTHORIZED SIGNATURE

SECURITY FEATURES INCLUDED. DETAILS ON BACK

⑆001064⑆ ⑆06313772⑆ 7500303512⑆

WWW.COMMERCEBANK.COM 63-251431

10/25/2007

1,391.85

1064

SUMMERLAND VENTURES

The Board of County Commissioners

RECEIVED

NOV 9 2 2007

MONROE COUNTY ATTORNEY
MONROE COUNTY ATTORNEY

1,391.85

Mercantile Bank