

**BOARD OF COUNTY COMMISSIONERS  
AGENDA ITEM SUMMARY**

Meeting Date: November 14, 2007

Division: County Attorney

Bulk Item: Yes No

Staff Contact Person: Cynthia L. Hall x3174

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**AGENDA ITEM WORDING: Approve the Settlement Agreement between Monroe County Code Enforcement and Irene and Callie Kapisis.**

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**ITEM BACKGROUND:** A notice of violation was served on Callie and Irene Kapisis on March 29, 2006, for property located at 26960 Shannaham Road, Ramrod Key, alleging violation of Monroe County Code Section 9.5-111(1)(building without a permit). The owners were found in violation after a hearing held on September 28, 2006, at which time fines were imposed in the amount of \$100 per day if the violations were not corrected by December 15, 2006, plus administrative costs of \$100. Ms. Irene Kapisis applied for and received a permit on December 20, 2006, but did not pay any portion of the fines or costs. A lien was recorded by the County on March 6, 2007. As of September 28, 2007, the property was still not in compliance. On that date, the Special Magistrate signed an order authorizing the County to begin collection actions. The County Attorney's office is recommending settlement with the property owners for a very small amount of the outstanding lien (\$30,218.50) for the following reasons. Over the past year, Ms. Irene Kapisis has had numerous personal difficulties, including her own illness for 4 months after Hurricane Wilma, illness and then death of her mother Callie in January 2007, and other serious financial difficulties. Ms. Irene Kapisis got a final inspection on August 28, 2007, and passed. Her property is now in compliance.

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**PREVIOUS RELEVANT BOCC ACTION:**

None

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**CONTRACT/AGREEMENT CHANGES:**

N/A

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**STAFF RECOMMENDATIONS:**

Approval

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**TOTAL COST:** \_\_\_\_\_

**BUDGETED:** Yes  No

**COST TO COUNTY:** \_\_\_\_\_

**SOURCE OF FUNDS:** \_\_\_\_\_

**REVENUE PRODUCING:** Yes  No  **AMOUNT PER MONTH** \_\_\_\_\_ **Year** \$302.18

**APPROVED BY:** County Atty  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.: CE060020401**

**IRENE AND CARRIE KAPIRIS,**  
Respondents.

\_\_\_\_\_ /

**SETTLEMENT AGREEMENT**

The Board of County Commissioners of Monroe County and Irene and Carrie Kapis Respondents, hereby agree to settle the code enforcement lien imposed in the above-referenced case by the Special Master against property owned by the Respondents for a total of \$302.18.

The property in question has a legal description of RAMROD SHORES, FIRST ADDN., RAMROD KEY, Lots 6 through 10, Bk 8, Monroe County, Florida (RE:00208400-000000). The lien was recorded at Book 2277, Page 346 of the Office Records of Monroe County.

Upon approval of this agreement by the Board of County Commissioners, the Respondent shall remit cash, money order or check in the amount of \$302.18 made payable to the Board of County Commissioners on or before January 12, 2008.

Within 30 days of clearance of the last check, the County shall provide to Respondent a release and satisfaction of said lien, which the Respondent 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)  
Attest: DANNY L.KOLHAGE, Clerk

BOARD OF COUNTY COMMISSIONERS  
OF MONROE COUNTY, FLORIDA

By \_\_\_\_\_  
Deputy Clerk

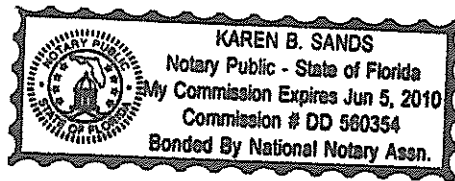
By \_\_\_\_\_  
Mayor/Chairperson

Dated \_\_\_\_\_

IRENE KAPIRIS

*Karen B Sands*  
\_\_\_\_\_  
Notary Public

*Irene Kapiris*  
\_\_\_\_\_  
(date)



*Callie Kapiris deceased*  
\_\_\_\_\_  
CARRIE KAPIRIS

\_\_\_\_\_  
Notary Public

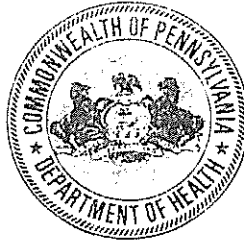
\_\_\_\_\_  
(date)

MONROE COUNTY ATTORNEY  
APPROVED AS TO FORM:  
*Cynthia L. Hall*  
\_\_\_\_\_  
CYNTHIA L. HALL  
ASSISTANT COUNTY ATTORNEY  
Date 10-30-07

This is to certify that the information here given is correctly copied from an original certificate of death duly filed with me as Local Registrar. The original certificate will be forwarded to the State Vital Records Office for permanent filing.

WARNING: It is illegal to duplicate this copy by photostat or photograph.

Fee for this certificate. \$6.00



Shirrell Scavette  
Local Registrar

P 13085941

No.

Jan 19, 2007  
Date

1105.143 Rev. 01/96  
TYPEPRINT IN  
PERMANENT  
BLACK INK

COMMONWEALTH OF PENNSYLVANIA • DEPARTMENT OF HEALTH • VITAL RECORDS  
CERTIFICATE OF DEATH

STATE FILE NUMBER

Form with fields for Name of Decedent (CALLEE KAPIRIS), Sex (F), Social Security Number (232 38 9631), Date of Death (01/11/2007), Place of Death (Weirton, WV), Cause of Death (MULTIPLE ORGAN SYSTEM FAILURE), and Registrar Signature (Shirrell Scavette).

ALIAS USED

NAME OF DECEDENT

0176502

(See instructions and examples on reverse)

SPECIAL MAGISTRATE

MONROE COUNTY, FLORIDA

AFFIDAVIT OF COMPLIANCE / NON-COMPLIANCE

MONROE COUNTY FLORIDA
PETITIONER,

CASE NO. CE06020401

VS.

KAPIRIS CALLIE G & IRENE R/S
RESPONDENT,

PARCEL ID:
00208400000000
RAMROD SHORES FIRST ADDN PB4-51 RA

STATE OF FLORIDA
COUNTY OF MONROE

BEFORE ME, the undersigned authority personally appeared,
BORSO, LAURA, Code Inspector for the County of Monroe, who,
after being duly sworn, deposes and says:

1. That on \_\_\_\_\_, the Special Magistrate held a public
hearing and the Special Magistrate heard and issued its order in the
above-styled matter.

2. That, pursuant to said Order, and/or subsequent Orders(s),
Respondent(s) was/were to have taken certain corrective action by or
before the date of 08/25/2006.

3. That an investigation of the case on 10-12-07
revealed that the following codes are/are not in compliance:

Compliance Non-Compliance
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\_\_\_\_\_ 9.5-111(1)

FURTHER AFFIANT SAYETH NOT.

DATED this 12th day of October, 2007.

[Signature]
BORSO, LAURA
Code Enforcement Inspector

SWORN TO and subscribed before me

this 12th day of October, 2007.

[Signature]
NOTARY PUBLIC, STATE OF FLORIDA

