

**Charlotte County Board Of County Commissioners
Agenda Item Summary**

Item Number: E- 1

1 DEPARTMENT MAKING REQUEST

County Attorney

2 MEETING DATE

10/14/2014 9:00:00 AM

3 REQUESTED MOTION/ACTION

Authorize the County Attorney's Office to initiate and pursue litigation against Michelo D. Powell a/k/a Michael D. Powell to recover damages to repair a fire hydrant and related items due to Mr. Powell's negligence in connection with a motor vehicle accident.

4 AGENDA

Consent

5 IS THIS ITEM BUDGETED (IF APPLICABLE) -

Budget Action

Financial Impact Summary Statement

Detailed Analysis Attached -

Budget Officer-

6 BACKGROUND (Why is this Action Necessary, and What Action will be accomplished)

On or about August 16, 2013, Michelo D. Powell a/k/a Michael D. Powell was operating a motor vehicle on Midway Boulevard in Charlotte County. Mr. Powell lost control of his vehicle and struck a fire hydrant, causing considerable damage to the fire hydrant and surrounding area. Mr. Powell was found to be at fault for the crash and was cited for careless driving by the Charlotte County Sheriff's Office. Mr. Powell did not have any applicable automobile insurance on the date of the accident. The County Attorney's Office anticipates collecting costs for the fire hydrant repair and related costs directly from Mr. Powell, as damages suffered to Charlotte County due to his negligence. Attempts to collect the money owed to Charlotte County through direct negotiations with Mr. Powell have thus far been unsuccessful. Therefore, the County Attorney's Office seeks Board approval to initiate all necessary and appropriate legal action against Michelo D. Powell a/k/a Michael D. Powell, and any other party that may be listed on the automobile title or may otherwise be liable for the damages.

ATTACHMENTS:

Name:

Description:

Type:

No Attachments Available