

gum
4/1+

CLARK COUNTY
STAFF REPORT

DEPARTMENT: Public Works/ Prosecuting Attorney's Office

DATE: May 7, 2013

REQUEST: Confirm settlement of litigation.

CHECK ONE: X Consent CAO

BACKGROUND: Previously, Clark County sold by auction, excess land that had been acquired to widen NE 117th/119th streets. Lindquist LLC purchased the property. The purchase price was \$246,500.00. Litigation was commenced by Clark County after Lindquist quit making payments after paying only \$14,642.20. The unpaid balance, without interest, was \$231,857.80.

The Board approved settlement of the lawsuit based on the buyer completing the purchase by paying the balance of the purchase price and a portion of the interest and penalties, approximately \$34,642.20. The total amount to be paid by Lindquist LLC was \$266,500.00.

COMMUNITY OUTREACH: None.


BUDGET AND POLICY IMPLICATIONS: The budget impact of the settlement is that property formerly owned by the county will be added to the tax rolls. In addition \$266,500.00 will be added to the Road fund.

FISCAL IMPACTS:

Yes (see attached form) No

ACTION REQUESTED: The Board has previously authorized settlement. It is requested that the Board grant consent approval so the matter may be finalized.

DISTRIBUTION: Please give a copy of the approved staff report to Public Works Administration.



Christopher Horne
Deputy Prosecuting Attorney

Approved:



CLARK COUNTY
BOARD OF COMMISSIONERS



May 7, 2013
SR 075-13



* 6 6 7 7 0 0 *

FISCAL IMPACT ATTACHMENT

Part I: Narrative Explanation

I. A – Explanation of what the request does that has fiscal impact and the assumptions for developing revenue and costing information

Previously, Clark County sold by auction, excess land that had been acquired to widen NE 117th/119th streets. Lindquist LLC purchased the property. The purchase price was \$246,500.00. Litigation was commenced by Clark County after Lindquist quit making payments after paying only \$14,642.20. The unpaid balance, without interest, was \$231,857.80.

The Board approved settlement of the lawsuit based on the buyer completing the purchase by paying the balance of the purchase price and a portion of the interest and penalties, approximately \$34,642.20. The total amount to be paid by Lindquist was \$266,500.00. This amount is currently not in the budget for 2013/2014. It will be added to the budget in the 2013 supplemental in November 2013.

Part II: Estimated Revenues

Fund #/Title	Current Biennium		Next Biennium	
	Road Fund	Total	Road Fund	Total
1012/Road Fund	\$266,500	\$266,500		
Total	\$266,500	\$266,500		

II. A – Describe the type of revenue (grant, fees, etc.)

Revenue is from finalizing purchase of county property by Lindquist LLC.

Part III: Estimated Expenditures

III. A – Expenditures summed up

Fund #/Title	FTE's	Current Biennium		Next Biennium		Second Biennium	
		RF	Total	RF	RF	RF	Total
Total							

III. B – Expenditure by object category

Fund #/Title	Current Biennium		Next Biennium		Second Biennium	
	RF	Total	RF	Total	RF	Total
Salary/Benefits						
Contractual						
Supplies						
Travel						
Other controllables						
Capital Outlays						
Inter-fund Transfers						
Debt Service						
Total						