



Office of  
**INDIAN RIVER COUNTY  
ATTORNEY**

---

Dylan Reingold, County Attorney  
William K. DeBral, Deputy County Attorney  
Susan J. Prado, Assistant County Attorney

**MEMORANDUM**

**TO:** Board of County Commissioners  
**FROM:** Dylan Reingold, County Attorney  
**DATE:** June 28, 2021  
**SUBJECT:** Settlement of Liens for 1295 & 1355 5th Ave SW

---

**BACKGROUND.**

On June 22, 2021, John and Susan Cannon spoke at the Indian River County Board of County Commissioners (Board) meeting concerning liens on the property located at 1295 & 1355 5th Ave SW. As of June 13, 2021, the liens on the property totaled \$135,440. Because of the complicated nature of the water and paving liens, and the timing of the program for relinquishing penalties and interest on certain utility liens, the Board authorized the County Attorney's Office to see if a settlement could be reached on the matter. The County Attorney's Office met with staff who was able to negotiate a settlement amount. The Cannons have agreed to pay \$60,000 in order to release all of the liens on the properties. If payment is received within ten business days of Board authorization, the liens will be released in the same manner as the release for other utility liens.

**FUNDING.**

The proceeds of \$37,452.60 settlement amount will be deposited into the Utilities Fund and \$22,547.40 into the Transportation Fund. The costs to record the release of liens will be paid out of the recording fees account in the Utilities Fund (47126536-034830).

**RECOMMENDATION.**

The County Attorney's Office recommends that the Indian River County Board of County Commissioners approve the settlement proposal and authorize the chair to sign any and all documents necessary to effectuate the settlement agreement.