

MAY 06 2014 NP/CAS

# RESOLUTION

*of the*  
**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**  
*regarding*  
**DECLARING COUNTY PROPERTY SURPLUS AND  
AUTHORIZING THE CONVEYANCE  
TO FIRST JOHN HOLINESS CHURCH, INC.**

Resolution No. 2014-M-17

**WHEREAS**, Orange County, a charter county and political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38 of the Florida Statutes (2013) has authority to determine that certain County property is not needed for County purposes and to convey said property to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida or any corporation or non-profit entity organized for the purposes of promoting community interest and welfare; and

**WHEREAS**, in 1980 the County, acquired a parcel of real property described in Exhibit A attached hereto and incorporated herein by reference (the "Parcel") for the purpose of providing affordable housing but subsequently discovered gravesites on the Parcel; and

**WHEREAS**, in 2007, because the Parcel could not be used for the purpose of affordable housing, the County attempted to sell the Parcel and received one bid from the adjacent property owner for \$1,000; and

**WHEREAS**, the sale of the Parcel was never completed due to the bidder's delinquency in payment of taxes; and

**WHEREAS**, the current owner of the adjacent parcel is First John Holiness Church, Inc., a Florida not for profit corporation ("FJHC"); and

**WHEREAS**, FJHC has made application to the County for a donation of the Parcel to FJHC for use as a cemetery; and

**WHEREAS**, the County has determined that FJHC is an active Florida non-profit corporation organized for the purpose of promoting community interest and welfare, and therefore qualified to make application for, and to receive surplus County property pursuant to Section 125.38 of the Florida Statutes (2013).

**WHEREAS**, the County has determined that the Property is not needed for County purposes and that this conveyance is in the interest of the public; and

**WHEREAS**, the County desires to donate the Parcel subject to a deed restriction that the Parcel be used only for cemetery purposes.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:**

1. The Board hereby determines that the Property is no longer needed for County purposes and that it is in the best interest of Orange County that its interests in the Property be conveyed to First John Holiness Church, Inc. for use as a cemetery.

2. The Board hereby directs that all of the County's right, title and interest in the Property be donated to First John Holiness Church, Inc. for consideration of \$10.00, and that the County Mayor execute and deliver a statutory county deed to effectuate such conveyance.

3. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to First John Holiness Church, Inc.

4. This Resolution shall become effective upon its adoption by the Board.

**ADOPTED** this \_\_\_ day of MAY 06 2014, 2014.

ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

By: *Leresa Jacobs*  
Leresa Jacobs  
County Mayor

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk of the Board of County Commissioners

By: *Martha O. Haynie*  
Deputy Clerk

