

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**AUTHORIZATION TO CONVEY CERTAIN
COUNTY PROPERTY INTERESTS TO
THE CITY OF APOPKA**

Resolution No. 2015-M-23

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 (2010), has authority to determine that certain County property is not needed for County purposes and to convey said property, for nominal price or otherwise, 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 purpose of promoting community interest and welfare; and

WHEREAS, the County owns certain real property located in the County at 2984 West Orange Ave, Orlando Florida, Parcel ID No. 06-21-28-7172-02-401; and

WHEREAS, the City of Apopka, Florida ("City") has requested such property located at 2984 West Orange Ave, Orlando Florida, Parcel ID 06-21-28-7172-02-401 consisting of approximately 0.241 acres and described in **Exhibit "A"**, attached hereto and incorporated herein by this reference (the "Property") for the public purpose of future improvements at the intersection of General Electric Road and West Orange Avenue; and

WHEREAS, the County and the City have entered into an agreement pursuant to which the County agrees to sell the Property to the City for \$22,400.00; and

WHEREAS, the conveyance of the Property is subject to the requirements of Section 710 of Orange County Resolution No. 92-B-06 (the "Bond Resolution") securing the County's Water Utilities System Revenue Refunding bonds, Series 1998 and the County now intends by adoption of the Resolution to comply with the such requirements; and

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

WHEREAS, the City is qualified, as a municipality in the State of Florida, to make application for, and to receive surplus County property pursuant to Section 125.38 of Florida Statutes.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY

COMMISSIONERS OF ORANGE COUNTY:

1. The Board has reviewed and considered the findings of the Director of Utilities attached hereto as **Exhibit "B"** determining that one or more of the conditions for the sale or disposition of utility system assets set forth in Section 710 of the Bond Resolution have been met and the County hereby adopts, approves and concurs in such findings.

2. 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 interest in the Property be conveyed to the City for future intersection improvements.

3. The Board hereby directs that all the County's right, title and interest in the Property, be conveyed to the City for the consideration of \$22,400.00, and that the County Mayor execute and deliver to the City a Statutory County Deed, to effectuate such conveyance.

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

ADOPTED this ____ day of JUL 14 2015, 2015.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs,
Orange County Mayor

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

By: *Jessica Moore*
for Deputy Clerk

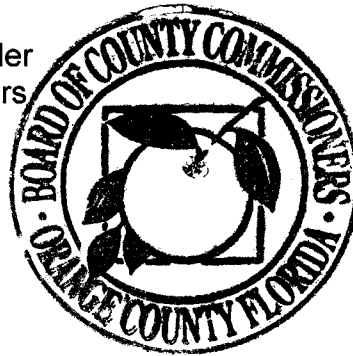



EXHIBIT "B"
FINDINGS BY THE DIRECTOR OF ORANGE COUNTY UTILITIES



Interoffice Memorandum

Date: February 20, 2014

To: William Hurt, Jr., Manager
Real Estate Management Division

From: Raymond E. Hanson, P.E., Director
Utilities Department 

Subject: **Declaration of Surplus Utilities' Properties:**
2984 West Orange Avenue, Orlando, Florida, Parcel Id No. 06-21-28-7172-02-401, 0.241 Acres;
1140 Partlow Drive, Orlando, Florida, Parcel Id No. 25-22-27-8728-01-012, 0.045 Acres;
7701 Marietta Street, Orlando, Florida, Parcel Id No. 23-22-30-2320-03-082, 0.079 Acres

This memo hereby declares that the above referenced properties have been determined by the Utilities Department to be surplus utilities properties and eligible for disposition from the Water Utilities System.

The Utilities Department have reviewed the documents related to these properties and have determined that the Utilities' assets in question are currently not in service, and provide no financial or operational benefit to the Department. In addition, the disposition of these properties will not adversely affect the security of the Water Utilities System Revenue Bondholders.

Therefore, in accordance with the 1992 Water Utilities System Revenue Bonds Resolution 92-B-06, Article VIII, Section 710, Sale or Other Disposition of the Water Utilities System, I have determined that these properties are not necessary for the operation of the Water Utilities System.

Therefore, please proceed with the sale of the above referenced properties. The proceeds from the sale or transfer should be deposited in Revenue Account No. 4420-038-1300-6410 of the Water Utilities System.

Thank you for your assistance in this matter.

Attachments:

Copy without Attachments:

Ron Nielsen, Deputy Director, Utilities Department
Jason Herrick, P.E., Deputy Director, Utilities Department
Glenn Kramer, Manager, Utilities Fiscal & Operational Support Division
Fritz Goode, Fiscal Administrator, Utilities Fiscal & Operational Support Division
Steve Lorman, Real Estate Division