

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

AUTHORIZATION TO CONVEY CERTAIN COUNTY PROPERTY INTERESTS TO THE CITY OF WINTER GARDEN, FLORIDA

Resolution No. 2016-M- 35

WHEREAS, Orange County (“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, 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 State of Florida or any political subdivision or agency thereof, or any municipality of the State of Florida, or any corporation or non-profit entity organized for the purpose of promoting community interest and welfare; and

WHEREAS, the County has operated and maintained Tildenville School Road, referenced in Exhibit “A”; and

WHEREAS, by virtue of various annexations, the road right-of-way named above is now located within the jurisdictional limits of the City of Winter Garden; and

WHEREAS, pursuant to the that certain Interlocal Agreement regarding Jurisdiction to Operate and Maintain Certain Local Roads entered into and between

Orange County and the City of Winter Garden, with an effective date of July 11, 2011, Tildenville School Road is covered by Section 2.B., Annexations Along or Adjacent to Other Local Roads: 50%+ Rule of the agreement; and

WHEREAS, the County has determined that the defined road right-of-way should be conveyed to the City of Winter Garden, and such conveyance is in the public interest; and

WHEREAS, the City of Winter Garden is qualified, as a municipality under the laws of the State of Florida, to receive this County road right-of-way pursuant to Section 125.38, Florida Statutes.

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

1. The Board hereby determines that the road right-of-way is not needed for County purposes and that it is in the best interest of Orange County that its interest in the road right-of-way be conveyed to the City of Winter Garden.

2. The Board directs that all of the County's right, title, and interest in the above road right-of-way be conveyed to the City of Winter Garden and, as consideration, the City of Winter Garden will assume all of the County's rights, duties, and obligations.

3. The Board directs the Orange County Mayor to execute and deliver a County Deed to effectuate such conveyance, and that staff do all things necessary and appropriate to conclude this transaction.

4. The Board hereby directs that a certified copy of this Resolution shall be forwarded forthwith to the City of Winter Garden.

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

ADOPTED this ___ day of AUG 16 2016, 2016.



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: *Jennifer Klimetz*
for Deputy Clerk