



Interoffice Memorandum

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
AUG 19 2014 NP/KH

REAL ESTATE MANAGEMENT ITEM 1

DATE: July 28, 2014

TO: Mayor Teresa Jacobs
and the
Board of County Commissioners

THROUGH: Ann Caswell, Acting Manager *ac*
Real Estate Management Division

FROM: Monica L. Hand, Sr. Title Examiner *MLH*
Real Estate Management Division

CONTACT PERSON: Ann Caswell, Acting Manager

DIVISION: Real Estate Management
Phone: 836-7082

ACTION REQUESTED: APPROVAL AND EXECUTION OF RESOLUTION AND COUNTY DEED FROM ORANGE COUNTY TO TOWN OF OAKLAND AND AUTHORIZATION TO DISBURSE FUNDS TO PAY RECORDING FEES AND RECORD INSTRUMENT

PROJECT: Briley Avenue Retention Pond a/k/a Vick Rd Retention

District 1

PURPOSE: To transfer a County retention pond and drainage facilities to the Town of Oakland.

ITEMS: Resolution

County Deed
Revenue: None
Size: 24,219.36 square feet

BUDGET: Account No.: 1023-072-2767-6110

FUNDS: \$27.00 Payable to Orange County Comptroller
(recording fees)

APPROVALS: Real Estate Management Division
County Attorney's Office
Public Works Department
Town of Oakland

REMARKS: This pond serves a drainage basin situated nearly 100% within the incorporated area of the Town of Oakland, and they are willing to take possession of the pond and the drainage network along with all required maintenance responsibilities.

A file labeled "BCC Agenda Backup" containing a copy of this agenda item and all supporting documentation is in the top drawer of the BCC file cabinet in the supply room adjacent to Commissioner Thompson's office.

APPROVED
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RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

**AUTHORIZATION TO CONVEY CERTAIN
COUNTY PROPERTY INTERESTS TO
THE TOWN OF OAKLAND, FLORIDA**

Resolution No. 2014 - M-45

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38, Florida Statutes, has authority to determine that certain County property is not needed for County purposes and to convey said property, for a 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;

WHEREAS, the Town of Oakland, a municipal corporation created by and existing under the laws of the State of Florida (the "Town"), proposes to accept certain real property located in the vicinity of 396 W. Vick Ave., currently owned in fee by Orange County, which will be utilized by the Town for retention pond purposes;

WHEREAS, the Town has requested from Orange County a Statutory County Deed conveying to the Town all of the County's right, title and interest in the real property described in Exhibit "A," attached hereto and incorporated herein by this reference (the "Property") for public purposes, and such request having been duly considered;

WHEREAS, the County has heretofore restored the Property, consisting of a retention pond and its drainage network, to a functional and operational condition with the understanding that, upon completion of such work, the Town would take ownership and possession of the retention pond and its drainage network, along with all required operation and maintenance responsibilities;

WHEREAS, by adopting this Resolution, the County has determined that the Property is no longer needed for County purposes, and that its conveyance to the Town is in the best interests of the County; and

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

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

Section 1. The Board hereby determines that the Property is no longer needed for County purposes, and it is in the best interests of Orange County to convey the Property to the Town for retention pond purposes. The Board recognizes that the Town must approve the conveyance of the Property for such conveyance to occur.

Section 2. The Board hereby directs that all of the County's right, title and interest in the Property be conveyed to the Town for the consideration of ONE DOLLAR, and that the County Mayor execute and deliver to the Town a Statutory County Deed to effectuate such conveyance.

Section 3. The Board hereby directs that a certified copy of this Resolution be forwarded forthwith to the City.

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

ADOPTED THIS ___ DAY OF **AUG 19 2014**, 2014.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
County Mayor

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

By: *Kelli Smith*
Deputy Clerk

EXHIBIT "A"
LEGAL DESCRIPTION

(Tax I.D. #20-22-27-0000-00-044)

Description:

Commence at the Northwest corner of Block 48 of the Town of Oakland according to the plat thereof recorded in Plat Book "B", page 100 of the Public Records of Orange County, Florida; said point being marked by a 1" iron pipe that shows above ground one foot more or less; thence run North 02 Deg. 58' 34" East, a distance of 40.37 feet to a 4 X 4 concrete monument, marking the Northwest corner of Second Avenue as shown on the aforesaid plat; said point also being on the West line of the property described in Official Record Book 1888, page 947 of the Public Records of Orange County, Florida, said point also being the POINT OF BEGINNING of this description; thence run North 00 Deg. 09' 27" East along the West line of the property described in Official Record Book 1888, page 947 of the Public Records of Orange County, Florida, a distance of 316.78 feet; thence run South 89 Deg. 50' 33" East, a distance of 125.00 feet; thence run South 00 Deg. 09' 27" West, a distance of 155.00 feet; thence run North 89 Deg. 50' 33" West, a distance of 95.00 feet; thence run South 00 Deg. 09' 27" West, a distance of 161.76 feet to a point on the North right of way line of Second Avenue as shown on the aforesaid plat; thence run North 89 Deg. 52' 39" West along the North right of way line of Second Avenue as shown on the aforesaid plat, a distance of 30.00 feet to the POINT OF BEGINNING of this description.

Containing 0.556 acres, more or less.

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OF COUNTY COMMISSIONERS
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Project: Briley Avenue Retention Pond
a/k/a Vick Rd Retention

This document constitutes a conveyance from a state agency or instrumentality to an agency of the state and is not subject to documentary stamp tax. Department of Revenue Rules 12B-4.0114(10), F.A.C.

COUNTY DEED

THIS DEED, dated AUG 19 2014 by ORANGE COUNTY, a charter county and political subdivision of the state of Florida, whose address is P. O. Box 1393, Orlando, Florida 32802-1393, GRANTOR, and TOWN OF OAKLAND, a Florida municipal corporation, whose address is 230 N. Tubb Street, P.O. Box 98, Oakland, Florida 34760, GRANTEE.

WITNESSETH: That the GRANTOR, for and in consideration of the sum of \$10.00 and other valuable considerations, in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does hereby remise, release, and quit-claim unto the said GRANTEE forever, all the right, title, interest, claim, and demand which the GRANTOR has in and to the following described lot, piece, or parcel of land, situate, lying and being in the county of Orange, state of Florida, to-wit:

SEE ATTACHED EXHIBIT "A"

Property Appraiser's Parcel Identification Number:

20-22-27-0000-00-044

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity, and claim whatsoever of the GRANTOR, either in law or equity, to the only proper use, benefit, and behoove of the GRANTEE forever.

Project: Briley Avenue Retention Pond
a/k/a Vick Rd Retention

IN WITNESS WHEREOF, the said GRANTOR has caused these presents to be executed in its name by its Board, acting by the County Mayor, the day and year aforesaid.

(Official Seal)



ORANGE COUNTY, FLORIDA
By Board of County Commissioners

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

DATE: 8.19.14

ATTEST: Martha O. Haynie, County
Comptroller, Clerk to the Board

BY: *Katie Smith*
Deputy Clerk

Katie Smith
Printed Name

This instrument prepared by:

Monica L. Hand, a staff employee
in the course of duty with the
Real Estate Management Division
of Orange County, Florida

Exhibit "A"
(Tax I.D. #20-22-27-0000-00-044)

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Containing 0.556 acres, more or less.

REQUEST FOR FUNDS FOR LAND ACQUISITION

Under BCC Approval

Under Ordinance Approval

Date: July 17, 2014

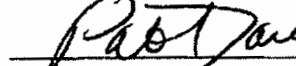
Amount: \$27.00

Project: Briley Avenue Retention Pond
a/k/a Vick Rd Retention

Charge to Account # 1023-072-2767-6110


Controlling Agency Approval

7/18/14
Date


Fiscal Approval

7-18-14
Date

TYPE TRANSACTION (Check appropriate block(s))
 Pre-Condemnation Post-Condemnation

District # 1

- Acquisition at Approved Appraisal
- Acquisition at Below Approved Appraisal
- Acquisition at Above Approved Appraisal
- Advance Payment Requested (recording fees)

Name:

DOCUMENTATION ATTACHED (Check appropriate block(s))

- Contract/Agreement
- Copy of Instrument
- Certificate of Value
- Settlement Analysis

Payable to Orange County Comptroller

CHECKS ARE TO BE PICKED UP BY THE REAL ESTATE MANAGEMENT DIVISION (DO NOT MAIL)

Recommended by Monica L. Hand
Monica L. Hand, Sr. Title Examiner

7/21/14
Date

Payment Approved Ann Caswell
Ann Caswell, Acting Manager

7-29-14
Date

Under Ordinance Approved by Assistant Manager, Real Estate Management Division

Date

Certified Deputy Clerk to the Board
Approved by BCC

AUG 19 2014
Date

Examined/Approved Comptroller/Government Grants

Check No. / Date

REMARKS:
County Deed to be recorded as soon as possible after BCC approval.

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
AUG 19 2014 NP/KH