

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS

DEC 20 2005

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RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

DECLARING CERTAIN COUNTY PROPERTY SURPLUS

and

AUTHORIZING ITS EXCHANGE

FOR RECEIPT OF OTHER REAL PROPERTY

Resolution No. 2005-M-55

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.37, Florida Statutes (2005), has authority to determine that

certain real property is not needed for County purposes and to exchange said property for other real property; and

WHEREAS, the County is the owner of fee simple title to the parcel of real property comprising approximately 14,379 square feet located at 140 East Washington Street, Orlando, Florida 32801, (the “County Property”) on which the County operates an open surface public parking lot for use primarily by employees and volunteers of the Orange County History Museum (the “Museum”); and

WHEREAS, the County has determined that there is a need for secure, covered vehicle parking for the Museum and intends to lease or otherwise obtain said parking for the Museum; and

WHEREAS, John F. Bennett, Charles R. Stepter, Jr., Philip F. Bonus, A. Kurt Ardaman and Mark F. Ahlers, (“Owners”), own certain real property located at 170 East Washington Street, Orlando, Florida 32801, adjacent to the County Property, and Owners desire to obtain the County Property in exchange for certain real property comprising approximately 16.58 acres located on Moss Park Road, Orlando, Florida (the “Moss Park Road Property”); and

WHEREAS, the County desires to obtain the Moss Park Road Property for purposes which may include Fire/Rescue services, Sheriff’s Office services, library, park, recreational facilities and schools; and

WHEREAS, the Board of County Commissioners, of even date herewith, is considering an agreement between the County and the Owners for this exchange of property (the “Exchange Agreement”); and

WHEREAS, Orange County wishes to exchange its property interests with the Owners, subject to the terms and conditions herein and as provided in the Exchange Agreement.

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

Section 1. The Orange County Board of County Commissioners (the “Board”) finds that the County Property is no longer needed for County purposes and such property may be to the best interest of the County exchanged for other real property for County purposes as provided in the Exchange Agreement.

Section 2. The Real Estate Management Division is authorized and directed to convey to the Owners such of the County's right, title, and interest in and to those portions of property as required in the Exchange Agreement in consideration of and exchange for conveyance by the Owners of certain property interests to the County as required in the Exchange Agreement, as well as to perform all other things necessary and proper to effectuate the terms of the exchange.

Section 3. This Resolution shall take effect on the date the Board approves the Exchange Agreement.

ADOPTED by the Board of County Commissioners of Orange County, Florida, this

20th day of December, 2005

(Official Seal)

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: Richard T. Crotty

Richard T. Crotty

Orange County Mayor

Date: 12.20.05

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

By: _____
Deputy Clerk

