WHEREAS, Orange County, a charter county and political subdivision of the State of Florida ("County"), pursuant to its home rule power and Section 125.37, Florida Statutes (2012), 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, County owns certain real property interests, referred to as the Unused Right-of-Way and more particularly described in Exhibit "B" attached and incorporated into that certain Land Exchange Agreement (Moss Park Road/Innovation Way South) being considered by County’s Board of County Commissioners (the "Board") of even date herewith (the "Land Exchange Agreement"); and
WHEREAS, Gary T. Randall, as trustee and not individually ("Randall"), is the fee simple owner of certain real property (the "Randall Property"), as more particularly described in the Exhibit "A" attached and incorporated into the Land Exchange Agreement; and

WHEREAS, County is considering Randall’s petition to vacate the Unused Right-of-Way, such that if approved by County, then Parcel H, as identified in the composite Exhibit "C" attached and incorporated into the Land Exchange Agreement, shall be owned by County; and

WHEREAS, County has agreed to convey such Parcel H to Randall in exchange for Randall’s conveyance to County of a temporary storm water drainage easement (the "Temporary Easement") over parcels A and B, as more particularly described in Exhibit "E," attached and incorporated into the Land Exchange Agreement, and over parcels C and D, as described in the aforementioned composite Exhibit C; and

WHEREAS, Orange County and Randall wish to undertake an exchange of property interests by which (1) the County would convey its interest in Parcel H and (2) Randall would grant the County the Temporary Easement, as more particularly described in that certain Land Exchange Agreement.

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

Section 1. The Board finds that Parcel H will no longer be needed for County purposes upon the grant of the Temporary Easement to the County by Randall and such Parcel H may, to the best interest of the County, be exchanged for the Temporary Easement.

Section 2. The Real Estate Management Division is authorized and directed to do all things necessary and proper to effectuate the terms of this exchange; provided, however, that the
following has first occurred: (a) the parties have entered into the Land Exchange Agreement; (b) Randall has complied with all terms of the Land Exchange Agreement; and (c) Randall pays for, or reimburses County for, costs of this exchange as provided in the Land Exchange Agreement.

Section 3. This Resolution shall take effect upon adoption by the Board.

ADOPTED by the Board of County Commissioners of Orange County, Florida, this __ day of OCT 16 2012, 2012.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: Terese Jacobs
Orange County Mayor

Date: 10.16.12

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

By: Deputy Clerk