

JUN 24 2014 KH/CAS

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**RENEWAL OF LEASE OF PORTION OF
WATER CONSERV II LAND AT PRIVATE SALE**

Resolution No. 2014-M-31

WHEREAS, Orange County, a charter county and political subdivision of the State of Florida, pursuant to its home rule power and Sections 125.35 and 125.38 of the Florida Statutes, has authority to determine that certain real property owned by the County is not needed for County purposes and to lease such property; and

WHEREAS, Section 125.38 of the Florida Statutes provides that when an organization not for profit which may be organized for the purposes of promoting community interest and welfare should desire to lease real property for public or community interest or welfare, then the organization may apply to the Board of County Commissioners for lease of the property; and

WHEREAS, when the Board of County Commissioners is satisfied that a County-owned parcel of real property is required for the requested use by the organization, and the Board of County Commissioners determines that the property is not needed for County purposes, then the Board of County Commissioners may lease the property at private sale to the applicant-organization for such price, whether nominal or otherwise, as the Board may fix regardless of the actual value of the property; and

WHEREAS, for over twenty years, Orange County and the City of Orlando, having joint ownership of certain property commonly known as the Water Conserv II property, have leased or licensed a portion of Water Conserv II property to the Mid Florida Citrus Foundation, Inc., a Florida not for profit corporation (hereinafter the "Citrus Foundation"), for the purposes of undertaking agricultural research and demonstration projects; and

WHEREAS, the Board of County Commissioners has determined that the lease of the portion of the Water Conserv II property jointly owned by Orange County and the City of Orlando (hereinafter referred to as the "Property"), described in Exhibit "A" attached hereto and incorporated herein by reference, to the Citrus Foundation in June of 2009 for one dollar a year for a five-year term satisfied the provisions of Florida Statutes Section 125.38 for private sale of the lease; and

WHEREAS, the Board of County Commissioners, pursuant to an application made by

the Citrus Foundation, desires to amend the lease to extend the term of the lease to twenty years from the effective date of the lease; and

WHEREAS, the Board of County Commissioners finds that the Property is no longer needed for County purposes, and the request for use comports with the requirements of Florida Statutes Section 125.38.

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

Section 1. Pursuant to Florida Statutes Section 125.38, the Citrus Foundation, organized for the purposes of promoting community interest and welfare, has applied to Orange County and the City of Orlando, as joint owners of the Property, to amend the lease of the Property to continue to conduct agricultural research and demonstration projects relating to fruit and nut trees and crops having potential for cultivation in Central Florida for an additional fifteen years beyond the initial five-year term provided in its lease.

Section 2. The Citrus Foundation has agreed to pay for reclaimed water used by Citrus Foundation at the Property in exchange for the extension of the term of the lease by fifteen years.

Section 3. The Board of County Commissioners intends to enter into an Amendment to the Lease Agreement, wherein the Board agrees to lease the Property for one dollar per year for the term of the Lease.

Section 4. This Resolution shall take effect immediately upon its adoption.

ADOPTED this _____ day of JUN 24 2014, 2013.

ORANGE COUNTY, FLORIDA

By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs
County Mayor

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

By: *Katie Smith*
Deputy Clerk

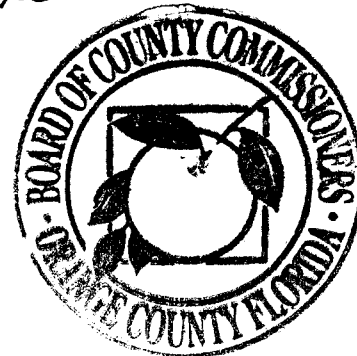


EXHIBIT "A"
LEASED PROPERTY DESCRIPTION