RESOLUTION NO. 86-M-14

A RESOLUTION DELEGATING THE COUNTY'S AUTHORITY TO NEGOTIATE AND EXECUTE ANY TYPE OF RIGHT OF WAY OR LAND ACQUISITION AGREEMENT UNDER SECTIONS 125.01(3)(a) AND 125.017, FLORIDA STATUTES 1985 TO CERTAIN EMPLOYEES OF THE RIGHT OF WAY SECTION OF THE COUNTY ENGINEERING DEPARTMENT, PUBLIC WORKS DIVISION, AND PROVIDING AN EFFECTIVE DATE.

PREMISES

1. This Resolution is being adopted under the provisions of §125.01(3)(a) and §125.017, Florida Statutes 1985.

2. Since the passage of the second Gas Tax Law and the Constitutional Gas Tax and the County Local Option Gas Tax, the County through its Right of Way Section has become more involved in acquiring land and rights-of-way and preparing cases for condemnation.

3. The County wishes to encourage acquisition of land and rights-of-way through contractual agreement rather than through condemnation.

4. The Right of Way Section of the Engineering Department, Public Works Division, has acquired considerable expertise in negotiating favorable terms for the County in its contracts for land acquisition and right-of-way.

5. The County recognizes that persons are not inclined to sign and execute an agreement for land acquisition or right-of-way unless an agent of the County simultaneously signs and executes the agreement.

6. The Board of County Commissioners of Orange County previously approved a Resolution on May 27, 1980, delegating the authority to acquire rights-of-way in the name of the County and to negotiate and execute any type of agreement relating to County rights-of-way to certain employees of the Right of Way Section. On September 6, 1983, a new Resolution was approved delegating the authority to employees of the Right of Way Section to acquire land needed for any County purpose in addition to right-of-way and further delegating
this authority to certain specific employees of the Right of Way Section. They County has now determined it would be advantageous to further amend these Resolutions to delegate this authority to certain job positions within the County Right of Way Section and provide this authority to those persons from time to time holding these positions.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

Section 1. The following positions and those employees from time to time occupying them in the County Right of Way Section are hereby delegated the authority under §125.01(3)(a), Florida Statutes 1985, to acquire land and rights-of-way in the name of the County and to negotiate and execute any type of agreement relating to the acquisition of lands needed for any County purpose:

a) Right of Way Superintendent
b) Assistant Right of Way Superintendents
c) Senior Real Estate Appraiser
d) Right of Way Agents

Section 2. This Resolution shall take effect upon adoption.

ADOPTED THIS 14th DAY OF APRIL, 1986.

ORANGE COUNTY, FLORIDA

By: Chairman, Board of County Commissioners

DATE: APR 14 1986

ATTEST: THOMAS H. LOCKER, Clerk

to Board of County Commissioners

By: Mary Johnson

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