

APR 14 1986

RESOLUTION NO. 86-M-14

1
2 A RESOLUTION DELEGATING THE COUNTY'S
3 AUTHORITY TO NEGOTIATE AND EXECUTE ANY
4 TYPE OF RIGHT OF WAY OR LAND ACQUISITION
5 AGREEMENT UNDER SECTIONS 125.01(3)(a) AND
6 125.017, FLORIDA STATUTES 1985 TO CERTAIN
7 EMPLOYEES OF THE RIGHT OF WAY SECTION OF
8 THE COUNTY ENGINEERING DEPARTMENT, PUBLIC
9 WORKS DIVISION, AND PROVIDING AN
10 EFFECTIVE DATE.

7 PREMISES

8 1. This Resolution is being adopted under the
9 provisions of §125.01(3)(a) and §125.017, Florida Statutes
10 1985.

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

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

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

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

27 6. The Board of County Commissioners of Orange County
28 previously approved a Resolution on May 27, 1980, delegating
29 the authority to acquire rights-of-way in the name of the
30 County and to negotiate and execute any type of agreement
31 relating to County rights-of-way to certain employees of the
32 Right of Way Section. On September 6, 1983, a new Resolution
33 was approved delegating the authority to employees of the
34 Right of Way Section to acquire land needed for any County
35 purpose in addition to right-of-way and further delegating
36

1 this authority to certain specific employees of the Right of
2 Way Section. They County has now determined it would be
3 advantageous to further amend these Resolutions to delegate
4 this authority to certain job positions within the County
5 Right of Way Section and provide this authority to those
6 persons from time to time holding these positions.

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

9 Section 1. The following positions and those employees
10 from time to time occupying them in the County Right of Way
11 Section are hereby delegated the authority under
12 §125.01(3)(a), Florida Statutes 1985, to acquire land and
13 rights-of-way in the name of the County and to negotiate and
14 execute any type of agreement relating to the acquisition of
15 lands needed for any County purpose:

- 16 a) Right of Way Superintendent
- 17 b) Assistant Right of Way Superintendents
- 18 c) Senior Real Estate Appraiser
- 19 d) Right of Way Agents

20 Section 2. This Resolution shall take effect upon
21 adoption.

22 ADOPTED THIS 14th DAY OF April, 1986.

23
24 ORANGE COUNTY, FLORIDA

25 By: Tom Seaman
26 Chairman, Board of
27 County Commissioners

28 DATE: APR 14 1986

29
30 ATTEST: THOMAS H. LOCKER, Clerk
to Board of County Commissioners

31 By: Mary Jo Harrison
32
33

34

35

36

0228v