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RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

EXCHANGE OF SHINGLE CREEK CANAL PROPERTY AT MILLENIA DRI

Resolution No. 99- M-05

WHEREAS, the County owns and maintains a drainage canal known as the Shingle Creek Canal, a portion of which flows through a certain approximately 407-acre project known as the Millenia DRI; and

WHEREAS, in connection with road improvements and release of the County from certain maintenance responsibilities--which provide substantial benefit to the County--the developer of the project wishes to relocate the portion of Shingle Creek Canal running through the Millenia DRI to other property within the project; and

WHEREAS, in order to effect the relocation of the canal, the Board has, concurrently with this Resolution, approved the "Property Exchange Agreement", a copy of which is attached hereto as Exhibit "A" (the "Exchange Agreement"), by which the Board has agreed to exchange the County's Existing Canal property for the Relocated Canal property, as defined in, and subject to the terms of, the Exchange Agreement; and

WHEREAS, in accordance with Section 125.37 of Florida Statutes, the Board wishes to declare that, upon satisfaction of the conditions of closing provided in the Exchange Agreement, the Existing Canal property will constitute surplus property of the County, and that it will be in the best interests of the County to exchange that property for the Relocated Canal property.

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

Section 1. Exchange of Property.

Upon satisfaction of the conditions of closing provided in the Exchange Agreement, the Existing Canal property will constitute surplus property of the County not needed for County purposes, and it will be in the best interests of the County to exchange that property for the Relocated Canal property, which the Board will require for County purposes. The Chairman, Department of Real Estate Management, and all other appropriate staff are hereby authorized to execute and record necessary instruments, and take all other necessary action, to effect the exchange in accordance with the terms of the Exchange Agreement.

Section 2. Notice.

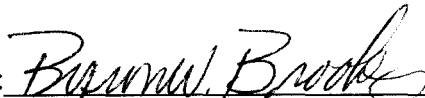
Notice of the Board's consideration of this Resolution was published, once a week for at least two weeks, in a newspaper of general circulation in Orange County, prior to the Board's adoption of the Resolution.

Section 3. Effective Date.

This Resolution shall take effect immediately upon its adoption.

ADOPTED THIS 2ND DAY OF MARCH, 1999.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: 
for Mel Martinez
County Chairman

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

By: 
Deputy Clerk

