

RESOLUTION
of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
**AUTHORIZATION TO CONVEY CERTAIN
COUNTY PERSONAL PROPERTY INTERESTS IN LEE ROAD
WEIR AND LAKE KILLARNEY DRAIN WELLS
TO CITY OF WINTER PARK, FLORIDA**

Resolution No. 2019-M-49

WHEREAS, Orange County, a political subdivision of the State of Florida, pursuant to its home rule power and Section 125.38, Florida Statutes, has authority to determine that certain County property is not needed for County purposes and to convey said property, for nominal price or otherwise, to the United States or any department or agency thereof, the State or any political subdivision or agency thereof, or any municipality of Florida, or any corporation or non-profit entity organized for the purpose of promoting community interest and welfare; and

WHEREAS, the City of Winter Park, a municipal corporation created by and existing under the laws of the State of Florida (the "City"), proposes through an Interlocal Agreement to obtain (a) the water control structure commonly referred to as the Lee Road Weir on property in or adjacent to Lake Killarney within the City limits at 1740 Lee Road, 1746 Lee Road, and 1750 Lee Road, Winter Park, Florida (the "Weir"), and (b) six drain wells on property in or adjacent to Lake Killarney within unincorporated Orange County ("Drain wells"), as more particularly described on **Exhibit "A"** attached hereto and incorporated herein by this reference;

WHEREAS, the County currently owns and operates the Weir and Drain wells;
and

WHEREAS, the City has made application to the County through the Interlocal Agreement requesting that County (a) transfer jurisdiction of the Weir and Drain wells to the City for the purposes of flood control and management of the water level of Lake Killarney, and (b) execute a Bill of Sale conveying the Weir and Drain wells to the City for public purposes, and such application having been duly considered; and

WHEREAS, by entering into the Interlocal Agreement, the County has determined that the Weir and Drain wells are no longer needed for County purposes and that transfer of jurisdiction of the Weir and Drain wells to the City for the purposes

of flood control and management of the water level of Lake Killarney and the conveyance of the Weir and Drain wells to the City is in the interest of the public; and

WHEREAS, the City is qualified, as a municipality of the State of Florida, to make application for, and to receive County property pursuant to Section 125.38, Florida Statutes; and

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

Section 1. The Board hereby determines that, pursuant to the Interlocal Agreement, the Weir and Drain wells are no longer needed for County purposes and it is in the best interests of the County to transfer jurisdiction of the Weir and Drain wells to the City and to convey the Weir and Drain wells to the City for the purposes of flood control and management of the water level of Lake Killarney.

Section 2. The Board hereby directs that the Weir and Drain wells be conveyed to the City for the consideration of ONE HUNDRED DOLLARS, and that the County Mayor execute and deliver to the City a Bill of Sale to effectuate such conveyance.

Section 3. The Board hereby directs that a certified copy of this Resolution be forwarded forthwith to the City.

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

ADOPTED this _____ day of _____ DEC 17 2019 _____, 20____.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk to the Board of County Commissioners

By: *Craig A. Stopyna*
for Deputy Clerk

EXHIBIT "A"

That certain water control structure commonly referred to as the Lee Road Weir, on property in or adjacent to Lake Killarney in Winter Park, Florida on Orange County Property Appraiser Parcel No. 01-22-29-5224-00-046 (1740 Lee Road), Parcel No. 01-22-29-5224-00-110 (1746 Lee Road) and Parcel No. 01-22-29-5224-00-048 (1750 Lee Road) together with the associated outfall pipe, and

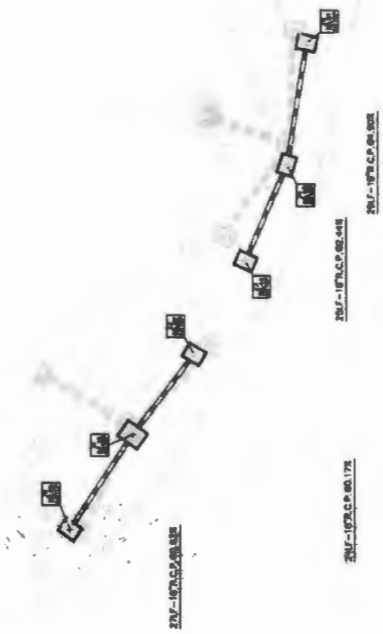
Six drain wells on property in or adjacent to Lake Killarney within unincorporated Orange County that are located in the right of way of Killarney Drive just to the south and west of Orange County Property Appraiser Parcel No. 02-22-29-2996-00-001 also known as 2299 Roxbury Road, together with the associated in-flow pipes and pipes connecting the wells.

Attached hereto as Exhibit "B" is a diagram that depicts the drain wells, in-flow pipes and pipes connecting the wells.

Attached hereto as Exhibit "C" is an aerial photograph in which five of the six drain wells are visible with a view of the sixth drain well partially obstructed by palm trees.

EXHIBIT "B"

NO.	NAME	ADDRESS	CITY	STATE	ZIP
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10



207-1873.C.P. 08.172

207-1873.C.P. 08.448

207-1873.C.P. 08.505

207-1873.C.P. 08.505

207-1873.C.P. 08.172

207-1873.C.P. 08.448

EXHIBIT "C"

