

**SEMINOLE COUNTY GOVERNMENT
AGENDA MEMORANDUM**

SUBJECT: RESOLUTION – COUNTY DEED

DEPARTMENT: PUBLIC WORKS **DIVISION:** ENGINEERING

AUTHORIZED BY: W. Gary Johnson, P.E., Director **CONTACT:** Jerry McCollum, P.E. EXT. 5651

Agenda Date <u>09/27/05</u>	Regular <input type="checkbox"/>	Consent <input checked="" type="checkbox"/>	Work Session <input type="checkbox"/>	Briefing <input type="checkbox"/>
	Public Hearing – 1:30 <input type="checkbox"/>		Public Hearing – 7:00 <input type="checkbox"/>	

MOTION/RECOMMENDATION:

Adopt Resolution authorizing the Chairman to execute the County Deed conveying right-of-way for Montgomery Road to the City of Altamonte Springs.

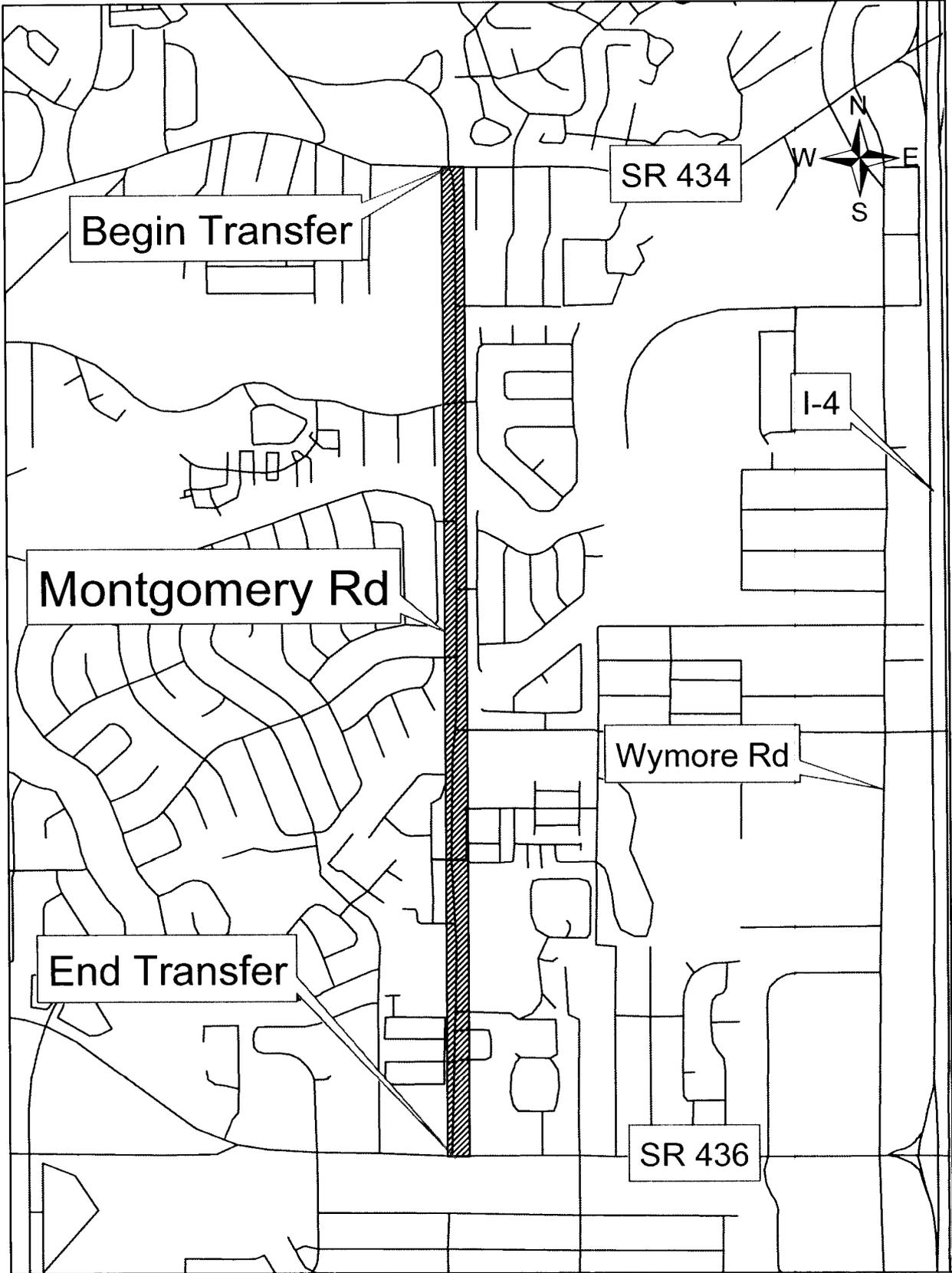
District 3 – Commissioner Van Der Weide (Jerry McCollum, P.E.)

BACKGROUND:

As part of the 1991 Sales Tax Program, Montgomery Road was one of the roadways to be improved. The County on behalf of the City of Altamonte Springs prepared construction plans, acquired right-of-way and built the Montgomery Road widening project. This resolution along with the County Deed officially transfers all right-of-way acquired by the County to the City within the limits as depicted in the Montgomery Road right-of-way maps.

Attachments: Location Map / Resolution / County Deed

Reviewed by	<u>JK</u>
Co Atty:	<u>JK</u>
DFS:	<u> </u>
Other:	<u> </u>
DCM:	<u> </u>
CM:	<u> </u>
File No.	<u>CPWE01</u>



RESOLUTION

**THE FOLLOWING RESOLUTION WAS ADOPTED AT THE
REGULAR MEETING OF THE BOARD OF COUNTY
COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, ON
THE ____ DAY OF _____ A.D., 2005.**

WHEREAS, Montgomery Road, located in parts of Sections 3, 10 and 16, Township 21 South, Range 29 East, in Seminole County, Florida, is within the City of Altamonte Springs, Florida; and

WHEREAS, by interlocal agreement dated August 30, 1988 and recorded in Official Records Book 2012, Page 559, the County and the City of Altamonte Springs agreed to transfer Montgomery Road to the City; and

WHEREAS, said Montgomery Road is now part of the Altamonte Springs Roadway System; and

WHEREAS, Seminole County made improvements to Montgomery Road pursuant to agreements with the City of Altamonte Springs, funded by the 1991 one cent sales tax referendum; and

WHEREAS, the City of Altamonte Springs desires to maintain a safe and efficient transportation system which will require right-of-way that is currently owned by Seminole County; and

WHEREAS, Seminole County desires to transfer all additional right-of-way and appurtenant drainage facilities acquired or existing when improvements were made by Seminole County to Montgomery Road; and

WHEREAS, the County Engineer has caused a right-of-way map of Montgomery Road to be completed; and

WHEREAS, said right-of-way map of Montgomery Road is filed in Map Book 6, Page 62 of the Official Records of Seminole County, Florida; and

WHEREAS, the Board of County Commissioners have executed a deed of transfer conveying to the City of Altamonte Springs any and all interest the County of Seminole may have in the right-of-way of Montgomery Road as depicted in the above referenced map on file in Map Book 6, Page 62 of the Official Records of Seminole County, Florida.

NOW THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Seminole County, Florida hereby transfers by County Deed, in the form attached hereto, to the City of Altamonte Springs all rights, title and interest in the right-of-way for Montgomery Road as depicted in that certain map filed in Map Book 6, Page 62 of the Official Records of Seminole County, Florida, and authorizes the Chairman and Clerk to execute same on behalf of the County.

ADOPTED THIS _____ DAY OF _____ A.D., 2005.

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY**

ATTEST:

Carlton Henley, Chairman

**MARYANNE MORSE, Clerk to the
Board of County Commissioners in
and for Seminole County, Florida.**

Prepared under the direction of:
Charles F. Barcus
Program Manager/Right-of-Way
8-19-2005

Document Prepared By:
Neil Newton, Senior Coordinator
Right-of-Way Section
Seminole County Engineering Division
520 W. Lake Mary Blvd., Suite 200
Sanford, Florida 32773

Legal Description Approved By:
Steve L. Wessels, P.L.S.
County Surveyor
Seminole County Engineering Division
520 W. Lake Mary Blvd., Suite 200
Sanford, Florida 32773

COUNTY DEED
County of Seminole, Florida

THIS DEED is made this _____ day of _____, 2005, by SEMINOLE COUNTY, a political subdivision of the State of Florida, whose address is Seminole County Services Building, 1101 East First Street, Sanford, Florida, 32771, hereinafter referred to as the GRANTOR, and the CITY OF ALTAMONTE SPRINGS, a Florida municipal corporation, whose address is 225 Newburyport Avenue, Altamonte Springs, Florida, 32701, hereinafter called the GRANTEE.

WITNESSETH: That the GRANTOR, for and in consideration of the sum of ONE AND NO/100 DOLLARS (\$1.00) in hand paid by GRANTEE, the receipt of which is hereby acknowledged, does hereby grant, bargain and sell to GRANTEE, its heirs and assigns forever, the following described land lying and being in Seminole County, Florida, to-wit:

All rights, title and interest in the right-of-way for Montgomery Road as depicted in that certain map filed in Map Book 6, Page 62, of the Public Records of Seminole County, Florida; including right-of-way previously transferred by that certain Interlocal Transfer filed in Official Records Book 2012, Page 559.

IN WITNESS WHEREOF, the GRANTOR has caused these presents to be executed in it's name by it's Board of County Commissioners acting by the Chairman or Vice-Chairman of said Board, the day and year aforesaid.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
SEMINOLE COUNTY, FLORIDA**

MARYANNE MORSE
Clerk to the Board of
County Commissioners of
Seminole County, Florida.

By: _____
CARLTON HENLEY, Chairman

Date: _____

**For the use and reliance of Seminole County
only. Approved as to form and Legal Sufficiency.**

**As authorized for execution by the Board of
County Commissioners at their
_____, 2005, regular meeting.**

County Attorney