

RESOLUTION R-02-323

A RESOLUTION OF MANATEE COUNTY, FLORIDA DELEGATING THE AUTHORITY TO MAKE PRE-SUIT OFFERS IN EMINENT DOMAIN CASES FOR THE SOUTHEAST TO SOUTHWEST RECLAIMED WATER TRANSMISSION MAIN PROJECT, PARCELS IDENTIFIED AS EXHIBIT "A" ATTACHED, TO THE COUNTY ADMINISTRATOR OR HIS DESIGNEE, SUBJECT TO APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS, FOR THE AMOUNT UP TO THE APPROVED APPRAISED VALUE OF THE PROPERTY SOUGHT TO BE ACQUIRED.

WHEREAS, the Board of County Commissioners, has heretofore approved the scope and construction of the project described in Exhibit "A", and identified in the Capital Improvement Project; and

WHEREAS, under Florida Statute 73.015, effective July 1, 2000, before bringing an eminent domain proceeding, the condemning authority must attempt to negotiate in good faith with the fee owners of the parcels to be acquired, as outlined in Exhibit "A", provide fee owners with a written offer, and, if requested, a copy of the appraisal report upon which the offer is based, and attempt to reach an agreement regarding the amount of compensation to be paid for the parcel; and

WHEREAS, from time to time it is in the County's best interest to conduct such negotiations and make such written offers prior to the time that the Board of County Commissioners is scheduled to meet; and

WHEREAS, the Board of County Commissioners finds that in such cases it is appropriate to delegate to the County Administrator, or his designee, within guidelines, the authority to conduct negotiations and make written offers to purchase such parcel, subject to the Board of County Commissioners approval; and

WHEREAS, the Board of County Commissioners finds that limiting such authority to make a written offers up to the amount specified in the appraisal, and requiring the concurrence of the County Attorney or his designee in the written offer, will provide adequate guidelines and safeguard Manatee County's interest.

NOW, THEREFORE, be it resolved as follows:

1. The Manatee County Board of County Commissioners hereby delegates its authority to make pre-suit offers pursuant to Florida Statute 73.015 to the County Administrator or his designee, subject to the approval of the Board of County Commissioners, for the parcels sought to be acquired as identified in Exhibit "A" attached hereto, said offers not to exceed the value determined for the respective parcels in the approved appraisal reports.

DULY ADOPTED with a quorum present and voting this 3rd day of December 2002.

BOARD OF COUNTY COMMISSIONERS
OF MANATEE COUNTY, FLORIDA

By: *Jerry Stein*
Chairman

ATTEST: R.B. SHORE
Clerk of the Circuit Court



By: *Arsen Louine*
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EXHIBIT "A"
MARS Project #6022690
SOUTHEAST TO SOUTHWEST

LOCATION	PARCEL #	TAX ID #	OWNER	APPRAISED VALUE
57 TH AVENUE	805	1773018609	BRIARWOOD	\$2,100
57 TH AVENUE	813	1734600156	MHC STAGECOACH	\$21,000
57 TH AVENUE	814	1735500009	CITY OF BRADENTON	\$300
57 TH AVENUE	816	6100100053	BROOKWOOD APARTMENTS	\$14,200