

## RESOLUTION R-11-114

**A RESOLUTION OF MANATEE COUNTY, FLORIDA DELEGATING THE AUTHORITY TO MAKE PRE-SUIT OFFERS IN EMINENT DOMAIN CASES FOR THE RIGHT-OF-WAY REQUIRED FOR THE 44<sup>th</sup> AVENUE EAST (19<sup>th</sup> STREET EAST - 30<sup>th</sup> STREET EAST) ROAD RIGHT OF WAY IMPROVEMENT PROJECT, PARCELS ARE IDENTIFIED AS EXHIBIT "A", 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 PROPERTIES SOUGHT TO BE ACQUIRED.**

**WHEREAS**, the Board of County Commissioners, has heretofore approved the scope and construction of the project, parcels identified 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, 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 parcels, subject to the Board of County Commissioners approval; and

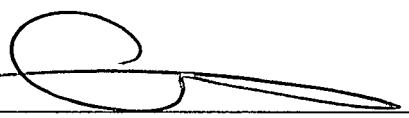
**WHEREAS**, the Board of County Commissioners finds that limiting such authority to make a written offer up to the amount specified in the appraisal, and requiring the concurrence of the County Attorney or his designee in the written offer, will provide adequate guidelines and safeguard Manatee County's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

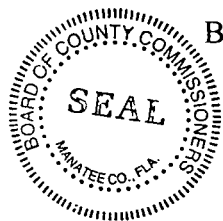
**NOW, THEREFORE**, be it resolved as follows:

1. The Manatee County Board of County Commissioners hereby delegates its authority To make pre-suit offers pursuant to Florida Statue 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 in Exhibit "A". 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 24<sup>th</sup> day of May, 2011.

BOARD OF COUNTY COMMISSIONERS  
OF MANATEE COUNTY, FLORIDA

By:   
Chairman



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

By: 

**44<sup>TH</sup> AVENUE EAST (19<sup>TH</sup> STREET EAST - 30<sup>TH</sup> STREET EAST)  
ROAD IMPROVEMENT PROJECT  
EXHIBIT "A"**

<i>PARCEL #</i>	<i>CONVEYANCE TYPE</i>	<i>SQUARE FOOTAGE/ACRES</i>	<i>OWNER NAME</i>	<i>PARCEL ID NUMBER</i>	<i>APPRAISED VALUE</i>
154	FEE	10.75 AC	NORTHERN TRUST BANK	1637500409	\$1,073,925
155	FEE	1.80 AC	NORTHERN TRUST BANK	1637100007	\$179,820
156	FEE	0.43 AC	NORTHERN TRUST BANK	1637300003	\$42,957
157	FEE	1723 SF/0.040 AC	UNIQUE AIR INC.	1619601006	\$3,996
158	FEE	1.56 AC	GLAZER FAMILY LLC	1637500359	\$155,844
159	FEE	0.856 AC	GLAZER FAMILY INC	1637500259	\$85,514
160	FEE	3084 SF/0.071 AC	THE BEALL AND SZYMANSKI FAMILIES	1637502059	\$7,093
163A	FEE	0.53AC	NORTHERN TRUST BANK	1544900002	\$52,947
163B	FEE	0.51 AC	NORTHERN TRUST BANK	1544900002	\$50,949
163C	FEE	0.77 AC	NORTHERN TRUST BANK	1544900002	\$76,923
164	FEE	10.05 AC	NORTHERN TRUST BANK	1684400109	\$1,003,995
165	FEE	1.61 AC	DIOCESE OF VENICE	1684400059	\$160,839
166	FEE	.011 AC	ROBBY'S IMPRINTED SPORTSWEAR	1619600172	\$1,099
<b>TOTAL</b>					<b>\$2,895,901</b>