

RESOLUTION NO. 21-_____

**RESOLUTION PURSUANT TO SECTION 125.38, FLORIDA STATUTES
AND BREVARD COUNTY CODE SECTION 2-247 AUTHORIZING THE
CONVEYANCE OF REAL PROPERTY INTEREST BY THE COUNTY.**

RECITALS

WHEREAS, Brevard County, Florida (County), a political subdivision of the State of Florida, whose mailing address is 2725 Judge Fran Jamieson Way, Viera, Florida, 32940, hereafter known as "COUNTY," owns certain real property described in Exhibit "A" (hereinafter the "Parcel") in the attached Purchase and Sale Agreement (hereinafter the Contract); and

WHEREAS, the Florida Power and Light Company, hereafter known as "FPL", is a corporation performing a function or service that promotes the public health, safety or welfare; and

WHEREAS, FPL has requested the County sell the "Parcel" to construct a Substation on said parcel which will provide electricity to the residents of Viera; and

WHEREAS, FPL has agreed to install and connect an express feeder cable from the Substation to and for the benefit of the County's South-Central Waste Water Treatment Plant to serve as a back-up power to the Plant; and

WHEREAS, the Board of County Commissioner in regular session on August 3, 2021, approved and authorized the Chair to execute the Contract with FPL; and

WHEREAS, the County agrees that FPL'S use of the "Parcel" will promote community interest and welfare, and serve a public purpose; and the County has determined that said "Parcel" is not needed for County purposes, and desires to cooperate with and assist FPL by selling said "Parcel."

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

1. The recitals above are true and correct, and incorporated herein.
2. Pursuant to section 125.38, Florida Statutes, and section 2-247 of the Brevard County Code of Ordinances, the COUNTY finds that the Parcel is not needed for County purposes, and that transfer to FPL will promote community interest and welfare. The COUNTY authorizes the Chair to sign all paperwork necessary to transfer all of COUNTY'S rights to said Parcel by County Deed to FPL in accordance with the Contract.
3. In the event that the property is not used or ceases to be used for the stated purpose, the Parcel shall not revert to the County. This Resolution shall take effect immediately upon its adoption.

DONE, ORDERED, and ADOPTED in Regular Session this _____ day of _____, 2021.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

Rachel Sadoff, Clerk

BY: _____
Rita Pritchett, Chair
As approved by the Board on _____

Exhibit "A"

See attached Purchase and Sale Agreement