

RESOLUTION 20-

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AUTHORIZING THE ACCEPTANCE OF A PORTION OF TAX PARCEL NUMBER 01643-000-000 LOCATED IN ALACHUA COUNTY, FLORIDA; AUTHORIZING THE EXECUTION OF DOCUMENTS TO EFFECTUATE THE ACQUISITION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, NW 202nd Street is part of the Alachua County road system and, as such, is owned and maintained by Alachua County; and

WHEREAS, a portion of NW 202nd Street traverses a portion of tax parcel number 01643-000-000 outside of the County Right-of-Way, as shown on **Exhibit A** attached hereto; and

WHEREAS, the Property Owners of tax parcel number 01643-000-000 have agreed to donate their ownership interest in that portion of NW 202nd Street that traverses tax parcel number 01643-000-000 to the County by Warranty Deed; and

WHEREAS, the County has regularly maintained or repaired NW 202nd Street for a period well in excess of the immediate past seven (7) years and, therefore, by operation of Section 95.361, Florida Statutes, the road is deemed to be dedicated to Alachua County; and

WHEREAS, notwithstanding that the road has been deemed dedicated to Alachua County by operation of Section 95.361, Florida Statutes, the Board of County Commissioners of Alachua County (the "Board") finds that it is the best interest of Alachua County to accept the conveyance of the Warranty Deed; and

WHEREAS, the Board also finds that accepting the conveyance of the Warranty Deed from the Property Owner is in the public interest.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF ALACHUA COUNTY, FLORIDA;**

- 1.** The Board hereby accepts the conveyance of the Warranty Deed attached hereto as **Exhibit B**.
- 2.** The Chairman and the Clerk of the Board are authorized to execute the Warranty Deed for the purpose of indicating the County's acceptance of same, and any other documents approved by the County Attorney needed to complete this conveyance.
- 3.** This resolution shall take effect immediately upon its adoption.

DULY ADOPTED in regular session, this _____ day of _____, A.D.,
2020.

**BOARD OF COUNTY COMMISSIONERS
OF ALACHUA COUNTY, FLORIDA**

By: _____
Robert Hutchinson Chair

ATTEST:

J. K. "Jess" Irby, Esq., Clerk

APPROVED AS TO FORM

DocuSigned by:

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Alachua County Attorney's Office

Exhibit A

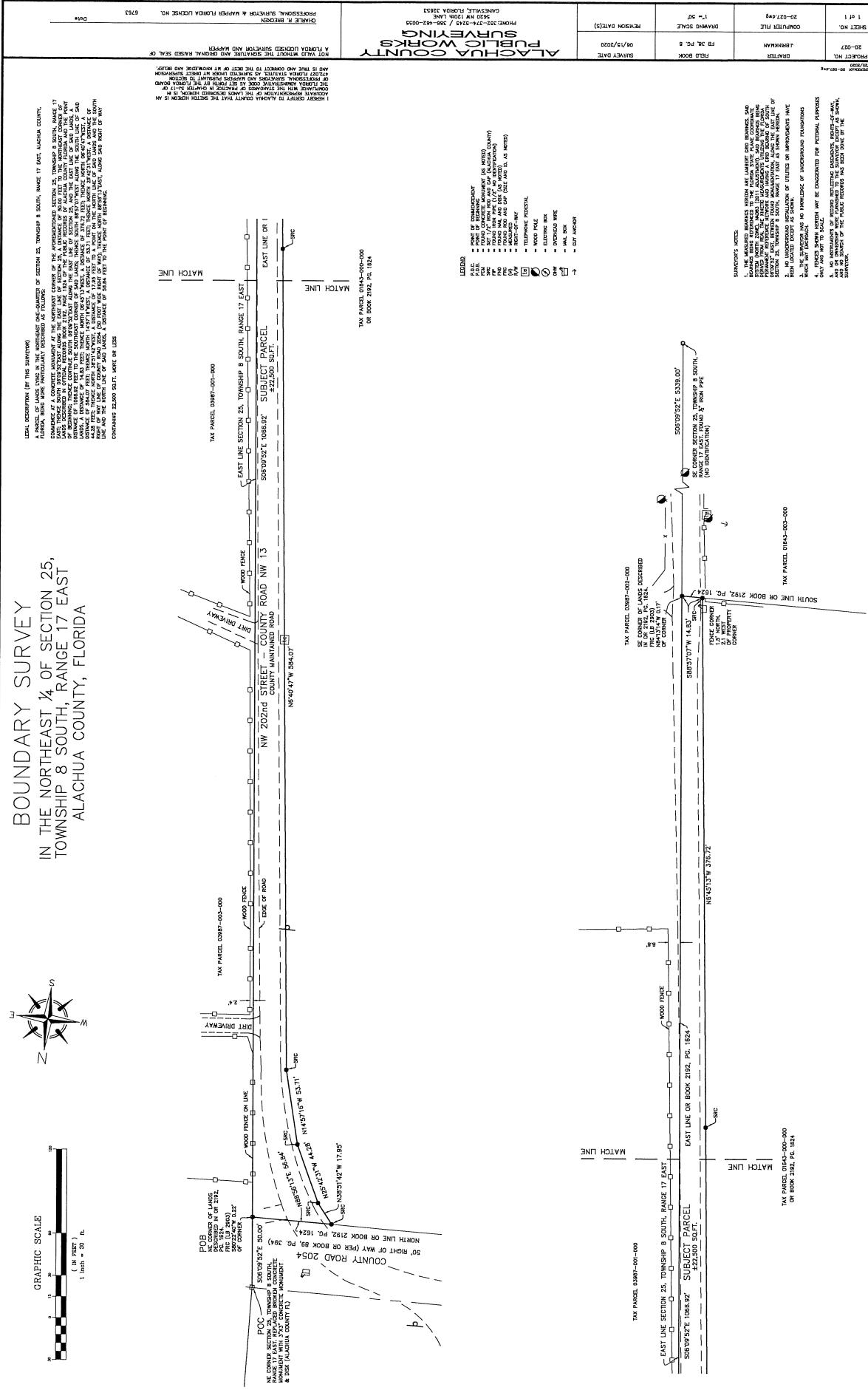


Exhibit B

This instrument prepared by:
Charlie R. Brecken, P.S.M.
Public Works Department
5620 NW 120 Lane
Gainesville, FL 32653

Portion of Tax Parcel Nos: 01643-000-000
Alachua County, Florida

Warranty Deed

THIS INDENTURE, made this _____ day of _____, 2020, between **DONALD J. TYSON AND CHRISTIE L. TYSON**, Husband and Wife, whose mailing address is 12604 NW 93rd Place, Alachua, Florida 32615 as "Grantors" and **ALACHUA COUNTY, FLORIDA**, a political subdivision of the State of Florida by and through its BOARD OF COUNTY COMMISSIONERS, whose mailing address is c/o Alachua County Public Works, 5620 NW 120 Lane, Gainesville, Florida, 32653, as "Grantee".

WITNESSETH:

That the Grantors, for and in consideration of the sum of TEN DOLLARS (\$10.00) and other valuable considerations, to it in hand paid by Grantee, receipt of which is hereby acknowledged, do hereby grant, bargain, sell and convey unto the Grantee, its successors and assigns forever, the real property (the "Property") located in Alachua County, Florida, and more particularly described as follows:

A parcel of land being more particularly described in **Exhibit "A"**,
as attached hereto and by reference made a part herein.

TOGETHER with all of the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the same in fee simple forever.

Grantors hereby covenant with Grantee that Grantors are lawfully seized of the Property in fee simple; that Grantors have good right and lawful authority to sell and convey the Property; that the Grantors hereby fully warrant the title to the Property and will defend the same against the lawful claims of all persons whomsoever; and that the Property is free of all encumbrances, except taxes accruing subsequent to the current tax year, and restrictions, covenants, and easements of record.

Signed, sealed and delivered
in the presence of:

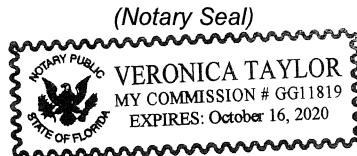
LaSonja Aiken
Witness: LaSonja Aiken
Print Name: LaSonja Aiken
Witness: C. Weir
Print Name: C. Weir

By: Christie L. Tyson
Christie L. Tyson

STATE OF FLORIDA
COUNTY OF Alachua

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this 11th day of August, 2020, by **Christie L. Tyson**, who is personally known to me or who has produced as identification.

Veronica Taylor
Notary Public
Print Name Veronica Taylor
My Commission Expires: Oct 16, 2020
Commission No.: GG11819



At a meeting on the _____ day of _____, 2020 the Board of County Commissioners authorized the acceptance of this instrument of conveyance and authorized the Chair to execute this acceptance.

ROBERT HUTCHINSON, CHAIR
ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

Executed on this _____ day of _____, 2020,

ATTEST:

J.K. "JESS" IRBY, ESQ., CLERK

APPROVED TO FORM

David Fornjano
ALACHUA COUNTY ATTORNEY'S OFFICE

IN WITNESS WHEREOF, the Grantors have caused these presents to be executed the day and year aforesaid.

Signed, sealed and delivered
in the presence of:

Lasonja Aiken

Witness

Lasonja Aiken

Print Name

Witness

C Weir

Print Name

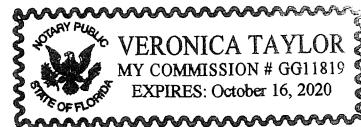
By: Donald J. Tyson

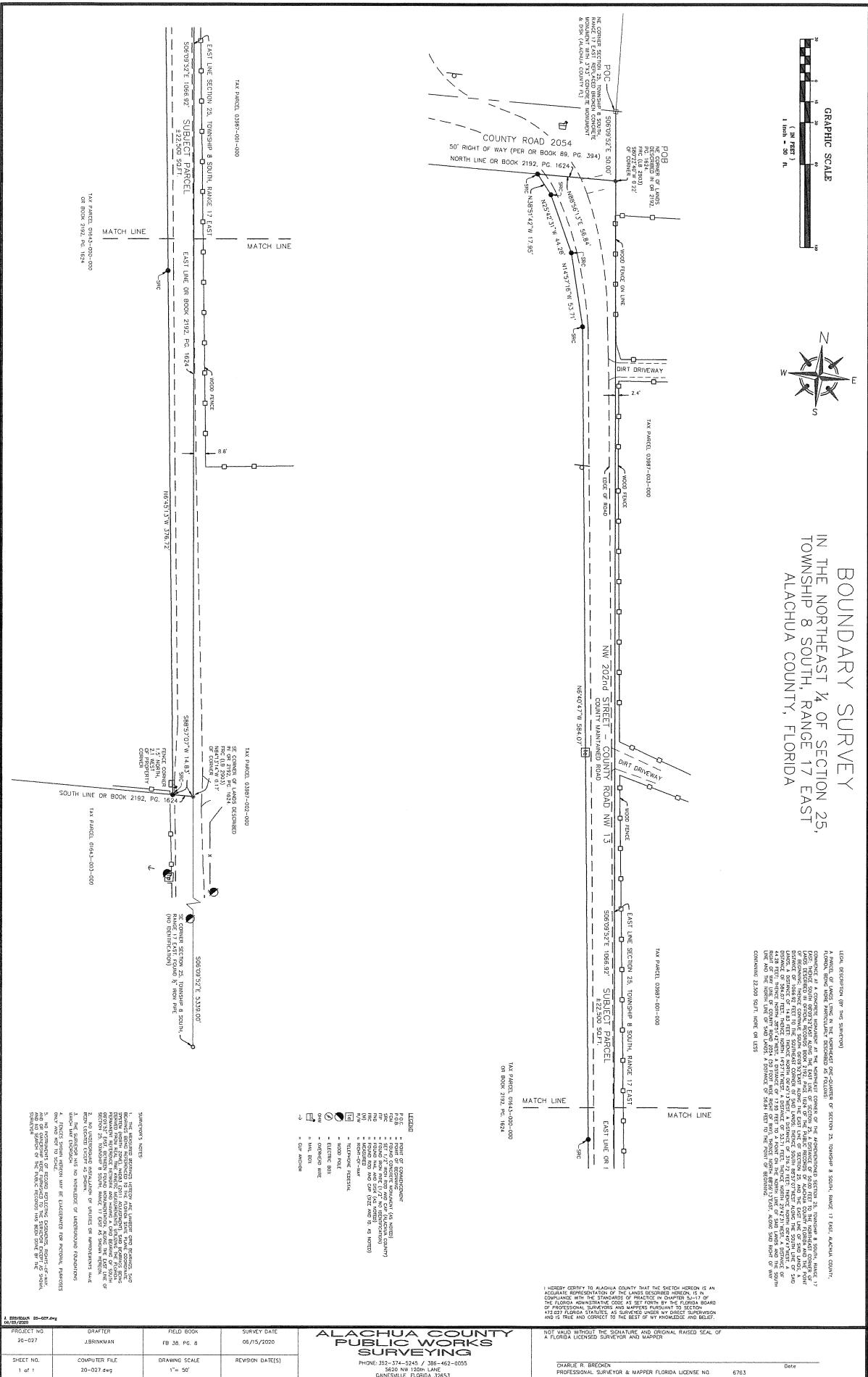
STATE OF FLORIDA
COUNTY OF Hackua

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this 11th day of August, 2020, by **Donald J. Tyson**, who is personally known to me or who has produced _____ as identification.

Veronica Taylor
Notary Public
Veronica Taylor
Print Name
My Commission Expires: Oct 16, 2020
Commission No.: GG-11819

(Notary Seal)





Certificate Of Completion

Envelope Id: 26046E2B2D1B4438931D7F132192B167

Status: Completed

Subject: Please DocuSign: 20-0694 Resolution and Warranty Deed to Alachua County for a portion of Tax Pa...

Source Envelope:

Document Pages: 7

Signatures: 2

Envelope Originator:

Certificate Pages: 4

Initials: 0

Thomas (Jon) Rouse

AutoNav: Enabled

EnvelopeD Stamping: Enabled

IP Address: 216.194.144.254

Time Zone: (UTC-05:00) Eastern Time (US & Canada)

Record Tracking

Status: Original

9/16/2020 3:40:56 PM

Holder: Thomas (Jon) Rouse

Location: DocuSign

Security Appliance Status: Connected

Pool: StateLocal

Storage Appliance Status: Connected

Pool: Alachua County

Location: DocuSign

Signer Events

David Forziano

dforziano@alachuacounty.us

Security Level: Email, Account Authentication (None)

Signature

DocuSigned by:

 David Forziano
 70E5E81DBE1E4D3...

Signature Adoption: Pre-selected Style
 Using IP Address: 216.194.144.254

Timestamp

Sent: 9/16/2020 3:43:44 PM

Viewed: 9/16/2020 6:53:30 PM

Signed: 9/17/2020 10:55:20 AM

Electronic Record and Signature Disclosure:

Accepted: 9/2/2020 2:02:38 PM

ID: 64124040-3dd9-4e93-9b56-757b83b044a0

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	9/16/2020 3:43:44 PM
Certified Delivered	Security Checked	9/17/2020 8:59:44 AM
Signing Complete	Security Checked	9/17/2020 10:55:20 AM
Completed	Security Checked	9/17/2020 10:55:20 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

From time to time, Alachua County (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

Getting paper copies

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

Withdrawing your consent

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

Consequences of changing your mind

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Alachua County:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: mguidry@alachuacounty.us

To advise Alachua County of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at mguidry@alachuacounty.us and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

To request paper copies from Alachua County

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to mguidry@alachuacounty.us and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

To withdraw your consent with Alachua County

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to mguidry@alachuacounty.us and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

Required hardware and software

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

Acknowledging your access and consent to receive and sign documents electronically

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

By selecting the check-box next to 'I agree to use electronic records and signatures', you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Alachua County as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Alachua County during the course of your relationship with Alachua County.