

STATE BOARD OF EDUCATION

For Action

January 17, 2006

SUBJECT: Condemnation of Private Property on the Campus of Florida State University

PROPOSED BOARD ACTION

Approval to exercise the right of eminent domain by the Board of Trustees of Florida State University to acquire fee simple title in the Board of Trustees of the Internal Improvement Trust Fund of all properties described in Exhibit I and, to give authority to the Board of Trustees of Florida State University to accomplish the acquisition as described herein through condemnation, including authority to prepare and execute all necessary parcel-specific condemnation resolutions.

AUTHORITY FOR STATE BOARD ACTION

Pursuant to Section 1001.74(30), Florida Statutes, each board of trustees may exercise the right of eminent domain. Pursuant to Section 1013.25, the board of trustees may exercise the power of eminent domain after receiving approval therefore from the Florida Board of Governors

BACKGROUND INFORMATION

The property noted in Exhibit I is the last parcel in the block not owned by the University. That area has been designated in our Master Plan as the site for Student Affairs Facilities, specifically the new Student Success Building. The landowners were notified of our wish to acquire the property in June of 2003. Appraisals were completed and first offers were made in December of 2003. Negotiations continued until they reached impasse.

Because acquisition of this property through negotiation has reached impasse, it will have to be acquired using the right of eminent domain. The property is improved with a Fraternity House. The facility is in poor condition and has been vacant for more than a year. The building does not contribute to the value of the property and would require extensive renovations to make the facility useable.

Supporting Documentation Included: Exhibit I: Parcel I.D.'s. Address and Description;

Exhibit II: Parcels with building size and negotiation history; Exhibit III: Site location map

Facilitators/Presenters: President Wetherefl or his designee