Baldwin County Commission

Legislation Details (With Text)

File #:	21-0397 **Version:** 1		
Type:	Consent	**Status:**	Passed
File created:	1/10/2021	**In control:**	Baldwin County Commission Regular
On agenda:	1/19/2021	**Final action:**	1/19/2021
Title:	Execution of IRS Form 8283 for a Donated Right-of-Way on Project No. 0203616 - Kings Landing Road (Tract 4)		
Indexes:			
Attachments:	1. IRS Form 8283 - Kings Landing Road (Tract 4) - REDACTED, 2. Fee Simple Warranty Deed, 3. Map		

Date	Ver.	Action By	Action	Result
1/19/2021	1	Baldwin County Commission Regular	Approved	

Meeting Type: BCC Regular Meeting
Meeting Date: 1/19/2021
Item Status: New
From: Joey Nunnally, P.E., County Engineer
Submitted by: Lisa Sangster, Administrative Support Specialist IV

ITEM TITLE
Execution of IRS Form 8283 for a Donated Right-of-Way on Project No. 0203616 - Kings Landing Road (Tract 4)

STAFF RECOMMENDATION
Take the following actions:

1) Accept 0.405 acres on Kings Landing Road (Tract 4) as a right-of-way donated to Baldwin County by Deborah O. Falk (undivided ½ interest), Alison & William Schwann (undivided ¼ interest), and Nancy Laura Nelson and Ray Nelson (undivided ¼ interest) on March 12, 2020 (Instrument No. 1822124 of Baldwin County Judge of Probate); and

2) Related to the aforesaid, authorize the Chairman to execute IRS Form 8283 for the donated right-of-way.

BACKGROUND INFORMATION

Previous Commission action/date: N/A

Background: On March 12, 2020, the Baldwin County Highway Department accepted a right-of-way donation on Kings Landing Road from Deborah O. Falk (undivided ½ interest), Alison & William Schwann (undivided ¼ interest), and Nancy Laura Nelson and Ray Nelson (undivided ¼ interest).

By the Chairman executing the IRS Form 8283, the County is not indicating that it agrees with the valuation of the property, but rather the County is acknowledging the fact that the county did receive the property.

The only part of the form that will be signed by the Chairman is Part IV, Donee Acknowledgement, in which:

1) The date of receipt of the donation is acknowledged; and

2) The County affirms that it will file an IRS information return should it dispose of the property within two (2) years after the date of receipt; and

3) The County states whether it intends to use the property for an unrelated use.

FINANCIAL IMPACT

Total cost of recommendation: N/A

Budget line item(s) to be used: N/A

If this is not a budgeted expenditure, does the recommendation create a need for funding?
N/A

LEGAL IMPACT

Is legal review necessary for this staff recommendation and related documents?
N/A

Reviewed/approved by: N/A

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

FOLLOW UP IMPLEMENTATION

For time-sensitive follow up, select deadline date for follow up: N/A

Individual(s) responsible for follow up: Administration Staff

Action required (list contact persons/addresses if documents are to be mailed or emailed):

Administration Staff have Chairman sign IRS Form. Mail original to Deborah O. Falk, et al and send copy to Debra Morris and Tate Chalfant.

Contact:
Deborah O. Falk, Alison & William Schwann, Nancy and Ray Nelson
4N450 Somerset Court
Wayne, Illinois 60184

Additional instructions/notes: N/A