



Baldwin County Commission

Legislation Text

File #: 20-0598, **Version:** 1

Meeting Type: BCC Regular Meeting

Meeting Date: 1/21/2020

Item Status: New

From: Joey Nunnally, P.E., County Engineer

Submitted by: Kristen Rawson, Office Manager

ITEM TITLE

Execution of IRS Form 8283 for a Donated Right-of-Way on Project No. 0221919 - Harley Court

STAFF RECOMMENDATION

Take the following actions:

- 1) Accept 0.91 acres on Harley Court (Parcel No. 05-28-09-32-0-000-001.034) as a right-of-way donated to Baldwin County by Joseph C. Byrd on October 2, 2019 (Instrument No. 1787634 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 October 2, 2019, the Baldwin County Highway Department accepted a right-of-way donation on Harley Court from Joseph C. Byrd.

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;
- 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 Joseph C. Byrd and send copy to Debra Morris.

Contact:

Joseph C. Byrd

13880 Harley Court

Stapleton, Alabama 36578

Additional instructions/notes: N/A