

JAN 30 1979

RESOLUTION NO. _____

*Original of
Resolution*

WHEREAS, Chapter 159, Part III, Florida Statutes, created the Orange County Industrial Development Authority ("Authority") as a public body corporate and politic for the purpose of financing and refinancing capital projects in Orange County, Florida, including air and water and other pollution and waste control facilities and industrial and manufacturing plants with appurtenant facilities; and,

WHEREAS, Chapter 159, Part III, Florida Statutes, authorized the Board of County Commissioners ("Board") of Orange County to appoint by resolution five persons who are residents and electors of Orange County as members of the Authority; and,

WHEREAS, the Board of County Commissioners for Orange County finds that there exists a need for the development and financing of industry in Orange County, including the financing of air, water and other pollution and waste control facilities;

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

SECTION 1. The Board of County Commissioners finds and declares that there is a need for an industrial development authority to function in Orange County, Florida, pursuant to Chapter 159, Part III, Florida Statutes.

SECTION 2. The name of the Authority shall be "Orange County Industrial Development Authority" which is a public body corporate and politic, heretofore previously created by Chapter 159, Part III, Florida Statutes.

SECTION 3. The Board of County Commissioners shall appoint members to the Orange County Industrial Development Authority pursuant to law. In making such appointments, the Board may consider persons recommended by the Industrial Development Commission of Mid-Florida, but nothing in this section shall be deemed a restriction on the Board's powers and discretion in making appointments to the Authority.

SECTION 4. The following persons who are residents and electors of Orange County are designated and appointed as members of the Orange County Industrial Development Authority:

John Miller

who shall serve for a period of one year from the date of this appointment;

John Lord, who shall serve for a period of two years from the date of this appointment;

Jim Harris, who shall serve for a period of three years from the date of this appointment;

Carol Doyle, who shall serve for a period of four years from the date of this appointment;

Jack Critchfield, who shall serve for a period of four years from the date of this appointment.

Each of the foregoing persons shall serve the term for which he is appointed and until his successor is appointed and is qualified. Thereafter, all members shall serve terms of four (4) years each. A member of the Authority is eligible for reappointment. Any member of the Authority may be removed by the Board of County Commissioners for misfeasance, malfeasance, or willful neglect of duty. Each member of the Authority, before entering upon his duties, shall take and subscribe the oath or affirmation required by the State Constitution. A record of each such oath shall be filed with the Department of State and with the Clerk of the Board of County Commissioners.

The Authority shall annually elect one of its members as Chairman and one as Vice-Chairman, and may also appoint a Secretary who shall serve at the pleasure of the Authority and receive such compensation as shall be fixed by the Authority. The Authority may also appoint such other officers as it deems necessary.

The Secretary shall keep a record of the proceedings of the Authority and shall be custodian of all books and records of the Authority and of its official seal.

Three members of the Authority shall constitute a quorum, and the affirmative vote of a majority of the members present shall be necessary for any action taken by the Authority. No vacancy in the membership of the Authority shall impair the right

of a quorum to exercise all the rights and perform all the duties of the Authority. Any action taken by the Authority under the provisions of Fla. Stat. Sections 159.44 - 159.53 may be authorized by resolution at any regular or special meeting, and each such resolution shall take effect immediately and need not be published or posted.

The members of the Authority shall receive no compensation for the performance of their duties hereunder, but each member may be paid his necessary expenses incurred while engaged in the performance of such duties, which expenses, if any, shall be paid from bond proceeds, if any, as an expense of issuance.

The Authority and its appointed members shall fully comply with Fla. Stat. Section 286.011 at all times during the exercise of their lawful powers and duties.

SECTION 5. All expenses of the Authority incurred in carrying out the provisions of Chapter 159, Part III, Florida Statutes shall be payable solely from funds provided under the authority of Chapter 159, Part III, Florida Statutes. No liability or obligation shall be incurred by the Authority beyond the extent to which monies shall have been provided under the provisions of Chapter 159, Part III, Florida Statutes. Neither the notes, bonds, nor any other obligation incurred by the Authority shall be deemed a pledge of the assets, faith or credit of the Authority or of Orange County, Florida. No Orange County ad valorem taxes shall ever be used for the purpose of paying the interest or principal on any bonds issued by the Authority to finance or refinance an industrial or manufacturing project.

SECTION 6. This resolution shall take effect immediately upon its adoption.

ADOPTED this 30th day of January, 1979.

BOARD OF COUNTY COMMISSIONERS,
ORANGE COUNTY, FLORIDA

By *Chas. E. Autry*
Chairman

ATTEST:

Mary J. Hudson
Deputy Clerk
(cont.)