

RESOLUTION

of the

**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
AMENDING RESOLUTION NO. 91-M-62 and
RESOLUTION NO. 2013-M-48**

regarding

**RELEASE OF LETTERS OF CREDIT or CASH ESCROWS
SECURING EXCAVATION AND FILL PROJECTS;
SUBDIVISION INFRASTRUCTURE; ROAD IMPROVEMENTS;
CONSTRUCTION AND MAINTENANCE OF SUBDIVISION
IMPROVEMENTS; AND SITE STABILIZATION PROJECTS**

Resolution No. 2018- M-23

WHEREAS, on October 1, 1991, the Board of County Commissioners adopted Resolution No. 91-M-62 (the "1991 Resolution");

WHEREAS, among other things, the 1991 Resolution delegated to the County Mayor the authority to accept and release letters of credit and/or cash escrow to provide for surety of completion of various projects; and

WHEREAS, on November 5, 2013, the Board of County Commissioners adopted Resolution No. 2013-M-48 (the "2013 Resolution" and together with the 1991 Resolution, the "Resolutions"); and

WHEREAS, among other things, the 2013 Resolution delegated to the County Mayor the authority to accept and release, in the same fashion as set forth in the 1991 Resolution, letters of credit or cash escrows securing the completion of site stabilization projects; and

WHEREAS, the Board of County Commissioners desires to amend the Resolutions to allow the Public Works Director or the County Engineer to release letters of credit or cash escrows securing any of the types of projects outlined in the Resolutions.

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

Section 1. Amendment to Resolution No. 91-M-62. Section 9 of the 1991 Resolution is hereby amended as follows, with additions being shown by underlines and deletions being shown by strike-throughs:

Section 9. The Board hereby resolves that a letter of credit or cash escrow shall be considered sufficient surety for completion of an excavation and fill project pursuant to Chapter 16 of the Orange County Code and that the County ~~Chairman~~Mayor or his/her designee shall have authority to accept or amend ~~and release,~~ and the Public Works Director or County Engineer shall have the authority to release, letters of credit and/or cash escrow to provide for surety of completion of the following:

* * *

In all other respects, the 1991 Resolution shall remain unchanged.

Section 2. Amendment to Resolution No. 2013-M-48. Section 3 of the 2013 Resolution is hereby amended as follows, with additions being shown by underlines and deletions being shown by strike-throughs:

Section 3. Mayor's Authority to Approve. The Board hereby delegates to the County Mayor, or his/her designee, the authority to accept or amend, and to the Public Works Director or the County Engineer the authority to ~~and~~ release, in the same fashion as set forth in the 1991 Resolution, letters of credit (or cash

escrows) to provide surety for the completion of site stabilization projects.

In all other respects, the 2013 Resolution shall remain unchanged.

Section 3. Effective date. This Resolution shall take effect on the date of its adoption.

ADOPTED this ____ day of AUG 07 2018, 2018.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Teresa Jacobs*
Teresa Jacobs, County Mayor
TJ

ATTEST: Phil Diamond, CPA, County Comptroller
as Clerk of the Board of County Commissioners

By: *Katie Smith*
Deputy Clerk

Print Name: Katie Smith