

APPROVED
BY ORANGE COUNTY BOARD
OF COUNTY COMMISSIONERS
APR 20 1999 VS/BS

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

ACCEPTING THE TERMS AND CONDITIONS OF THAT CERTAIN GRANT AGREEMENT BY AND BETWEEN THE STATE OF FLORIDA OFFICE OF TOURISM, TRADE, AND ECONOMIC DEVELOPMENT ("OTTED") AND ORANGE COUNTY RELATING TO THE AWARD OF \$10,000,000 IN STATE FUNDS TO ORANGE COUNTY AS A CONTRIBUTION TO THE COSTS OF CONSTRUCTION INVOLVED IN THE COMPLETION OF THE STATE ROUTE 528 INTERCHANGE AT ORANGEWOOD BOULEVARD AND THE EXTENSION AND REALIGNING OF UNIVERSAL BOULEVARD FROM THE EXISTING PAVEMENT AND CONNECTING SAME WITH THE NEW INTERCHANGE RAMPS; AND PROVIDING AN EFFECTIVE DATE.

Resolution No. 99-M-11

WHEREAS, Orange County has embarked upon a program to enlarge its present Convention Center facilities by construction of the Phase V Addition upon land recently acquired by the County from Universal City Property Management Company III ("Universal") under terms and conditions of a contract for sale and purchase between the parties (the "Contract"), and

WHEREAS, the Contract imposes upon Universal the obligation to donate to the County rights-of-way for extension of Universal Boulevard to provide a continuous connection from the present Universal Boulevard to the current Orangewood interchange with S.R. 528, also known as the Beeline Expressway (the "Universal Boulevard Extension") and the Contract subsequently imposes upon the County the obligation to fund the design and construction of the Universal Boulevard Extension, and

WHEREAS, the Contract contemplated that Universal and Orange County would cooperate in the submission of an application through the State of Florida Office of Tourism, Trade and Economic Development for a grant of state funds (the "OTTED Grant") to be utilized in the construction of additional ramps and traffic accessories necessary to complete the current Orangewood interchange and its connection with the Universal Boulevard Extension (the "Orangewood Intersection"), and

WHEREAS, on November 10, 1998, the Board of County Commissioners approved the submission of the OTTED Grant application on behalf of Universal Studios, Inc. as an Economic Development Transportation Fund Business and on January 4, 1999, the Orange County Chairman was notified that the OTTED Grant would be awarded upon execution of the OTTED Grant Agreement then forwarded to the Orange County Chairman (the "OTTED Grant Agreement") and upon completion of various terms and conditions found within the OTTED Grant Agreement, including the enactment of a resolution by the Board of County Commissioners stating that Orange County would accept future maintenance and other attendant costs occurring after completion of the "Project" for that portion of the Project on the County system, and

WHEREAS, the "Project" is defined in the OTTED Grant Agreement as follows:

The completion of the State Route 528 interchange at Orangewood Boulevard and the extension and realigning of Universal Boulevard from the existing pavement and connecting with these new ramps. A portion of the Project includes the design and construction of an interchange (the "interchange") allowing access to and egress from the Bee Line Expressway, which roadway is part of the turnpike system as defined by Section 338.2216, F.S., and subject to the authority of the Florida Department of Transportation ("DOT"). The County intends to coordinate the design and construction of the Interchange with DOT and understands that a portion of the Grant Amount will be used to offset the design and construction costs incurred in connection with the Interchange and the remaining portions of the Project.

and

WHEREAS, County staff has represented to this Board that the \$10,000,000 proceeds of the OTTED Grant are more than sufficient to fund design and construction of State Road 528 interchange at Orangewood Boulevard and, further, that the remaining monies of the OTTED Grant may be applied to defraying design and construction costs of the extension and realigning of Universal Boulevard from the existing pavement and connecting with the new ramps of the Orangewood Boulevard interchange, because such task is both coincidental with County's contractual obligation to fund the design and construction of the Universal Boulevard Extension and is embraced within the definition of the Project as defined in the OTTED Grant Agreement, and

WHEREAS, it is in the best interests of Orange County that the Board of County Commissioners accept the terms and conditions of the OTTED Grant Agreement as the same are set forth in the agreement, a copy of which is attached hereto as Exhibit "A" and made a part hereof by this reference, including the memorialization by resolution that Orange County shall accept future maintenance and other attendant costs occurring after completion of the Project for the portion of the Project on the County system.

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

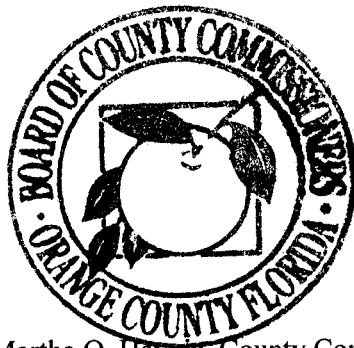
Section 1. The Board of County Commissioners does hereby accept the terms and conditions of the OTTED Grant Agreement as the same are expressed and embodied in the agreement attached hereto as Exhibit "A."

Section 2. The Board of County Commissioners hereby accepts the obligation imposed by Paragraph 6.2(b)(i) of the OTTED Grant Agreement and hereby agrees to accept future maintenance and other attendant costs occurring after completion of the Project for the portion of the Project on the County system as such is defined in said Agreement.

Section 3. The Board of County Commissioners hereby authorizes the Orange County Chairman to execute the OTTED Grant Agreement on behalf of Orange County and, further, directs all County personnel to act so as to accomplish the purposes and objectives of said Agreement.

Section 4. This Resolution shall take effect upon enactment.

ADOPTED THIS 20 DAY OF APRIL, 1999.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: Mel Martinez
Mel Martinez
County Chairman

ATTEST: Martha O. Haynie, County Comptroller
As Clerk of the Board of County Commissioners

By: Martha O. Haynie
Deputy Clerk

jag\ordres\orangewd.wpd
(04/20/99)