

DEC 20 2011 (EAS)cms

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
establishing
PARKS AND RECREATION SCHOLARSHIP ACCOUNT

Resolution No. 2011- m-56

WHEREAS, the Board of County Commissioners (“Board”) desires to establish the Parks and Recreation Scholarship Account (“Account”) as a component part of the Parks and Recreation Fund; and

WHEREAS, the Account will replace the Mayor’s Fund Foundation, Inc. (“Foundation”), which has awarded scholarship money to 4,064 children in Orange County over the last five (5) years allowing them to enroll in Summer Camp and enrichment programs and

WHEREAS, Orange County will accept contributions of money on behalf of the Account for scholarships to allow children under the age of eighteen (18) to participate in Orange County Parks and Recreation programs and third-party agency programs.

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

Section 1. Creation and Purpose of the Account. The Board hereby creates the Parks and Recreation Scholarship Account (“Account”) as a component part of the Parks and Recreation Fund. The purpose of the Account is to accept gifts, grants, donations, and awards (collectively referred to herein as “Contributions”) of money to provide needs-based scholarships for resident children of Orange County for participation in the various programs offered by the Orange County Parks and Recreation Division (“Division”) and in other programs offered by third-party agencies that are not offered by the Division. The Parks and Recreation Advisory Board (“Advisory Board”) may recommend that the Division designate not more than twenty percent (20%) of Contributions for scholarships in a given Fiscal Year for programs offered by third-party agencies. In all cases, Contributions shall be used only for registration fees and other

required fees of the Division or third-party agencies for participation in such Division or third party programs. Needs-based criteria for awarding of scholarships from the Account shall be established by the Division, with consideration of recommendations from the Advisory Board for participation in a program or activity that is offered by the third-party agency and is not offered by the Division. The final approval of such criteria shall be made by the Division Manager and be kept on file at the Division Manager's office. The rules may be amended by the Division Manager after review and recommendation by the Advisory Board.

Section 2. Advisory Board. The Advisory Board will monitor the Account, in accordance with existing County rules governing Advisory Board duties and responsibilities.

Section 3. Designation of Contributions.

A. Contributions received from public and private donors shall be deposited in the Account, which as a dedicated account shall at all times be accounted for separately from all other activities of the Parks and Recreation Fund. The Account shall be reported within the Parks and Recreation Fund in the Orange County Comprehensive Annual Financial Report in accordance with generally accepted accounting principles.

B. The remaining funds of the Foundation may be accepted for deposit in the Account.

C. Contributions may be accepted on behalf of the County by the County or such other person or persons as may be designated by resolution of the Board and shall be delivered to the County Comptroller's Finance Department, which shall cause the same to be deposited to the Account.

D. Contributions deposited or credited to the Account and not expended by the close of any fiscal year, including interest earnings, shall remain separately identified and be carried forward to the next succeeding fiscal year solely for the purposes of the Account.

E. Any Contributions received subject to a restrictive condition shall be expended
60 strictly in accordance with such condition.

F. Contributions not immediately used may be invested and reinvested by the
62 Orange County Comptroller to earn interest in accordance with the Board approval Investment
Policy.

G. For each fiscal year, no moneys shall be disbursed from the Account until the
64 annual budget has been reviewed by the Advisory Board and approved by the County
66 Administrator or designee.

H. The books and records of the Account shall at all times be open to public
68 inspection and shall be subject to audits as required by statute and the Rules of the State Auditor
General.

70 **Section 4. Applicable Laws.** All actions of the Advisory Board shall be in
accordance with all applicable laws, including, but not limited to, the Code of Ethics for Public
72 Officers and Employees (Part III of Chapter 112 of Florida Statutes), the Florida Public Records
Law (Chapter 119, Florida Statutes) and the Florida "Government-in-the-Sunshine Law"
74 (Section 286.011, Florida Statutes).

Section 5. Severability. If any provision of this Resolution or the application thereof
76 to any person or circumstance is held invalid, the invalidity shall not affect other provisions or
applications of this Resolution which can be given effect without the invalid provision or
78 application and to this end the provisions of this Resolution are declared severable.

