

BCC Mtg. Date: October 31, 2017

# RESOLUTION

*of the*

**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**

*regarding*

**SPORTS INCENTIVE COMMITTEE**

**Resolution No. 2017-M-43**

**WHEREAS**, on November 1, 2016, the Orange County Board of County Commissioners ("Board") enacted Ordinance 2016-23 which authorized consolidated sports funding under the Tourist Development Plan for incentivizing sporting events in Orange County venues; and

**WHEREAS**, on August 1, 2017, the Board approved that certain Sixth Addendum to the Tourism Promotion Agreement between the County and the Orlando/Orange County Convention & Visitors Bureau, Inc., currently doing business as Visit Orlando, which established a process for approval of sports incentive funding proposals with the professional evaluation and assistance of Visit Orlando ("Sixth Addendum"); and

**WHEREAS**, the Sixth Addendum provides that a Sports Incentive Committee be established by County resolution to serve in an advisory capacity to the Board with the professional assistance of Visit Orlando; and

**WHEREAS**, the Board now desires to establish the Sports Incentive Committee.

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

**Section 1. Sports Incentive Committee** . The Orange County Board of County Commissioners hereby establishes the Tourist Development Tax Sports Incentive Committee ("Sports Incentive Committee").

**Section 2. Membership.**

**A. *Members.*** The Sports Incentive Committee shall be comprised of seven members, each of whom shall be registered voters in Orange County, Florida, including:

1. A chairperson selected by the County Mayor and confirmed by the Board;
2. One certified public accountant appointed by the Board;
3. One citizen representative appointed by the Board;
4. One representative of a major Central Florida theme park appointed by the Board;
5. One member nominated by Visit Orlando and appointed by the Board;
6. One member nominated by the Central Florida Hotel and Lodging Association and appointed by the Board; and
7. One member nominated by the International Drive Chamber of Commerce and appointed by the Board.

Prior to appointment by the Board, all nominees for appointment to the Sports Incentive Committee shall be required to supply such information and complete such questionnaires as shall be requested by the Orange County Agenda Development Office.

**B. *Terms.*** The terms of appointment shall be for three (3) years to expire on December 31<sup>st</sup> of the third year of the term of office. However, to provide for staggered terms, the terms of office for the initial members of the Sports Incentive Committee, shall be as follows:

1. The initial term of office for the citizen representative, the Visit Orlando representative and the International Drive Chamber of Commerce representative shall expire on December 31<sup>st</sup> on the second year of the term; and
2. The initial term of office for the Mayor's representative, the certified public accountant representative, the theme park representative and the Central Florida Hotel and Lodging Association representative shall expire on December 31<sup>st</sup> on the third year of the term.

Membership on the Sports Incentive Committee shall be limited to two (2) consecutive full terms. A vacancy occurring during a term shall be filled by the Board for remainder of the unexpired term. Each member shall hold office until a successor has been appointed.

**C. Removal.** Members of the Sports Incentive Committee shall serve at the pleasure of the Board and may be removed without cause and without entitlement to a hearing upon a vote of five (5) members of the Board.

**Section 3. Duties.** The Sports Incentive Committee shall, with the professional assistance of Visit Orlando, review applications for sports incentive funds authorized under the Tourist Development Plan and shall submit recommendations to the Board for final determination on funding requests. The Sports Incentive Committee is authorized to consider applications for Sports Incentive Funds; to rank applications; and to make written funding recommendations to the Board based on applicable Florida law and

guidelines established by the Board pursuant to ordinance, resolution or applicable provisions of tourism promotion agreements with Visit Orlando.

**Section 4. Meetings.** The Sports Incentive Committee shall conduct meetings in the Board's chambers or other appropriate meeting space in the Orange County Administration Building, on an as-needed basis, consistent with the requirements of the Sunshine Law. The Sports Incentive Committee shall establish rules and procedures for the conduct of its meetings. A majority of the Sports Incentive Committee membership shall constitute a quorum for the purpose of conducting the business of the Sports Incentive Committee and for all other purposes. Action may be taken by the Sports Incentive Committee upon a vote of a majority of the members present.

**Section 5. Officers.** The Chairperson shall be selected by the Mayor of Orange County. The Sports Incentive Committee shall elect a vice-chairperson from among its members. The term of such office shall be one (1) year, with eligibility for reelection for two additional terms. In the absence of the chairperson, the vice-chairperson shall preside and have the same powers and duties as the chairperson.

**Section 6. Applicable Laws.** All actions of the Sports Incentive Committee shall be in accordance with all applicable laws, including, but not limited to, the Code of Ethics for Public 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" (Section 286.011, Florida Statutes.) Sports Incentive Committee members shall receive orientation by Orange County staff and shall be subject to the financial disclosure requirements of section 112.3145, Florida

Statutes. However, the Sports Incentive Committee shall not be subject to Article VI, Chapter 2 of the Orange County Code of Ordinances.

**Section 7. Support.** The Sports Incentive Committee shall receive evaluations of proposals, validation of metrics for sporting events and other staff support from Visit Orlando. The Orange County Attorney's Office shall serve as legal counsel to the Sports Incentive Committee and all funding recommendations shall be subject to legal review by the County Attorney's Office.

**Section 8. Severability.** If any provision of this Resolution or the application thereof 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 application and to this end the provisions of this Resolution are declared severable.

**Section 9. Effective Date.** This resolution shall become effective upon the date of its adoption.

ADOPTED THIS \_\_\_\_\_ DAY OF OCT 31 2017, 2017.



ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

By: *Teresa Jacobs*  
Teresa Jacobs  
Orange County Mayor

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

By: *Katie Sweet*  
Deputy Clerk