

## **INDUSTRIAL DEVELOPMENT AUTHORITY BOARD OF DIRECTORS**

**MISSION:** The Industrial Development Authority of the County of Maricopa (the “Authority”) is a nonprofit corporation designated by statute as a political subdivision of the State of Arizona (the “State”), duly formed under the Arizona Revised Statutes Section 10-002, et seq. (relating to nonprofit corporations) (the “Non-Profit Act”) and the Arizona Revised Statutes Section 35-107, et seq. (relating to industrial development financing) (the “State Act”). The Authority is governed by a Board of Directors consisting of 9 members, each of whom must be a qualified elector of Maricopa County (the “County”), and elected by the Maricopa County Board of Supervisors. Note: The Authority’s Directors need not be a resident of any particular Supervisorial District. The Authority performs an essential government function by assisting in the financing of (a) commercial and industrial enterprises (b) safe, sanitary and affordable housing; and (c) healthcare facilities. The Authority primarily fulfills its essential government function through the issuance of multiple revenue bonds, the interest income on which may either be tax-exempt or taxable. In most instances, the Authority issues its bonds on a “conduit basis” for the benefit of the prospective user of the bond proceeds (the “Borrower”), who, in turn, ultimately has an obligation to pay (a) all the Authority’s direct and indirect costs associated with the issuance of the bonds, (b) the principal and interest on the bonds, and (c) a share of the Authority’s actual administrative expenses incurred for each of the Authority’s fiscal years during the period of time the Borrower’s bonds are outstanding. By statute, the Authority (x) does not have any taxing power, (y) is proscribed from pledging its full faith and credit, and (z) the Authority is also proscribed from pledging the full faith and credit or taxing power of the County for the repayment of the bonds. In addition to issuing municipal revenue bonds on a conduit basis, the Authority is involved in other activities.

**FORMATION AUTHORITY:** The Authority was formed in accordance with State Act Sections 35-702 and 35-703 by resolution of the Maricopa County Board of Supervisors dated November 5, 1973.

**COMPOSITION:** State Act Section 35-705 required: (1) the members of the Authority’s Board of Directors be elected by the Maricopa County Board of Supervisors; (2) that each member of the Board of Directors be a duly qualified elector of Maricopa County; (3) that no director shall be an officer or employee of Maricopa County; (4) that all directors shall declare any conflict of interest as provided in Arizona Revised Statute Section 38-504 et seq.; (5) that all of the Authority’s Directors shall serve without compensation, except that they shall be reimbursed for their actual expenses incurred in performance of their duties in the same manner as provided for other state officers; (6) that all powers of the Authority shall be vested in as Board of Directors which shall consist of any number of directors not less than 3 nor more than 9; and (7) hereinafter the terms of all directors shall be 6 years. Note: The Authority’s Directors terms are segregated into 3 sets of 3, with 1 set of Directors eligible for election or reelection in mid-December of every odd numbered year (Terms expire December 17<sup>th</sup>).

**DUTIES AND POWERS:** The Authority’s duties and powers are set for in State Act Section 35-706 and the Non Profit Act.

**MEETINGS:** The Authority meets at 8:00 a.m. on the second Tuesday of each calendar month in the Maricopa County Board of Supervisor’s Auditorium, 205 W. Jefferson, Phoenix, Arizona, 85003.

**LIAISON:** William Wilder, Ryley, Carlock and Applewhite, (602) 440-4802, fax (602) 257-9582.