

MEMORANDUM

Agenda Item No. 11(A)(15)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

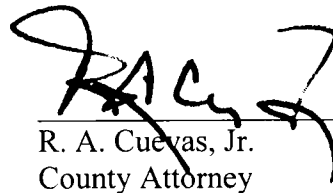
DATE: April 4, 2011

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution opposing SB 1296
or similar legislation that would
end the Florida Enterprise Zone
Program on July 1, 2011 or an
alternative early date; urging the
Florida Legislature not to pass
such legislation

Resolution No. R-265-11

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

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Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Agenda Item No. 11(A)(15)

Veto _____

4-4-2011

Override _____

RESOLUTION NO. R-265-11

RESOLUTION OPPOSING SB 1296 OR SIMILAR LEGISLATION THAT WOULD END THE FLORIDA ENTERPRISE ZONE PROGRAM ON JULY 1, 2011 OR AN ALTERNATIVE EARLY DATE; URGING THE FLORIDA LEGISLATURE NOT TO PASS SUCH LEGISLATION

WHEREAS, the Florida Enterprise Zone Program provides economic incentives to induce private investment in economically distressed areas; and

WHEREAS, the Florida Enterprise Zone Program has the goals of revitalizing and rehabilitating distressed areas, encouraging businesses to locate and expand in these areas, stimulating employment among area residents and enhancing the general social and economic well-being; and

WHEREAS, to achieve these goals, state and local governments provide investments and tax incentives to encourage businesses to invest and locate in designated enterprise zones; and

WHEREAS, these incentives include job and property tax credits as well as sales tax refunds; and

WHEREAS, in 2005, the Florida Legislature passed HB 1725 (Chapter 2005-287, Laws of Florida), which re-designated existing enterprise zones and extended the Enterprise Zone Program until December 31, 2015; and

WHEREAS, over the past five years, the Florida Enterprise Zone Program has awarded \$187 million in incentives, according to a report issued in January, 2011 by the Florida Legislature's Office of Program Policy Analysis & Government Accountability (OPPAGA), Report No. 11-01; and

WHEREAS, the OPPAGA report indicates that enterprise zones in Miami-Dade County have received 55 percent of the total amount of incentives statewide in the past five years, equaling approximately \$87.6 million in incentives; and

WHEREAS, Miami-Dade County's Enterprise Zone Program consists of three areas:

1. North Central, which encompasses a large part of Northwest Miami-Dade County, including Miami International and Opa-locka Airports, parts of east Hialeah, the Empowerment Zone and a satellite in North Dade;
2. South Dade, which covers part of the cities of Cutler Bay, Homestead and Florida City, as well as Perrine and Princeton; and
3. Miami Beach, which includes parts of South Beach, Collins Avenue and North Beach; and

WHEREAS, Senator Nancy Detert (R – Venice) has filed SB 1296 for consideration during the 2011 state legislative; and

WHEREAS, SB 1296 would accelerate the expiration of the Florida Enterprise Zone Program from December 31, 2015 to July 1, 2011, effectively ending the Florida Enterprise Zone Program in just a few months; and

WHEREAS, Governor Rick Scott and the Florida Legislature have set job creation as a critical priority for the 2011 session, but ending the Enterprise Zone Program could significantly hinder efforts to attract businesses and jobs to the most economically distressed areas of Florida; and

WHEREAS, this Board wishes to express its opposition to SB 1296,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Opposes SB 1296 or similar legislation that would accelerate the expiration of the Florida Enterprise Zone Program from December 31, 2015 to July 1, 2011, or an alternative early date effectively ending the Florida Enterprise Zone Program early, and urges the Florida Legislature not to pass such legislation.

Section 2. Directs the Clerk of the Board to transmit certified copies of the resolution to the Governor, Senate President, House Speaker, the Chair and Members of the Miami-Dade State Legislative Delegation and Senator Nancy Detert.

Section 3. Directs the County's state lobbyists to advocate against any legislation that would accelerate the expiration of the Florida Enterprise Zone Program, and authorizes and directs that the 2011 state legislative package be amended to include this item.

The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime. It was offered by Commissioner **Audrey Edmonson**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

	Joe A. Martinez, Chairman	aye
	Audrey M. Edmonson, Vice Chairwoman	aye
Bruno A. Barreiro	aye	Lynda Bell aye
Jose "Pepe" Diaz	aye	Carlos A. Gimenez aye
Sally A. Heyman	aye	Barbara J. Jordan aye
Jean Monestime	aye	Dennis C. Moss aye
Rebeca Sosa	aye	Sen. Javier D. Souto aye

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of April, 2011. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

DIANE COLLINS

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "Dae for JMM 11", is written over a horizontal line.

Jess M. McCarty