

MEMORANDUM

Agenda Item No. 11(A)(6)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

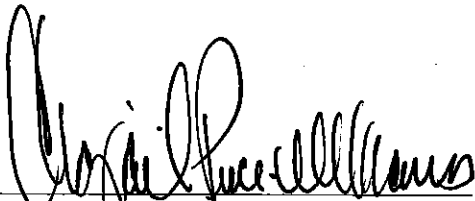
DATE: December 6, 2016

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution setting policy for
Miami-Dade County requiring
Qualified Target Industry
businesses to fill not less than 20
percent of the jobs created on a
project with residents of Miami-
Dade County as a condition of
the Miami-Dade County Board
of County Commissioners
adopting a resolution
recommending that the project
be approved as a Qualified
Target Industry business

Resolution No. R-1175-16

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jose "Pepe" Diaz and Co-Sponsor Commissioner Audrey M. Edmonson.



Abigail Price-Williams
County Attorney

APW/smm

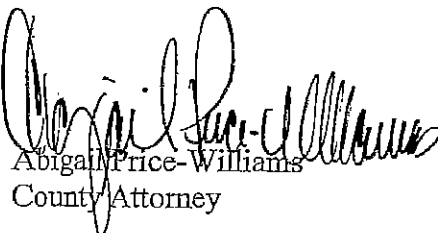


MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: December 6, 2016

FROM: 
Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(6)

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
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor'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
Veto _____
Override _____

Agenda Item No. 11(A)(6)
12-6-16

RESOLUTION NO. R-1175-16

RESOLUTION SETTING POLICY FOR MIAMI-DADE COUNTY
REQUIRING QUALIFIED TARGET INDUSTRY BUSINESSES TO
FILL NOT LESS THAN 20 PERCENT OF THE JOBS CREATED
ON A PROJECT WITH RESIDENTS OF MIAMI-DADE COUNTY
AS A CONDITION OF THE MIAMI-DADE COUNTY BOARD OF
COUNTY COMMISSIONERS ADOPTING A RESOLUTION
RECOMMENDING THAT THE PROJECT BE APPROVED AS A
QUALIFIED TARGET INDUSTRY BUSINESS

WHEREAS, this Board finds that attracting, retaining and providing favorable conditions for the growth of target industries provides high quality employment opportunities for residents of this county and enhances the county's economic foundations; and

WHEREAS, the Florida Legislature has pronounced similar objectives with respect to attracting and retaining certain target industries, and has codified these objectives in section 288.106(1), Florida Statutes (the "Act"); and

WHEREAS, the policy of the State is to encourage the growth of a high-value-added employment and economic base by providing tax refunds to qualified target industry businesses that create new high-wage employment opportunities by expanding existing businesses within the State or by bringing new businesses to the State; and

WHEREAS, the Florida Legislature, in support of the policy set forth in the Act, has enacted legislation creating the Qualified Target Industry Tax Refund Program ("QTI Program"), which permits tax refunds to qualified target industry businesses in accordance with the Act; and

WHEREAS, the refunds permitted under the QTI Program include the following taxes due and paid by the qualified target industry business: corporate income taxes under chapter 220, Florida Statutes, intangible personal property taxes under chapter 199, Florida Statutes, excise taxes under chapter 221, Florida Statutes, excise taxes on documents under chapter 201, Florida Statutes and ad valorem taxes paid, as defined in section 220.03(l), Florida Statutes; and

WHEREAS, the State requires an applicant requesting certification as a qualified target industry business to include with its application, among other things, a resolution adopted by the board of county commissioners of the county in which the project will be located that recommends that the target industry business be approved as a qualified target industry business and that the commitments of local financial support necessary for the target industry business exist; and

WHEREAS, such board of county commissioners may condition its support and recommendation; and

WHEREAS, the State also requires funding from local sources, public or private, ("Local Financial Support") to be paid to the Economic Development Trust Fund equal to 20 percent of the annual tax refund for a qualified target industry business; and

WHEREAS, in each application of a business seeking to be certified as a qualified target industry business, this Board has provided the Local Financial Support from Miami-Dade County's General Fund revenue; and

WHEREAS, although Miami-Dade County has provided the Local Financial Support, there has been no guarantee or requirement that the businesses would hire or employ any residents of Miami-Dade County; and

WHEREAS, it is in the best interest of Miami-Dade County and its residents to ensure that residents of Miami-Dade County have the opportunity to be employed in the high wage jobs created by qualified target industry businesses, especially when Miami-Dade County funds are being used to finance 20 percent of the tax refunds to those businesses through the Local Financial Support,

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

Section 1. The matters contained in the foregoing recitals are incorporated in this resolution by reference.

Section 2. This Board sets as its policy a requirement that Qualified Target Industry businesses fill not less than 20 percent of the jobs created on a project with residents of Miami-Dade County as a condition of this Board adopting a resolution recommending that the project be approved as a qualified target industry business.

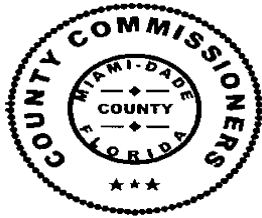
The Prime Sponsor of the foregoing resolution is Commissioner Jose "Pepe" Diaz and the Co-Sponsor is Commissioner Audrey M. Edmonson. It was offered by

Commissioner **Dennis C. Moss** , who moved its adoption. The motion was seconded by

Commissioner **Javier D. Souto** and upon being put to a vote, the vote was as follows:

	Jean Monestime, Chairman	aye	
	Esteban L. Bovo, Jr., Vice Chairman	aye	
Bruno A. Barreiro	aye	Daniella Levine Cava	absent
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Sally A. Heyman	aye	Barbara J. Jordan	aye
Joe A. Martinez	aye	Dennis C. Moss	aye
Rebeca Sosa	aye	Sen. Javier D. Souto	aye
Xavier L. Suarez	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 6th day of December, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.



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

HARVEY RUVIN, CLERK

By: **Christopher Agrippa**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

A handwritten signature in black ink, appearing to read "SDW", is written over a horizontal line.

Shannon D. Summerset-Williams