MEMORANDUM

Agenda Item No. 7(E)

(Second Reading: 5-2-23)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: March 7, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Ordinance relating to the Targeted Jobs Incentive Fund Program; amending section 2-1256 of the Code; eliminating the deadline for acceptance of applications by the Beacon Council

Ordinance No. 23-31

The accompanying ordinance was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Eileen Higgins and Co-Sponsor Commissioner Kevin Marino Cabrera.

For

Geri Bonzon-Keenan
County Attorney

GBK/gh

Memorandum

MIAMI-DADE COUNTY

Date: May 2, 2023

To: Honorable Chairman Oliver G. Gilbert III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

Daniella Levine Cava

Subject: Fiscal Impact Statement for Ordinance Relating to Eliminating Deadline Applications by Beacon Council

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The implementation of this Ordinance provides for the continuation of the TJIF Program, which allows companies, in targeted industries, that make a capital investment of at least $3 million and create at least 10 new jobs, to receive cash incentives from Countywide General Fund revenues. The incentives are structured reimbursements that are contingent upon the County's confirmation that all hiring and investment goals have been met or exceeded. As a result, this Ordinance will have a fiscal impact to the County based on the amount of capital investment made from these TJIF companies. The TJIF Program award may equal up to 2.140 percent of the total real property capital investment and 1.440 percent of the tangible personal property capital investment. Disbursements of the TJIF Program award is capped to not exceed the amount of incremental Countywide General Fund revenues the County generates by the capital investment. Additionally, for every 50 jobs created, an additional 0.150 percent of the total capital investment will be added to the incentive as the surplus job bonus.

Currently the County budgets $2.4 million for payments associated with the TJIF program on an annual basis. Extending the program will require additional funding (in excess of the current $2.4 million annual budget) depending on the number of applications approved by the Board. Since the number of applications vary by year, it is difficult to project a fiscal impact.

Jimmy Morales
Chief Operations Officer

Memorandum

MIAMI-DADE COUNTY

Date: May 2, 2023

To: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

From: Daniella Levine Cava
Mayor

Daniella Levine Cava

Subject: Social Equity Statement for Ordinance Amending Sections 2-1256 of the Code of Miami-Dade County, Florida Relating to the Targeted Jobs Incentive Fund (TJIF) Program

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The proposed ordinance amends Section 2-1256 of the Code of Miami-Dade County, which is related to the County's Targeted Jobs Incentive Fund (TJIF) Program. The TJIF Program is Miami-Dade County's own local business incentive program that works by providing cash incentives to qualifying companies in selected industries that create new above-average paying jobs and make a capital investment of at least $3 million. The incentives are structured reimbursements that are contingent upon the County's confirmation that all hiring and investment goals have been met or exceeded.

The Ordinance was last updated in February 2018. The proposed changes to the existing ordinance eliminate the deadline for acceptance of applications by the Beacon Council. It is designed to strengthen and enhance the TJIF Program and encourage continued participation from companies in targeted industries.

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Jimmy Morales
Chief Operations Officer

MEMORANDUM
(Revised)

TO: Honorable Chairman Oliver G. Gilbert, III
and Members, Board of County Commissioners

DATE: May 2, 2023

FROM: Geri Bonzon-Keenan
County Attorney

SUBJECT: Agenda Item No. 7(E)

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 present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) 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. 7(E)
5-2-23

ORDINANCE NO. 23-31

ORDINANCE RELATING TO THE TARGETED JOBS INCENTIVE FUND PROGRAM; AMENDING SECTION 2-1256 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; ELIMINATING THE DEADLINE FOR ACCEPTANCE OF APPLICATIONS BY THE BEACON COUNCIL; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

WHEREAS, on July 25, 2000, this Board adopted Ordinance No. 00-98, creating the Targeted Jobs Incentive Fund ("TJIF") program to encourage economic growth and development, the creation of above average paying jobs, the alleviation of economic disinvestment and unemployment and the creation of an enhanced business climate, particularly in distressed targeted areas; and

WHEREAS, Ordinance No. 00-98 contained a 10 year sunset provision which provided for the TJIF program's expiration on August 3, 2010; and

WHEREAS, on February 1, 2011, this Board adopted Ordinance No. 11-08 which deleted the sunset provision but added language which provided that businesses could only submit applications for TJIF incentives to the Beacon Council through September 30, 2020; and

WHEREAS, this Board has expressed its desire to not only continue the TJIF program but strengthen and enhance the program beyond providing incentives for businesses that submitted applications before September 30, 2020,

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. The foregoing recitals are approved and are incorporated herein.

Section 2. Section 2-1256 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:[1]

> **Sec. 2-1256. - Application process.**
>
> [[~~Through September 30, 2020, a~~]] >>A<< company wishing to participate in the TJIF Program will submit an application to The Beacon Council. Upon request, a Company's confidentiality will be protected for any information regarding a project's location and/or expansion evaluation of any site in Florida in accordance with Sections 288.075 and 288.1066 of the Florida Statues.

Section 3. This Board ratifies the approval of all TJIF applications submitted to the Beacon Council after September 30, 2020 and previously approved by this Board.

Section 4. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 5. It is the intention of the Board of County Commissioners, and it is hereby ordained that the provisions of this ordinance, including any sunset provision, shall become and be made a part of the Code of Miami-Dade County, Florida. The sections of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section," "article," or other appropriate word.

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[1] Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

Section 6. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED: May 2, 2023

Approved by County Attorney as to form and legal sufficiency: EWY for

Prepared by:

Shannon D. Summerset-Williams

Prime Sponsor: Commissioner Eileen Higgins
Co-Sponsor: Commissioner Kevin Marino Cabrera