

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Meeting Date: December 4, 2012 Consent Regular
 Ordinance Public Hearing

Department: Department of Economic Sustainability

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A Resolution By The Board Of County Commissioners Of Palm Beach County, Florida, Recommending Approval Of ADT, LLC, A Newly Created Corporate Entity, As A Qualified Target Industry (QTI) Business Pursuant To S.288.108, Florida Statutes; Providing For Local Financial Support For The Qualified Target Industry Tax Program Not To Exceed \$84,000 And The Quick Action Closing Fund In The Form Of A Job Growth Incentive Grant Not To Exceed \$100,000 Over A Three (3) Year Period.

Summary: On October 16, 2012, the Board of County Commissioners (BCC) adopted a Resolution (2012-1589) conceptually approving a Job Growth Incentive (JGI) Grant to ADT, LLC in an amount not to exceed \$184,000 as a portion of the local match for the State Qualified Target Industry Grant. The State requested changes to the language to process the State's portion of the incentive. **There is no additional fiscal impact. District 4 (DW)**

Background and Justification: ADT, LLC, is a provider of electronic security services serving over six million customers making it the largest corporation of its kind in North America and Canada. Palm Beach County and Enterprise Florida utilize the QTI Program to support relocation/expansion of business projects.

Attachments:

1. Resolution

Recommended By:  11-21-12
 Department Director Date

Approved By:  11-30-12
 Assistant County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact:

Fiscal Years	2013	2014	2015	2016	2017
Capital Expenditures					
Grant Expenditures	\$0	\$0	\$0		
External Revenues					
Program Income					
In-Kind Match (County)					
NET FISCAL IMPACT	\$*	\$0	\$0		

# ADDITIONAL FTE POSITIONS (Cumulative)	-0-	-0-	-0-		
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Is Item Included In Current Budget? Yes _____ No X
 Budget Account No.:

Fund _____ Dept _____ Unit _____ Object _____ Program Code/Period _____

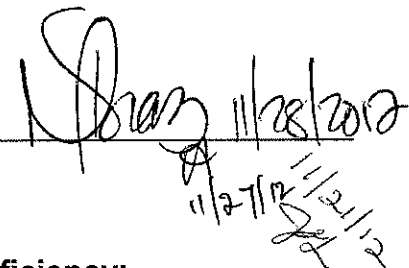
B. Recommended Sources of Funds/Summary of Fiscal Impact:

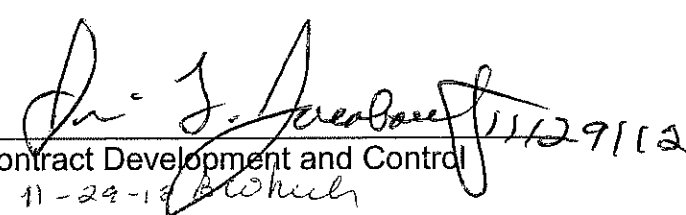
* Source of funds will be general fund contingency reserve dollars. On October 16, 2012 (R-2012-1589), the BCC authorized OFMB to administratively transfer budget in the amount of \$184,000 for this JGI project. No additional funds are required with this agenda item.

C. Departmental Fiscal Review: 
 Shairette Major, Fiscal Manager I

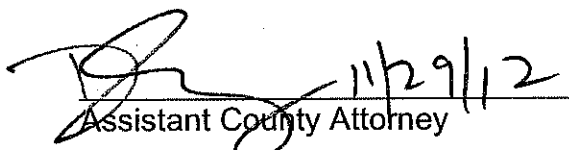
III. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Development and Control Comments:

 11/27/12
 OFMB

 11/29/12
 Contract Development and Control
 11-29-12

B. Legal Sufficiency:

 11/29/12
 Assistant County Attorney

C. Other Department Review:

 Department Director

(THIS SUMMARY IS NOT TO BE USED AS A BASIS FOR PAYMENT)

RESOLUTION NUMBER 2012-_____

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, RECOMMENDING APPROVAL OF ADT, LLC, A NEWLY CREATED CORPORATE ENTITY, AS A QUALIFIED TARGET INDUSTRY (QTI) BUSINESS PURSUANT TO s.288.108, FLORIDA STATUTES; PROVIDING FOR LOCAL FINANCIAL SUPPORT FOR THE QUALIFIED TARGET INDUSTRY TAX PROGRAM NOT TO EXCEED \$84,000 AND THE QUICK ACTION CLOSING FUND IN THE FORM OF A JOB GROWTH INCENTIVE GRANT NOT TO EXCEED \$100,000 OVER A THREE (3) YEAR PERIOD.

WHEREAS, ADT, LLC, a newly created corporate entity, is a world leader in electronic security services with 16,000 employees, with over 200 field offices, and serving 6,000,000 customers worldwide; and

WHEREAS, the ADT, LLC proposed project will involve the expansion and renovation of its current facility in Boca Raton, Florida, for a total capital investment of \$400,000; and

WHEREAS, ADT, LLC will create 120 new full-time jobs and retain 260 jobs in Palm Beach County at an average annual wage of \$81,110, excluding benefits, which is 200% greater than the average wage in Florida; and

WHEREAS, Palm Beach County's Department of Economic Sustainability estimates that the proposed project would result in a local economic impact of \$138 million over five (5) years; and

WHEREAS, ADT, LLC, a for-profit corporation, has filed a QTI Tax Refund Program application with Enterprise Florida, Inc., to seek State tax refunds; and

WHEREAS, ADT, LLC has been identified as a Target Industry Business and falls within one of the high-impact sectors designated under s.288.108, Florida Statute; and

WHEREAS, Palm Beach County's Job Growth Incentive program is used as local participation for the QTI and is designed to motivate businesses by providing funding assistance to either relocate to or establish a facility in Palm Beach County or to help an existing local business with an expansion project which will result in the creation of full-time jobs in Palm Beach County, increase the County's tax base, and strengthen and diversify the County's local economy; and

WHEREAS, Palm Beach County has determined that it will provide a Job Growth Incentive Grant to ADT, LLC of \$184,000 over a three (3) year period; and

WHEREAS, ADT, LLC is aware that in order to receive the award, the retrofit of \$400,000 to their facility must be completed, the 120 jobs must be created and the 260 jobs must be retained at an annual average salary of \$81,110 within three (3) years of the effective date of the Job Growth Incentive Grant agreement and retained for five (5) years from the date of compliance with the job creation requirement.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that the Board hereby recommends ADT, LLC, a newly created corporate entity, be approved as a Qualified Target Industry Business pursuant to s.288.108, Florida Statutes.

BE IT FURTHER RESOLVED, that the local financial support for the Qualified Target Industry Tax Refund exists in the amount of \$84,000, which amount will be made available in accordance with the guidelines set forth by the Florida Department of Economic Opportunity with the stipulation that these funds are intended to represent local financial support pursuant to s. 288.108, Florida Statutes.

BE IT FURTHER RESOLVED, that the amount of \$100,000 exists in order to provide a Job Growth Incentive Grant to ADT, LLC over a three (3) year period.

BE IT FURTHER RESOLVED, that the Palm Beach County Board of County Commissioners has determined the basis of this project's average private sector wage commitment calculation shall be 200% greater than the State's average annual wage.

This resolution shall take effect immediately upon its adoption.

The foregoing Resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and, being put to a vote, the vote was as follows:

- STEVEN L. ABRAMS, Chairman -
- PRISCILLA A. TAYLOR, Vice Chair -
- HAL R. VALECHE -
- PAULETTE BURDICK -
- SHELLEY VANA -
- MARY LOU BERGER -
- JESS R. SANTAMARIA -

The Chair thereupon declared the Resolution duly passed and adopted this ____ day of _____, 2012.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

APPROVED AS TO FORM AND LEGAL SELF SUFFICIENCY

ATTEST: SHARON R. BOCK, CLERK & COMPTROLLER

By: _____
Dawn S. Wynn,
Senior Assistant County Attorney

By: _____
Deputy Clerk