

SEP 20 2011 NP/BS

# RESOLUTION

*of the*  
**ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS**  
*regarding*

**CALLING A REFERENDUM ON AN ECONOMIC DEVELOPMENT  
AD VALOREM TAX EXEMPTION TO BE PLACED ON THE 2012  
PRESIDENTIAL PREFERENCE PRIMARY ELECTION BALLOT**

**Resolution No. 2011-M-39**

WHEREAS, Section 196.1995, Florida Statutes authorizes Counties to grant certain economic development tax exemptions under Section 3, Article VII of the Florida Constitution if the Board of County Commissioners votes to hold a referendum within its total jurisdiction to determine whether it may grant such economic development ad valorem tax exemptions; and

WHEREAS, the Board of County Commissioners of Orange County (the "Board") desires to create incentives for new businesses to locate in Orange County and to facilitate the expansion of existing businesses in Orange County; and

WHEREAS, the Board desires to call a referendum pursuant to Section 196.1995, Florida Statutes (2010), as amended by Chapter 2011-182, Laws of Florida, in order to determine whether it should be granted the authority to exempt, for a period of time of up to ten years, by ordinance up to 100% of the assessed value of all improvements to real property and of all tangible personal property made by or for the use of a new business or up to 100% of the assessed value of all added improvements to real property made to facilitate the expansion of an existing business and the net increase in all tangible personal property acquired to facilitate such expansion of an existing business.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY, FLORIDA:

**Section 1. Referendum Called.** That a referendum is hereby called pursuant to Section 196.1995, Florida Statutes, and the Orange County Supervisor of Elections is hereby directed to present the proposed economic development tax exemption to the Orange County electorate and place the below-described ballot question on the Ballot of the 2012 Presidential Preference Primary Election. The Board further authorizes the cost of such referendum as well as the cost of communicating factual information regarding the exemption to the public, to the extent permitted by Section 106.113, Florida Statutes, to be paid from the general funds of the county and directs the county mayor to prepare and effect such budget transfers as may be necessary for that purpose.

**Section 2. Ballot Title and Question.** The substance of the title and measure on the ballot shall read as follows:

**Title:**

AUTHORITY TO GRANT LIMITED PROPERTY TAX EXEMPTIONS  
FOR QUALIFIED BUSINESSES THAT CREATE NEW JOBS.

**Question:**

*Shall the Board of County Commissioners of Orange County be authorized to grant, pursuant to Section 3, Article VII of the State Constitution, property tax exemptions for new businesses and expansions of existing businesses that are expected to create new, full-time jobs in the county?*

\_\_\_ *Yes - For authority to grant exemptions*

\_\_\_ *No - Against authority to grant exemptions*

The ballot question shall also appear on the ballot in Spanish, and the county administrator, the county attorney, and the supervisor of elections are requested, authorized and directed to prepare

or obtain an accurate and appropriate Spanish translation of the above and to include it on the ballots distributed to county voters.

**Section 3. Severability.** If any clause, section or provision of this resolution shall be declared unconstitutional or invalid for any reason or cause, the remaining portion of said resolution shall be in full force and effect and be valid as if such invalid portion thereof had not been incorporated herein.

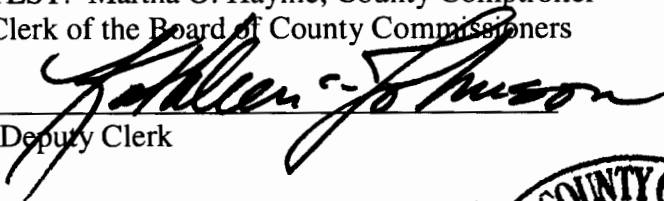
**Section 4. Effective Date.** This Resolution shall take effect upon the date of its adoption.

ADOPTED THIS 20<sup>TH</sup> DAY OF SEPTEMBER, 2011.

ORANGE COUNTY, FLORIDA  
By: Board of County Commissioners

BY:   
Teresa Jacobs, County Mayor

ATTEST: Martha O. Haynie, County Comptroller  
As Clerk of the Board of County Commissioners

BY:   
Deputy Clerk

