

RESOLUTION

of the

ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS

regarding

ADP, LLC

QUALIFIED TARGET INDUSTRY TAX REFUND

Resolution No. 2016-M-05

PREMISES

WHEREAS, in 1994, the Florida legislature passed legislation establishing a “Qualified Target Industry Tax Refund Program” (“QTI Program”) to encourage the creation of new high-wage job opportunities in Florida by providing “tax refunds” to qualified target industries; and

WHEREAS, ADP, LLC (ADP) is a subsidiary of Automatic Data Processing, Inc. which is headquartered in Roseland, New Jersey; and

WHEREAS, ADP is a comprehensive global provider of cloud-based Human Capital Management solutions that unite HR, payroll, talent, time, tax and benefits administration, and a leader in business outsourcing services, analytics and compliance expertise; and

WHEREAS, ADP seeks to locate their service center and regional headquarter operations preferably in Orange County in the City of Maitland; and

WHEREAS, ADP operations in Orange County would include customer service, implementation, IT and finance; and

WHEREAS, ADP anticipates creating approximately four hundred and eighty (480) new jobs in Orange County at an average annual salary of at least \$48,995, which is 115% of the prevailing average salary in Orange County; and

WHEREAS, ADP anticipates that the new jobs to be created will include customer service, IT, management and implementation positions; and

WHEREAS, ADP anticipates that these new jobs will be created according to the following schedule: Ninety-six (96) jobs by December 31, 2016; Ninety-six (96) jobs by December 31, 2017; Ninety-six (96) jobs by December 31, 2018; ninety-six (96) jobs by December 31, 2019; ninety-six (96) jobs by December 31, 2020; and

WHEREAS, ADP has applied to the Executive Office of the Governor, Department of Economic Opportunity for approval as a qualified QTI Program applicant, and has applied for \$1,440,000 in tax refunds from the State of Florida under the QTI Program, representing \$3,000 per job; and

WHEREAS, in order for ADP to be approved as a “qualified applicant” under the QTI Program, the Orange County Board of County Commissioners must adopt a resolution recommending the approval of ADP as a “target industry business,” and committing “local financial support” in an amount equal to 10% of the annual tax refund up to but not exceeding \$144,000 over the course of ADP’s eligibility as a “qualified applicant”; and

WHEREAS, Orange County’s “local financial support” of \$144,000 is contingent upon the City of Maitland passing a similar resolution for half of the local commitment in an amount equal to 10% of the annual tax refund up to but not exceeding \$144,000; and

WHEREAS, competition for ADP’s service center and headquarter operations exists outside of Florida, and financial incentives are necessary to ensure that this project comes to Orange County.

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

Section 1. The Board of County Commissioners of Orange County, Florida, hereby recommends that the State of Florida Department of Economic Opportunity approve ADP as a “qualified applicant” under the QTI Program.

Section 2. Subject to the terms of this Resolution, the Board hereby approves payments up to, but not exceeding, one hundred, forty-four thousand dollars (\$144,000) in “local financial support” required under the QTI Program. Such amount shall be payable to the Economic Development Incentives Account within the Economic Development Trust Fund as specified herein.

Section 3. The Board’s promise to pay the amount specified in this Resolution is contingent upon (i) appropriation by the Board in each applicable year authorizing payment of the revenues hereunder, (ii) ADP receiving the designation as a “qualified applicant” in connection with the QTI program, and (iii) on an annual basis, award by the State of Florida of tax refunds under the QTI program.

Section 4. Unless provided otherwise in this Resolution, the County shall pay “local financial support” in the following amounts:

FY 2016-2017	\$ 7,200
FY 2017-2018	\$ 14,400
FY 2018-2019	\$ 21,600
FY 2019-2020	\$ 28,800
FY 2020-2021	\$ 28,800
FY 2021-2022	\$ 21,600
FY 2022-2023	\$ 14,400
FY 2023-2024	\$ 7,200
Total	<u>\$ 144,000</u>

Such sums shall be paid from any legally available source or sources of revenue other than those specified in the QTI Program (or rules promulgated thereunder) as being ineligible for such purpose.

Section 5. In the event ADP is approved by the State of Florida for tax refunds in an amount less than the \$1,440,000 requested, the “local financial support” to be paid by the County to the Economic Development Incentives Account shall be proportionately reduced so that at no time will the County contribution exceed ten percent (10%) of the annual tax refund awarded to ADP under the QTI Program.

Section 6. This Resolution shall take effect upon receipt by the County of evidence that ADP has been approved as a “qualified applicant” and has become eligible for tax refunds under the QTI program, as described herein.

ADOPTED THIS JAN 26 2016 DAY OF January, 2016.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

BY: *Teresa Jacobs*
Teresa Jacobs
County Mayor

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

BY: *Katie Smith*
Deputy Clerk