

PASCO COUNTY, FLORIDA
INTEROFFICE MEMORANDUM

TO: Honorable Chairman and
Members of the Board of
County Commissioners

DATE: 5/10/10

FILE: CAO10-0036

SUBJECT: Pasco County Target Industry Job
Creation Incentive Ordinance
Final Public Hearing
BCC: 5/25/10; 1:30 p.m.; NPR

FROM: Jeffrey N. Steinsnyder
County Attorney

REFERENCES: All Commission Districts

It is recommended that the data herein presented be given formal consideration by the Board of County Commissioners.

DESCRIPTION AND CONDITIONS:

Please find before you for your consideration the proposed "Pasco County Target Industry Job Creation Incentive Ordinance." This ordinance was introduced to the Board on April 27, 2010 and has been prepared in coordination with the staff of the Pasco Economic Development Council, the County Administrator and the Office of Management and Budget, and in accordance with the Economic Element of the Comprehensive Plan. This proposed ordinance will supersede and repeal ordinance nos. 95-01 and 96-05 and replace them with a new ordinance. The new ordinance also supersedes and replaces ordinance no. 07-21 however; ordinance no. 07-21 shall remain in effect for businesses which have pulled a building permit prior to the effective date of the new ordinance until September 30, 2010. After September 30, 2010, ordinance no. 07-21 shall no longer be of force and effect.

The major change in this ordinance is that it will no longer grant incentives based on building permit fees or impact fees instead it will be a monetary incentive based on the number of jobs created and the position's salary. The previous ordinance based its incentive on fees owed for the building. Because of its deferral and waiver of impact fees, the business was required to provide security in case there was a default on the business' obligations under the Economic Incentive Agreement. This lessened the actual incentive for the business. Further, this approach actually is tied more closely to the jobs which are being created not for the infrastructure.

The proposed ordinance provides as follows:

- requires that businesses seeking County incentives as Target Businesses, at a minimum, qualify for state incentives and pay an average annual wage of at least 115% of the Pasco County average wage.
- a qualifying Target Business that is proposing a new development or expansion that will create at least ten (10) new full time jobs in the first year of operation is eligible for payment by the County of:
 - \$2,000 per job created if equal to or greater than 115% of the Pasco County annual average wage.
 - \$3,000 per job created if equal to or greater than 125% of the Pasco County annual average wage.
 - \$4,000 per job created if equal to or greater than 150% of the Pasco County annual average wage.
 - \$5,000 per job created if equal to or greater than 200% of the Pasco County annual average wage.
- new development and expansion of existing Target Businesses have the same qualifying criteria.
- the incentives are not exclusive and the Target Business may apply or qualify for or participate in other federal, state or local programs and may apply for as many incentives as they qualify for in the ordinance or other provisions of the Code or as otherwise approved by the Board of County Commissioners, which may include waiver of land development code or code of ordinance provisions.

At introduction the Board requested Section 6(3) be changed from four (4) weeks to thirty (30) days. A question was raised regarding the incentive for a business which was making a capital improvement in addition to crating jobs. Section 5(2) continues to allow expedited Plan Amendments, Zoning, Plan Review and Permitting as an additional incentive. Section 5(3) allows the Board to approve additional incentives.

ALTERNATIVES AND ANALYSIS:

1. Adopt the proposed Pasco County Target Industry Job Creation Incentive Ordinance.
2. Do not adopt the proposed Pasco County Target Industry Job Creation Incentive Ordinance.
3. Direct the County Attorney's Office or staff as to some other alternative.

RECOMMENDATION AND FUNDING:

The County Attorney's Office, County Administrator's Office and the Pasco Economic Development Council, recommend that the Board approve alternative number 1, accept public comment, adopt the Ordinance by role call vote, authorize the Chairman's signature to the Ordinance, and direct Board Records to file a certified copy of the Ordinance and the Coding Form with the Department of State within ten (10) days after enactment. It is further requested that Board Records distribute the Ordinance as follows:

- one (1) original to be retained by Board Records
- one (1) copy to Michele Baker, Chief Assistant County Administrator
- one (1) copy to Michael Nurrenbrock, Director, OMB, New Port Richey
- one (1) copy to Cindy Jolly, Development Director
- one (1) copy to John Hagen, President/CEO, Pasco Economic Development Council, 16506 Pointe Village Drive, Suite 101, Lutz, Florida 33558
- one (1) copy to Jeffrey N. Steinsnyder, County Attorney, New Port Richey along with a copy of the letter from the Department of State showing receipt of the Ordinance

No funding is required for this item.

Attachment: Pasco County Target Business Incentive Ordinance (1 original/5 copies)
Coding Form

cc: John J. Gallagher, County Administrator (w/attachment)
Michele Baker, Chief Assistant County Administrator (w/attachment)
Michael Nurrenbrock, Director, OMB (w/attachment)
Cindy Jolly, Development Director (*electronically*, w/attachment)
John Hagen, President/CEO, PEDC (*electronically*, w/attachment)