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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 the State of Florida by providing tax refunds to qualified target industries; and

Whereas, the City Council of the City of Orlando, Florida wishes to recommend that Limbach Facility Services, LLC (“LFS”) be approved by the Division of Strategic Business Development of the State of Florida as a qualified target industry business; and

Whereas, LFS is a targeted industry proposing to create high wage job opportunities in an industry highly coveted by other states and nations; and

1 **Whereas**, LFS falls within one of the high-impact sectors designated under
2 Florida Statute 288.108, specifically offering engineering and design services, and is
3 eligible to apply for the Qualified Target Industry Tax Refund with a High-Impact Sector
4 Bonus, pursuant to Florida Statute 288.106; and

5 **Whereas**, LFS is considering expanding its Florida operations in the City of
6 Orlando and thereby adding approximately 31 new jobs to the area; and

7 **Whereas**, LFS will commit to pay an average wage of \$74,500.00, which is
8 150% of the Orange County Annual Average Wage; and

9 **Whereas**, LFS has applied to the Office of the Governor, Division of Strategic
10 Business Development for approval as a QTI Program participant; and

11 **Whereas**, competition for LFS exists outside the State of Florida, and financial
12 incentives are necessary to ensure that the company expands in the City of Orlando rather
13 than elsewhere; and

14 **Now, therefore**, be it resolved by the City Council of the City of Orlando,
15 Florida, as follows:

16 1. The City Council of the City of Orlando, Florida, does hereby recommend
17 that the State of Florida Division of Strategic Business Development approve LFS as a
18 qualified target industry business as described by section 288.106, Florida Statutes.

19 2. In accordance with the requirements of section 288.106, Florida Statutes,
20 and subject to the terms of this resolution, the City of Orlando pledges an amount not to
21 exceed Thirty-Seven Thousand, Two Hundred Dollars and No Cents (\$37,200.00), which
22 represents the necessary commitment of local financial support for this qualified target
23 industry business. Such funds shall be payable to the Florida Economic Development

Trust Fund, with the stipulation that these funds are intended to represent the local participation element of section 288.106, Florida Statutes.

3. The pledge of funds pursuant to this resolution is contingent upon LFS being qualified by the State of Florida as a QTI Program participant and future budget appropriations by the Orlando City Council. The City of Orlando pledges local financial support in the amount of Twenty-Four Thousand, Eight Hundred Dollars and No Cents (\$24,800.00) for the Qualified Target Industry Tax Refund Program and Twelve Thousand, Four Hundred Dollars and No Cents (\$12,400.00) for the High-Impact Sector Refund Program for a total amount of Thirty-Seven Thousand, Two Hundred Dollars and No Cents (\$37,200.00) in the following amounts:

| <u>Fiscal Year</u> | <u>Phase 1</u> | <u>Phase 2</u> | <u>Phase 3</u> | <u>Phase 4</u> | <u>Total</u> |
|--------------------|----------------|----------------|----------------|----------------|-----------------|
| 2017/2018 | \$3,300 | | | | \$3,300 |
| 2018/2019 | \$3,300 | \$2,400 | | | \$5,700 |
| 2019/2020 | \$3,300 | \$2,400 | \$1,800 | | \$7,500 |
| 2020/2021 | \$3,300 | \$2,400 | \$1,800 | \$1,800 | \$9,300 |
| 2021/2022 | | \$2,400 | \$1,800 | \$1,800 | \$6,000 |
| 2022/2023 | | | \$1,800 | \$1,800 | \$3,600 |
| 2023/2024 | | | | \$1,800 | \$1,800 |
| TOTAL: | | | | | \$37,200 |

4. In the event that LFS is approved by the State of Florida for tax refunds in an amount less than the estimated amount, the total local financial support to be paid by the City shall be proportionately reduced so that the total tax refund awarded to LFS by the City will not exceed the actual percentage amount that was awarded by the City of the total tax refund awarded to LFS pursuant to the QTI Program.

5. This resolution takes effect immediately upon passage.

6. The City Attorney may correct scrivener's errors found in this resolution by filing a corrected copy of this resolution with the City Clerk.

7. If any provision of this resolution or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are severable.

Done, and then resolved upon final passage, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting of the City Council of the City of Orlando, Florida, this ____ day of _____, 2015.

Mayor/Mayor Pro Tem

Attesting:

****[seal]****

Celeste T. Brown
Orlando City Clerk

Date _____

Approved as to form and legality for the use and reliance of the City of Orlando, Florida, only.

Assistant City Attorney

Date _____

Print Name