

APPROVED  
BY ORANGE COUNTY BOARD  
OF COUNTY COMMISSIONERS  
FEB 11 2014 CAS/KH

**RESOLUTION**  
*of the*  
**ORANGE COUNTY BOARD OF COUNTY  
COMMISSIONERS**  
*regarding*  
**BOGEN COMMUNICATIONS INCORPORATED  
QUALIFIED TARGET INDUSTRY TAX REFUND**

Resolution No. 2014-M-02

**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**, Bogen Communications Incorporated (Bogen Communications) is headquartered in Ramsay, NJ; and

**WHEREAS**, Bogen Communications is a subsidiary of Bogen Corporation; and

**WHEREAS**, Bogen Communications is a leading provider of sound systems and telephone peripherals for commercial, industrial and institutional applications; and

**WHEREAS**, Bogen Communications seeks to locate their new business unit preferably in unincorporated Orange County; and

**WHEREAS**, Bogen Communications anticipates creating approximately ten (10) new jobs in Orange County at an average annual salary of at least \$84,672, which is over 200% of the prevailing salary of \$41,479 in Orange County; and

**WHEREAS**, Bogen Communications anticipates that the new jobs to be created will include approximately eight (8) IT positions; and two (2) engineering positions; and

**WHEREAS**, Bogen Communications anticipates that these new jobs will be created according to the following schedule: Ten (10) jobs by December 31, 2014; and

**WHEREAS**, Bogen Communications has applied to the Executive Office of the Governor, Office of Tourism, Trade, and Economic Development for approval as a qualified QTI Program applicant, and has applied for \$70,000 in tax refunds from the State of Florida under the QTI Program, representing \$7,000 per job; and

**WHEREAS**, in order for Bogen Communications 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 Bogen Communications as a “target industry

business,” and committing “local financial support” in an amount equal to 20% of the annual tax refund up to but not exceeding \$14,000 over the course of Bogen Communications’ eligibility as a “qualified applicant”; and

**WHEREAS**, competition for Bogen Communications headquarters operation 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 Office of Tourism, Trade, and Economic Development approve Bogen Communications 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, fourteen thousand dollars (\$14,000) 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) Bogen Communications 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 2014-2015	\$ 3,500
FY 2015-2016	\$ 3,500
FY 2016-2017	\$ 3,500
FY 2017-2018	\$ 3,500
Total	<u>\$ 14,000</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 Bogen Communications is approved by the State of Florida for tax refunds in an amount less than the \$70,000 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 twenty percent (20%) of the annual tax refund awarded to Bogen Communications under the QTI Program.

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

ADOPTED THIS FEB 11 2014 DAY OF February, 2014.



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: *Martha O. Haynie*  
Deputy Clerk