

RESOLUTION

of the
ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS
regarding
PUBLIX SUPERMARKETS, INC.
QUALIFIED TARGET INDUSTRY TAX REFUND
WITH AD VALOREM TAX ABATEMENT

Resolution No. 2015-M-25

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, Publix Supermarkets, Inc. is headquartered in Lakeland, FL with locations throughout the southeastern United States; and

WHEREAS, Publix Supermarkets, Inc. is the nation’s largest employee-owned supermarket chain and one of the ten largest volume supermarket chains in the country; and

WHEREAS, Publix Supermarkets, Inc. employs over 150,000 and has a total of 1,067 retail stores in Florida, Georgia, South Carolina, Alabama and Tennessee; and

WHEREAS, Publix Supermarkets, Inc. produces private label products in Publix dairy, bakery and deli manufacturing facilities; and

WHEREAS, Publix Supermarkets, Inc. is considering expanding their pharmacy distribution operations; and

WHEREAS, Publix Supermarkets, Inc. is considering Orange County for their expansion; and

WHEREAS, Publix Supermarkets, Inc. anticipates creating approximately sixty-seven (67) new jobs in Orange County at an average annual salary of at least \$48,995, which is 115% of the prevailing salary of \$42,604 in Orange County; and

WHEREAS, Publix Supermarkets, Inc. has applied to the Executive Office of the Governor, Department of Economic Opportunity (DEO) for approval as a qualified QTI Program applicant, and has applied for two hundred and one thousand dollars (\$201,000) in tax refunds from the State of Florida under the QTI Program, representing three thousand dollars (\$3,000) per job; and

WHEREAS, in order for Publix Supermarkets, Inc. 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 Publix Supermarkets, Inc. as a “target industry business,” and committing “local financial support” in an amount equal to 20% of the annual tax refund over the course of Publix Supermarkets, Inc.’s eligibility as a “qualified applicant”; and

WHEREAS, competition for Publix Supermarkets, Inc.’s Pharmacy Distribution expansion 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 Publix Supermarkets, Inc. as a “qualified applicant” under the QTI Program pursuant to s.288.106, Florida Statutes.

Section 2. The Board verifies that the necessary local financial support for the Qualified Target Industry Tax Refund Program exists in the amount of \$40,200, which equals 20% of the total tax refund requested, and will be provided in the form of ad valorem tax abatement granted to Publix Supermarkets, Inc. pursuant to s.196.1995, Florida Statutes.

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) Publix Supermarkets, Inc. 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.

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

ADOPTED THIS AUG 04 2015 DAY OF August, 2015.

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: *Jessica Moore*
for Deputy Clerk

