

**RESOLUTION NO. R-20-118**

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, REGARDING ECONOMIC DEVELOPMENT; AUTHORIZING ECONOMIC DEVELOPMENT INCENTIVES PURSUANT TO FLORIDA STATUTE 125.045 FOR “PROJECT BAXTER” FOR FISCAL YEARS 2021 THROUGH 2026; PROVIDING FINDINGS; APPROVING ECONOMIC DEVELOPMENT INCENTIVES; APPROVING THE FORM OF A FUNDING AGREEMENT; AUTHORIZING THE EXECUTION OF A FUNDING AGREEMENT; PROVIDING THAT INCENTIVES ARE SUBJECT TO AVAILABILITY OF FUNDS; PROVIDING FOR SEVERABILITY AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Florida Statue 125.045 (the “Act”) provides that the County may expend public funds to attract and retain business enterprises, and the use of public funds toward the achievement of such economic development goals constitutes a public purpose, including expending public funds to make grants to private enterprises for the expansion of businesses existing in the community or the attraction of new businesses to the community; and

**WHEREAS**, a business has applied for economic development incentives for a project to locate in the County within the meaning of the Act, and the project has been designated “Project Baxter” (hereinafter, the “Project”); and

**WHEREAS**, the Project is an advanced manufacturing company that pays in excess of 150% of the average 2018 Manatee County annual wage; and

**WHEREAS**, the Project will locate a facility in Manatee County and will create twenty-five (25) new jobs over the next five years; and

**WHEREAS**, expansion of the tax base and growth of higher paying jobs is vital to maintaining economic diversity and improving quality of life in Manatee County; and

**WHEREAS**, the Manatee County Board of County Commissioners wishes to provide financial incentives for the Project to locate in Manatee County as authorized pursuant to the Act.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, AS FOLLOWS:**

**SECTION 1. FINDINGS.** The Board hereby makes the following findings:

- A. The recitals set forth above are true and correct;
- B. Providing economic development incentives for the Project serves a valid public

purpose pursuant to the Act; and

- C. It is in the best interest of the County, and furthers the purposes of the Act, to approve economic development incentives for the Project, and to approve the form of, and authorize the execution of, a funding agreement for such economic development incentives.

**SECTION 2. APPROVAL OF ECONOMIC DEVELOPMENT INCENTIVES.** Based on the findings set forth above, the Board hereby approves the following economic development incentives for the Project:

- A. If the Project meets the local Economic Development Incentive (“EDI”) Grant program criteria for creation of a minimum of ten (10) and a maximum of twenty-five (25) quality jobs, the Project may receive an EDI for locating in Manatee County in an amount not to exceed:

<b>EDI</b>	<b><u>\$50,000</u></b>
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The total extent of Manatee County’s participation shall not exceed \$50,000 for the EDI Grant. The participation shown above shall be subject to the Project’s employment requirements and annual appropriations in the County budget each fiscal year.

- B. If the Project meets the EDI Grant program criteria for creation of a minimum of 10 quality jobs, the Project may receive an Inclusive Economic Development Bonus Incentive for locating in Manatee County in an amount not to exceed:

<b>Inclusive Economic Development Bonus</b>	<b><u>\$18,000</u></b>
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The incentive is customized per business based on the number of jobs created and the average annual wage and is paid based on performance over a five-year period. Graduates from county-approved Inclusive Economic Development programs are eligible to be connected to the new jobs created and those that are hired must maintain those jobs for a minimum of 6 months. The company may hire up to six (6) employees that are graduates of county-approved Inclusive Economic Development programs.

All economic development incentives approved pursuant to this Section shall be subject to the terms and conditions of, and provided in accordance with, (i) a funding agreement (“Funding Agreement”) to be executed between the County and the Project owner in accordance with this Resolution and (ii) the requirements of the Act.

**SECTION 3. APPROVAL OF FUNDING AGREEMENT.** The Board hereby approves the form of the Funding Agreement substantially in the form attached hereto as Exhibit “A”.

**SECTION 4. AUTHORIZATION TO EXECUTE.** The County Administrator and the Director

of Redevelopment and Economic Opportunity are hereby authorized and directed to execute, deliver, amend and accept the Funding Agreement consistently with this Resolution and the incentives approved in Section 1 hereof, substantially in the form attached hereto, with such insubstantial changes, insertions and omissions, and such exhibits thereto, as may be approved by the County Administrator or the Director of Redevelopment and Economic Opportunity, the execution thereof being conclusive evidence of such approval.

**SECTION 5. INCENTIVES SUBJECT TO AVAILABILITY OF FUNDS.** The economic development incentives for the Project authorized pursuant to this Resolution are subject to the budgeting and appropriation of legally available funds by the Board in each fiscal year for such purpose.

**SECTION 6. SEVERABILITY.** If any section, sentence, clause or other provision of this Resolution shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed as to render invalid or unconstitutional the remaining sections, sentences, clauses or provisions of this Resolution.

**SECTION 7. EFFECTIVE DATE.** This Resolution shall take effect immediately upon its adoption.

**ADOPTED WITH A QUORUM PRESENT AND VOTING THIS THE 11th DAY OF AUGUST, 2020.**

**MANATEE COUNTY, FLORIDA  
BOARD OF COUNTY  
COMMISSIONERS**

By: \_\_\_\_\_  
Chairperson  
Betsy Benac

ATTEST: ANGELINA COLONNESO  
CLERK OF THE CIRCUIT  
COURT AND COMPTROLLER

By: \_\_\_\_\_  
Deputy Clerk

**EXHIBIT "A"**  
**FORM OF FUNDING AGREEMENT**

**[to be attached]**