

**FRUITA CITY COUNCIL
WORKSHOP MEETING
JUNE 23, 2015
6:30 PM**

1. THURSDAY NIGHT CONCERT SERIES DOG AREA TRIAL AND DISCUSSION ABOUT LIMITED VENDORS AT THE CONCERTS (6:30 – 7:00 PM)
2. OVERVIEW OF JUMP START COLORADO BILL AND DISCUSSION OF CITY OPTING IN (7:00 – 7:15 PM)
3. DOWNTOWN STREETScape PROJECT DISCUSSION (7:15 – 7:45 PM)
4. LETTER OF SUPPORT FOR THE ENTERPRISE ZONE (7:45 – 8:00 PM)
5. OTHER ITEMS (8:00 PM)
6. ADJOURN



AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR
FROM: MICHAEL BENNETT, CITY MANAGER
DATE: JUNE 23, 2015
RE: THURSDAY NIGHT CONCERT SERIES DOG AREA TRIAL AND DISCUSSION ABOUT LIMITED VENDORS AT THE CONCERTS

BACKGROUND

At the May 26 City Council Workshop, it was decided that the first three concerts in June would be a trial period for designating a dog-friendly area for patrons who wish to bring their leashed dogs to the concerts. This item on the agenda is to discuss the results of the trial period and whether there is interest in continuing or not a dog-friendly area.

In addition, staff would like to visit the idea of limited vendors at the concerts that do not provide a direct competition on our existing businesses. Staff will open up a discussion to see if this is something City Council would like to pursue or entertain.



AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR
FROM: MICHAEL BENNETT, CITY MANAGER
DATE: JUNE 23, 2015
RE: JUMP-START COLORADO

BACKGROUND

In the recent legislative session, Senate Bill 15-282 was introduced and approved. Attached is a detailed summary and also the bill itself. In short this is a bill that provides the opportunity for the City of Fruita to participate in state incentives for new businesses to Colorado that meet certain criteria. Incentives the bill allows for include for up to four years (with a 4-yr. extension opportunity) free of sales taxes, business personal property taxes, business taxes and corporate taxes. Employees of the qualifying company would be free of state income tax for up to five years.

As an economic development tool for distressed areas such as Mesa County, it is important that we discuss the implications of this legislation and what the City's role could be. The City Manager will present an overview of the bill and introduce one of two options the City would need to adopt to participate (as detailed on page 16 of the bill) prior to the January 1, 2016 implementation of the law. These options are to adopt a resolution that either agrees to provide the incentives listed in the bill to all new businesses that meet the requirements or adopt a limited resolution to provide the incentives and an additional resolution that the City will choose to provide the incentives on a case-by-case basis.

Jump-Start Colorado

Jump-Start Colorado is a proposal to help spur employment, economic development and new businesses in economically distressed areas by comparison to state averages. It provides for a tax-friendly environment (tax credit) for qualifying start-ups and expanding businesses. It also incorporates a relationship with academic institutions that will host these new businesses.

- Qualifying businesses locating within an approved tax-friendly zone may operate for up to 4 years (with the opportunity for a 4 year extension) free of sales taxes, business personal property taxes, business taxes and corporate taxes. Employees of these companies will pay no state income tax.
- The goal is to bring in net new jobs in industries such as advanced materials and manufacturing, medical device manufacturing, aviation, food sciences/processing, machining, biotech and life sciences and other technology related companies that don't compete with other existing jobs within the state.
- Qualifying businesses must create a minimum of 5 **net new jobs** and satisfy the following criteria:
 - New to the state
 - Not moving existing jobs into the Tax-Friendly Zone from another area in the state
 - Not part of a business that is substantially similar in operation to and does not directly compete with the core function of a business that is currently operating in the state
 - Adds to the economic base and exports goods and services outside the highly distressed area
- Four-year or two-year universities or colleges in eligible counties will apply to the state Office of Economic Development and International Trade (OEDIT), which will operate the program and publish rules and regulations. The state office will establish rules regarding application requirements, conflict of interest, and the process for determining whether a business is not substantially similar in operation.
- To qualify as distressed, counties must have a population of less than 250,000 and reflects indicators of a distressed area such as:
 - Per capita income substantially below the state average
 - Growth of local GDP is substantially below the state average over the preceding 5 year period
 - Unemployment rates that are substantially above the state average over 5 years
 - A net loss of workforce measured over five years
 - Failure to recover from a loss over the prior ten years
 - A countywide concentration of pupils eligible for the federal Free and Reduced Lunch program
- A net new hire is an individual who has performed labor or services in the "Rural Jump Start Zone" for the new business for more than 6 months from the date hired and for which such an individual receives a federal W-2 form and where the job performed is:
 - A full-time, wage paying job or equivalent to a full-time, wage paying job requiring at least 35 hours per week
 - Has a salary equal to or greater than the average county salary
- **Counties and municipalities in qualifying areas must opt into the program and provide resolutions affirming that it will provide an incentive agreement.**
- Businesses and industries that relocate or expand in Colorado **must align with a college or university's academic mission.** Applications submitted by the schools must include:
 - Qualifications for inclusion in the tax-friendly zone
 - Relationship between the school and business that show the new business will result in a positive benefit to the community and school's academic mission
 - Identification of local governments and jurisdictions that make up the boundaries
 - Resolutions from local governments indicating they agree to incentive payments, exemptions or credits to offset the imposition of all local taxes

An Act

SENATE BILL 15-282

BY SENATOR(S) Scott and Johnston, Cadman, Scheffel, Crowder, Donovan, Garcia, Grantham;
also REPRESENTATIVE(S) Duran and Willett, DelGrosso, Becker K., Brown, Conti, Coram, Danielson, Esgar, Fields, Garnett, Hamner, Kraft-Tharp, Lee, Lontine, Melton, Mitsch Bush, Pettersen, Primavera, Priola, Rankin, Rosenthal, Ryden, Salazar, Singer, Tate, Vigil, Wilson, Windholz, Winter, Young.

CONCERNING THE ESTABLISHMENT OF A RURAL JUMP-START PROGRAM IN HIGHLY DISTRESSED COUNTIES OF THE STATE FOR NEW BUSINESSES THAT BRING NEW JOBS TO THE STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, add article 30.5 to title 39 as follows:

ARTICLE 30.5 **Rural Jump-Start Zone Act**

39-30.5-101. Short title. THIS ARTICLE SHALL BE KNOWN AND MAY BE CITED AS THE "RURAL JUMP-START ZONE ACT".

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

39-30.5-102. Legislative declaration. (1) THE GENERAL ASSEMBLY HEREBY FINDS AND DECLARES THAT:

(a) WHILE OVERALL THERE ARE IMPROVEMENTS TO THE COLORADO ECONOMY, THERE STILL EXISTS A SIGNIFICANT CONTRACTION OF LOCAL ECONOMIES IN CERTAIN AREAS OF THE STATE;

(b) IMPORTANTLY, THOSE AREAS ARE EXPERIENCING INCREASED ECONOMIC DOWNTURN AS MEASURED BY CHANGES IN SUCH FACTORS AS POPULATION, EMPLOYMENT, WEEKLY WAGE, ASSESSED VALUE OF ALL PROPERTY, AND CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH; AND

(c) COLORADO'S MANY DIVERSE ASPECTS ARE WHAT MAKE IT SUCH A UNIQUE AND WONDERFUL STATE, WITH VARYING ECONOMIC SECTORS AND REGIONS MAKING ITS STRENGTH GREATER THAN THE SUM OF ITS PARTS. IT IS IMPERATIVE THAT ALL SECTORS OF THE STATE BE KEPT INDEPENDENTLY STRONG AND BE GIVEN THE CHANCE TO IMPROVE, PROSPER, AND CONTRIBUTE TO THE WHOLE, FROM WHICH ALL BENEFIT. THE GENERAL ASSEMBLY IS COMMITTED TO REACHING OUT TO ALL SUCH AREAS TO ENSURE THIS GOAL IS MET.

(2) THE GENERAL ASSEMBLY FURTHER FINDS AND DECLARES THAT ESTABLISHING CERTAIN RURAL JUMP-START ZONES IS BEST SUITED TO BRING ABOUT THE ECONOMIC VITALITY SO CRITICALLY NEEDED IN THOSE REGIONS.

(3) THE GENERAL ASSEMBLY FINDS THAT, BY ATTRACTING BUSINESSES THAT ARE COMPLETELY NEW TO COLORADO, ECONOMIC GROWTH WILL OCCUR IN DISTRESSED COUNTIES WITHOUT NEGATIVELY IMPACTING OTHER AREAS OF THE STATE AND, WHILE CERTAIN TAXES, SUCH AS BUSINESS PERSONAL PROPERTY TAXES, WILL NOT BE COLLECTED WITHIN THE RURAL JUMP-START ZONE, THE NET IMPACT OF THOSE UNCOLLECTED TAXES WILL RESULT IN A NET POSITIVE IMPACT TO THE STATE, THE DISTRESSED COUNTY, AND THE INTERESTED MUNICIPALITY.

39-30.5-103. Definitions. AS USED IN THIS ARTICLE, UNLESS THE CONTEXT OTHERWISE REQUIRES:

(1) "COLORADO ECONOMIC DEVELOPMENT COMMISSION" OR "COMMISSION" MEANS THE COLORADO ECONOMIC DEVELOPMENT

COMMISSION CREATED IN SECTION 24-46-102, C.R.S.

(2) "CREDIT CERTIFICATE" MEANS A STATEMENT ISSUED BY THE COMMISSION CERTIFYING THAT THE NEW BUSINESS OR NEW HIRE QUALIFIES FOR AN INCOME TAX CREDIT ALLOWED IN SECTION 39-30.5-105. THE CREDIT CERTIFICATE SHALL NOT SPECIFY THE AMOUNT OF THE CREDIT, BUT MUST SPECIFY THAT THE NEW BUSINESS OR NEW HIRE IS ELIGIBLE FOR THE CREDIT.

(3) "DEPARTMENT" MEANS THE DEPARTMENT OF REVENUE.

(4) "DISTRESSED COUNTY" MEANS A COUNTY WITH A POPULATION OF LESS THAN TWO HUNDRED FIFTY THOUSAND AND THAT REFLECTS INDICATORS OF ECONOMIC DISTRESS SUCH AS:

(a) PER CAPITA INCOME THAT IS SUBSTANTIALLY BELOW THE STATEWIDE AVERAGE;

(b) LOCAL GROSS DOMESTIC PRODUCT OR SIMILAR PERFORMANCE MEASURES THAT ARE SUBSTANTIALLY BELOW THE STATEWIDE AVERAGE OVER THE PRECEDING FIVE-YEAR PERIOD;

(c) UNEMPLOYMENT LEVELS THAT ARE SUBSTANTIALLY ABOVE THE STATEWIDE AVERAGE OVER THE PRECEDING FIVE-YEAR PERIOD;

(d) A NET LOSS OF PEOPLE OF WORKFORCE AGE MEASURED OVER THE PRECEDING FIVE-YEAR PERIOD, OR A FAILURE TO RECOVER FROM A LOSS OVER THE PRECEDING TEN-YEAR PERIOD; OR

(e) A COUNTYWIDE CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH PURSUANT TO THE FEDERAL "NATIONAL SCHOOL LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ., GREATER THAN THE STATEWIDE AVERAGE CONCENTRATION OF PUPILS ELIGIBLE FOR FREE LUNCH.

(5) "GUIDELINES" MEANS THE GUIDELINES DEVELOPED BY THE COMMISSION AS SPECIFIED IN SECTION 39-30.5-104 (1).

(6) "MUNICIPALITY" MEANS A MUNICIPALITY AS DEFINED IN SECTION 31-1-101 (6), C.R.S., WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES.

(7) "NEW BUSINESS" MEANS A BUSINESS THAT:

(a) IS NOT OPERATING IN THE STATE AT THE TIME IT SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM;

(b) IS NOT MOVING EXISTING JOBS INTO THE RURAL JUMP-START ZONE FROM ANOTHER AREA IN THE STATE;

(c) HIRES AT LEAST FIVE NEW HIRES;

(d) IS NOT SUBSTANTIALLY SIMILAR IN OPERATION TO AND DOES NOT DIRECTLY COMPETE WITH THE CORE FUNCTION OF A BUSINESS THAT IS OPERATING IN THE STATE AT THE TIME THE NEW BUSINESS SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM; AND

(e) ADDS TO THE ECONOMIC BASE AND EXPORTS GOODS AND SERVICES OUTSIDE THE DISTRESSED COUNTY.

(8) "NEW HIRE" MEANS AN INDIVIDUAL WHO HAS PERFORMED LABOR OR SERVICES IN THE RURAL JUMP-START ZONE FOR THE NEW BUSINESS FOR MORE THAN SIX MONTHS FROM THE DATE HIRED AND FOR WHICH SUCH INDIVIDUAL RECEIVES A FEDERAL FORM W-2 AND WHERE THE JOB PERFORMED BY THE INDIVIDUAL:

(a) IS EITHER A FULL-TIME, WAGE-PAYING JOB OR IS EQUIVALENT TO A FULL-TIME, WAGE-PAYING JOB REQUIRING AT LEAST THIRTY-FIVE HOURS PER WEEK; AND

(b) HAS A SALARY OR COMPENSATION EQUAL TO OR GREATER THAN THE COUNTY AVERAGE ANNUAL WAGE.

(9) "RURAL JUMP-START ZONE" MEANS AN AREA WITHIN THE BOUNDARIES OF A DISTRESSED COUNTY THAT IS EITHER:

(a) IN ONE OR MORE INCORPORATED PORTIONS OF THE DISTRESSED COUNTY IF THE MUNICIPALITY PROVIDES THE COMMISSION WITH A GENERAL RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 AGREEING TO PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR CREDITS TO OFFSET THE IMPOSITION

OF BUSINESS PERSONAL PROPERTY TAX ON AND, IF THE MUNICIPALITY WISHES, TO OFFSET THE IMPOSITION OF ANY OTHER MUNICIPAL TAX ON ALL NEW BUSINESSES IN ORDER TO BE A PARTICIPANT IN THE RURAL JUMP-START ZONE PROGRAM;

(b) IN ONE OR MORE INCORPORATED PORTIONS OF THE DISTRESSED COUNTY IF THE MUNICIPALITY PROVIDES THE COMMISSION WITH A LIMITED RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 THAT INDICATES THE MUNICIPALITY AGREES TO ONLY PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR CREDITS TO OFFSET THE IMPOSITION OF BUSINESS PERSONAL PROPERTY TAX ON AND, IF THE MUNICIPALITY WISHES, TO OFFSET THE IMPOSITION OF ANY OTHER MUNICIPAL TAX ON A SPECIFIC NEW BUSINESS IN ORDER TO BE A LIMITED PARTICIPANT IN THE RURAL JUMP-START ZONE PROGRAM; OR

(c) IN THE UNINCORPORATED PORTIONS OF THE DISTRESSED COUNTY.

(10) "RURAL JUMP-START ZONE PROGRAM" MEANS THE RURAL JUMP-START ZONE PROGRAM CREATED IN THIS ARTICLE.

(11) "STATE INSTITUTION OF HIGHER EDUCATION" MEANS A STATE INSTITUTION OF HIGHER EDUCATION AS DEFINED IN SECTION 23-18-102 (10), C.R.S., A JUNIOR COLLEGE, OR AN AREA VOCATIONAL SCHOOL THAT:

(a) HAS A CAMPUS LOCATED IN THE DISTRESSED COUNTY; OR

(b) INCLUDES A DISTRESSED COUNTY IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA.

39-30.5-104. Rural jump-start zone program requirements - commission guidelines - definitions. (1) (a) THE COMMISSION SHALL DEVELOP GUIDELINES FOR THE ADMINISTRATION OF THE RURAL JUMP-START ZONE PROGRAM CREATED IN THIS ARTICLE, INCLUDING, BUT NOT LIMITED TO:

(I) APPLICATION REQUIREMENTS;

(II) GUIDELINES REGARDING THE ISSUING OF CREDIT CERTIFICATES;
AND

(III) GUIDELINES CONCERNING THE PROCESS BY WHICH THE COMMISSION WILL DETERMINE WHETHER A NEW BUSINESS IS NOT SUBSTANTIALLY SIMILAR IN OPERATION TO AND DOES NOT DIRECTLY COMPETE WITH THE CORE FUNCTION OF A BUSINESS THAT IS OPERATING IN THE STATE AT THE TIME THE NEW BUSINESS SUBMITS ITS APPLICATION TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM.

(b) THE GUIDELINES MUST BE POSTED ON THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT'S WEB SITE NO LATER THAN DECEMBER 1, 2015.

(c) IN DEVELOPING THE GUIDELINES, THE COMMISSION SHALL FOLLOW THE POLICIES OF THE COLORADO COMMISSION ON HIGHER EDUCATION REGARDING SERVICE AREAS AND REGIONAL EDUCATION PROVIDERS.

(2) NO LATER THAN DECEMBER 1, 2015, THE COMMISSION SHALL DETERMINE WHICH OF THE STATE'S COUNTIES ARE DISTRESSED COUNTIES. IF A DISTRESSED COUNTY IS INTERESTED IN PARTICIPATING IN THE RURAL JUMP-START ZONE PROGRAM, THE DISTRESSED COUNTY SHALL PROVIDE THE COMMISSION WITH A RESOLUTION DESCRIBED IN SECTION 39-30.5-106.

(3) EACH DISTRESSED COUNTY SHALL RETAIN ITS DESIGNATION AS A DISTRESSED COUNTY FOR THREE YEARS FROM THE DATE OF THE DESIGNATION. AFTER THE THREE-YEAR PERIOD, THE COMMISSION SHALL REVIEW THE DESIGNATION. IF THE COMMISSION DETERMINES THAT THE COUNTY IS NO LONGER DISTRESSED, THE NEW BUSINESS AND THE NEW HIRES RETAIN THE BENEFITS SPECIFIED IN SECTION 39-30.5-105 FOR THE REMAINING PORTION OF THE FOUR-YEAR PERIOD OUTLINED IN THAT SECTION, OR THE REMAINING EXTENDED PERIOD IF THE COMMISSION GRANTS AN EXTENSION OF THE PERIOD PURSUANT TO SECTION 39-30.5-105 (1) (a) (II), (2) (a) (II), OR (3) (b).

(4) (a) A STATE INSTITUTION OF HIGHER EDUCATION INTENDING TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM SHALL ADOPT A CONFLICT OF INTEREST POLICY. THE CONFLICT OF INTEREST POLICY MUST PROVIDE THAT:

(I) A REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION MAY NOT USE THE RELATIONSHIP BETWEEN THE STATE

INSTITUTION OF HIGHER EDUCATION AND THE NEW BUSINESS AS A MEANS FOR INUREMENT OR PRIVATE BENEFIT TO THE REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION, ANY RELATIVE OF SUCH REPRESENTATIVE, OR ANY BUSINESS INTERESTS OF SUCH REPRESENTATIVE;

(II) A PERSON WHO ENGAGES IN THE BUSINESS OF SELLING GOODS OR SERVICES TO A STATE INSTITUTION OF HIGHER EDUCATION, AN EMPLOYEE OF SUCH PERSON, OR A PERSON WITH A BUSINESS INTEREST IN SUCH PERSON'S BUSINESS SHALL NOT VOTE ON OR PARTICIPATE IN THE ADMINISTRATION BY THE STATE INSTITUTION OF HIGHER EDUCATION OF ANY TRANSACTION WITH SUCH BUSINESS; AND

(III) (A) UPON BECOMING AWARE OF AN ACTUAL OR POTENTIAL CONFLICT OF INTEREST, A REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION SHALL ADVISE THE CHIEF ACADEMIC OFFICERS OR EXECUTIVE DIRECTOR OF THE INSTITUTION OF THE CONFLICT.

(B) EACH STATE INSTITUTION OF HIGHER EDUCATION SHALL MAINTAIN A WRITTEN RECORD OF ALL DISCLOSURES MADE PURSUANT TO SUB-SUBPARAGRAPH (A) OF THIS SUBPARAGRAPH (III).

(C) BY JANUARY 31, 2016, AND BY JANUARY 31 OF EACH YEAR THEREAFTER, A STATE INSTITUTION OF HIGHER EDUCATION SHALL PROVIDE THE RECORD MAINTAINED UNDER SUB-SUBPARAGRAPH (B) OF THIS SUBPARAGRAPH (III) TO THE COMMISSION.

(b) FOR THE PURPOSES OF A CONFLICT-OF-INTEREST POLICY DEVELOPED UNDER PARAGRAPH (a) OF THIS SUBSECTION (4):

(I) "BUSINESS INTEREST" MEANS THAT A REPRESENTATIVE:

(A) OWNS OR CONTROLS TEN PERCENT OR MORE OF THE STOCK OF THE ENTITY; OR

(B) SERVES AS AN OFFICER, DIRECTOR, OR PARTNER OF THE ENTITY.

(II) "RELATIVE" MEANS ANY PERSON LIVING IN THE SAME HOUSEHOLD AS THE REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION, ANY PERSON WHO IS A DIRECT DESCENDANT OF THE REPRESENTATIVE'S GRANDPARENTS, OR THE SPOUSE OF SUCH

REPRESENTATIVE.

(III) "REPRESENTATIVE OF THE STATE INSTITUTION OF HIGHER EDUCATION" MEANS ANY EMPLOYEE WITH DECISION-MAKING AUTHORITY OVER THE RURAL JUMP-START ZONE PROGRAM.

(5) A NEW BUSINESS SHALL APPLY TO A STATE INSTITUTION OF HIGHER EDUCATION TO PARTICIPATE IN A RURAL JUMP-START ZONE PROGRAM. THE STATE INSTITUTION OF HIGHER EDUCATION SHALL REQUIRE THE NEW BUSINESS TO PROVIDE DOCUMENTATION THAT THE NEW BUSINESS MEETS THE DEFINITION OF NEW BUSINESS AS SPECIFIED IN SECTION 39-30.5-103 (7) AND THAT THE NEW HIRES WILL MEET THE DEFINITION OF NEW HIRE AS SPECIFIED IN SECTION 39-30.5-103 (8). IF THE STATE INSTITUTION OF HIGHER EDUCATION APPROVES THE NEW BUSINESS, THEN THE STATE INSTITUTION OF HIGHER EDUCATION SHALL APPLY TO THE COMMISSION FOR THE APPROVAL OF A RURAL JUMP-START ZONE AS SPECIFIED IN SUBSECTION (6) OF THIS SECTION AND APPROVAL OF THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SUBSECTION (7) OF THIS SECTION.

(6) (a) UPON APPROVING A NEW BUSINESS AS SPECIFIED IN SUBSECTION (5) OF THIS SECTION, THE STATE INSTITUTION OF HIGHER EDUCATION SHALL SUBMIT A COMPLETE WRITTEN APPLICATION FOR APPROVAL FOR A RURAL JUMP-START ZONE TO THE COMMISSION BY THE DEADLINE ESTABLISHED IN THE COMMISSION'S GUIDELINES. THE APPLICATION MUST INCLUDE:

(I) IDENTIFICATION OF THE STATE INSTITUTION OF HIGHER EDUCATION AND IDENTIFICATION OF EITHER THE DISTRESSED COUNTY IN WHICH A CAMPUS IS LOCATED OR THE DISTRESSED COUNTY THAT IS INCLUDED IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA;

(II) IDENTIFICATION OF THE NEW BUSINESS AND DOCUMENTATION INDICATING THAT REQUIREMENTS FOR THE NEW BUSINESS HAVE BEEN MET, INCLUDING AN ESTIMATE OF THE NUMBER OF NEW HIRES THAT THE NEW BUSINESS ANTICIPATES IT WILL HIRE;

(III) SATISFACTORY DOCUMENTATION THAT THERE EXISTS A RELATIONSHIP BETWEEN THE NEW BUSINESS AND THE STATE INSTITUTION OF

HIGHER EDUCATION. SUCH DOCUMENTATION MUST SHOW THAT:

(A) THE RELATIONSHIP WILL RESULT IN POSITIVE BENEFITS TO THE COMMUNITY AND THE LOCAL ECONOMY; AND

(B) THE MISSION AND ACTIVITIES OF THE NEW BUSINESS ALIGN WITH OR FURTHER THE ACADEMIC MISSION OF THE STATE INSTITUTION OF HIGHER EDUCATION.

(IV) IDENTIFICATION OF THE MUNICIPALITIES WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES;

(V) A RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 FROM EACH INTERESTED MUNICIPALITY;

(VI) A DESCRIPTION OF THE RURAL JUMP-START ZONE BOUNDARIES;
AND

(VII) ANY OTHER INFORMATION THAT THE COMMISSION DEEMS NECESSARY AS SPECIFIED IN THE COMMISSION'S GUIDELINES.

(b) A STATE INSTITUTION OF HIGHER EDUCATION MAY ALSO SUBMIT A COMPLETE WRITTEN APPLICATION FOR APPROVAL FOR A RURAL JUMP-START ZONE TO THE COMMISSION BY THE DEADLINES ESTABLISHED IN THE COMMISSION'S GUIDELINES WHEN SUCH STATE INSTITUTION OF HIGHER EDUCATION HAS NOT YET APPROVED A NEW BUSINESS AS SPECIFIED IN SUBSECTION (5) OF THIS SECTION. IN THIS CASE, THE APPLICATION MUST INCLUDE:

(I) IDENTIFICATION OF THE STATE INSTITUTION OF HIGHER EDUCATION AND IDENTIFICATION OF EITHER THE DISTRESSED COUNTY IN WHICH A CAMPUS IS LOCATED OR THE DISTRESSED COUNTY THAT IS INCLUDED IN THE COMMUNITY COLLEGE'S SERVICE AREA OR THE REGIONAL EDUCATION PROVIDER'S SERVICE AREA;

(II) IDENTIFICATION OF THE MUNICIPALITIES WITH BOUNDARIES WHOLLY OR PARTLY WITHIN THE DISTRESSED COUNTY'S BOUNDARIES;

(III) A RESOLUTION AS DESCRIBED IN SECTION 39-30.5-106 FROM EACH INTERESTED MUNICIPALITY;

(IV) A DESCRIPTION OF THE RURAL JUMP-START ZONE BOUNDARIES;
AND

(V) ANY OTHER INFORMATION THAT THE COMMISSION DEEMS
NECESSARY AS SPECIFIED IN THE COMMISSION'S GUIDELINES.

(7) (a) THE COMMISSION SHALL, AT A PUBLIC MEETING PROPERLY NOTICED, REVIEW EACH APPLICATION FOR A RURAL JUMP-START ZONE SUBMITTED BY A STATE INSTITUTION OF HIGHER EDUCATION. BASED ON THE APPLICATION SUBMITTED AND THE COMMISSION'S GUIDELINES, THE COMMISSION MAY APPROVE THE RURAL JUMP-START ZONE AND MAY APPROVE THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS SPECIFIED IN SECTION 39-30.5-105; EXCEPT THAT THE COMMISSION MAY NOT APPROVE MORE THAN THREE RURAL JUMP-START ZONES FOR THE 2016 CALENDAR YEAR AND MAY NOT APPROVE ANY RURAL JUMP-START ZONES OR APPROVE ANY NEW BUSINESSES FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS ON AND AFTER JANUARY 1, 2021. THE COMMISSION MAY ONLY APPROVE A NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS IF THE COMMISSION IS SATISFIED THAT THE NEW BUSINESS MEETS THE DEFINITION OF NEW BUSINESS AS SPECIFIED IN SECTION 39-30.5-103 (7), THAT THE NEW HIRES WILL MEET THE DEFINITION OF NEW HIRE AS SPECIFIED IN SECTION 39-30.5-103 (8), AND THAT THE NEW BUSINESS WILL BE LOCATED IN THE RURAL JUMP-START ZONE FOR WHICH THE STATE INSTITUTION OF HIGHER EDUCATION SOUGHT APPROVAL.

(b) (I) A NEW BUSINESS THAT RECEIVES APPROVAL AS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (7) FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS MUST SUBMIT A REQUEST FOR THE ISSUANCE OF A CREDIT CERTIFICATE BY THE DEADLINES ESTABLISHED IN THE COMMISSION'S GUIDELINES. THE REQUEST MUST INCLUDE AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF THE INCOME TAX CREDITS FOR THE NEW BUSINESS AND ANY NEW HIRES AND THE SALES AND USE TAX REFUNDS ALLOWED IN SECTION 39-30.5-105 AND AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS PROVIDED BY LOCAL GOVERNMENTS AS SPECIFIED IN SECTION 39-30.5-106.

(II) THE COMMISSION SHALL NOT ISSUE MORE THAN A TOTAL OF TWO HUNDRED CREDIT CERTIFICATES IN ONE INCOME TAX YEAR FOR ALL NEW

HIRES EMPLOYED BY ALL NEW BUSINESSES IN EACH RURAL JUMP-START ZONE THAT RECEIVE APPROVAL AS SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (7); EXCEPT THAT THE COMMISSION HAS THE DISCRETION TO INCREASE THIS LIMIT TO THREE HUNDRED CREDIT CERTIFICATES IF THE NEW BUSINESS IS IN ONE OF THE FOURTEEN INDUSTRIES THAT THE COMMISSION TARGETS FOR ECONOMIC DEVELOPMENT IN THE STATE.

(III) IF THE BENEFIT IS FOR NEW HIRES, THE COMMISSION SHALL PROVIDE THE CREDIT CERTIFICATES FOR SUCH NEW HIRES DIRECTLY TO THE NEW BUSINESS, AND THE NEW BUSINESS SHALL PROVIDE A COPY OF THE CREDIT CERTIFICATE TO THE NEW HIRE WITH THEIR FEDERAL FORM W-2.

(IV) IF THE COMMISSION DETERMINES THE NEW BUSINESS OR NEW HIRE NO LONGER MEETS THE REQUIREMENTS SET FORTH IN THIS ARTICLE, THE COMMISSION SHALL NOT ISSUE CREDIT CERTIFICATES FOR THE INCOME TAX CREDITS ALLOWED IN SECTION 39-30.5-105 (1) AND (2) AND SHALL NOT NOTIFY THE DEPARTMENT THAT THE NEW BUSINESS IS ELIGIBLE FOR THE SALES AND USE TAX REFUND ALLOWED IN SECTION 39-30.5-105 (3).

(8) THE COMMISSION MAY REVIEW A NEW BUSINESS OR NEW HIRE UP TO TWELVE MONTHS FOLLOWING THE ISSUANCE OF ANY CREDIT CERTIFICATES TO ENSURE THE REQUIREMENTS IN THIS ARTICLE ARE BEING MET.

(9) THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT CREATED IN SECTION 24-48.5-101, C.R.S., MAY MAKE RECOMMENDATIONS TO THE COMMISSION REGARDING ANY OF THE COMMISSION'S DUTIES AND RESPONSIBILITIES OUTLINED IN THIS ARTICLE, MAY PROVIDE STAFF ASSISTANCE TO THE COMMISSION, AND MAY ASSIST THE COMMISSION IN ADMINISTERING THE PROVISIONS OF THIS ARTICLE.

39-30.5-105. Rural jump-start zone program benefits. (1) **New business income tax credit.** (a) (I) IF A NEW BUSINESS LOCATES IN A RURAL JUMP-START ZONE DURING THE INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, BUT BEFORE JANUARY 1, 2021, AND THE COMMISSION HAS APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a), THEN EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), THE NEW BUSINESS IS ENTITLED TO RECEIVE AN ANNUAL INCOME TAX CREDIT IN AN AMOUNT EQUAL TO ONE HUNDRED

PERCENT OF THE INCOME TAXES IMPOSED BY ARTICLE 22 OF THIS TITLE ON THE INCOME DERIVED FROM ITS ACTIVITIES IN THE RURAL JUMP-START ZONE FOR FOUR CONSECUTIVE INCOME TAX YEARS BEGINNING WITH THE FIRST INCOME TAX YEAR DESIGNATED BY THE COMMISSION IN THE FIRST CREDIT CERTIFICATE. THE COMMISSION SHALL CONDUCT AN ANNUAL REVIEW TO VERIFY THAT THE NEW BUSINESS CONTINUES TO MEET THE REQUIREMENTS SET FORTH IN THIS ARTICLE AND SHALL ISSUE A CREDIT CERTIFICATE TO THE NEW BUSINESS FOR EVERY INCOME TAX YEAR DURING THE FOUR-YEAR PERIOD ONLY IF THE COMMISSION IS SATISFIED THE REQUIREMENTS ARE BEING MET.

(II) A NEW BUSINESS MAY SEEK AN EXTENSION OF THE FOUR-YEAR BENEFITS PERIOD SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) BY COMPLETING A WRITTEN APPLICATION TO THE COMMISSION. THE EXTENSION MAY NOT EXCEED AN ADDITIONAL FOUR YEARS. THE APPLICATION FOR EXTENSION MUST INCLUDE AN EXPLANATION OF THE NEW BUSINESS' NEED FOR THE EXTENSION AND ANY OTHER INFORMATION THE COMMISSION DEEMS NECESSARY. IN DECIDING WHETHER TO GRANT THE EXTENSION, THE COMMISSION MUST CONSIDER THE STATE OF THE ECONOMY IN THE RURAL JUMP-START ZONE, THE ESTIMATED DEMAND FOR TAX CREDITS ALLOWED IN THIS SECTION FOR OTHER NEW BUSINESSES, AND THE IMPORTANCE OF THESE CREDITS IN INCENTIVIZING THE NEW BUSINESS. THE EXTENSION APPLICATION MUST BE CONSIDERED AT A REGULARLY SCHEDULED MEETING OF THE COMMISSION WHERE THE PUBLIC IS ALLOWED TO COMMENT.

(b) TO CLAIM THE INCOME TAX CREDIT ALLOWED IN THIS SECTION, THE NEW BUSINESS SHALL ATTACH A COPY OF THE CREDIT CERTIFICATE TO ITS STATE INCOME TAX RETURN. NO TAX CREDIT IS ALLOWED UNDER THIS SECTION UNLESS THE NEW BUSINESS PROVIDES THE COPY OF THE CREDIT CERTIFICATE WITH ITS FILED STATE INCOME TAX RETURN.

(c) IF A NEW BUSINESS HAS INCOME BOTH FROM OPERATIONS WITHIN THE RURAL JUMP-START ZONE AND OPERATIONS OUTSIDE OF THE RURAL JUMP-START ZONE, THE NEW BUSINESS SHALL APPORTION ITS INCOME BETWEEN THE OPERATIONS WITHIN AND OUTSIDE THE RURAL JUMP-START ZONE IN ACCORDANCE WITH RULES PROMULGATED BY THE DEPARTMENT IN ORDER TO CALCULATE THE AMOUNT OF INCOME TAX CREDIT. SUCH RULES SHALL CALCULATE THE VALUE OF THE CREDIT, AS NEARLY AS PRACTICABLE, TO BE EQUAL TO THE TAX DUE ON THE INCOME GENERATED BY THE NEW

BUSINESS THAT RELATES TO ITS ACTIVITIES IN THE RURAL JUMP-START ZONE ON THE BASIS OF THE NEW BUSINESS' PROPERTY AND PAYROLL IN THE RURAL JUMP-START ZONE RELATIVE TO ITS PROPERTY AND PAYROLL EVERYWHERE.

(d) THE COMMISSION SHALL, IN A SUFFICIENTLY TIMELY MANNER TO ALLOW THE DEPARTMENT TO PROCESS RETURNS CLAIMING THE INCOME TAX CREDITS ALLOWED BY THIS SECTION, PROVIDE THE DEPARTMENT WITH AN ELECTRONIC REPORT OF EACH NEW BUSINESS THAT THE COMMISSION APPROVED FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a) FOR THE PRECEDING CALENDAR YEAR THAT INCLUDES THE FOLLOWING INFORMATION:

(I) THE TAXPAYER'S NAME; AND

(II) THE TAXPAYER'S SOCIAL SECURITY NUMBER OR THE TAXPAYER'S COLORADO ACCOUNT NUMBER AND FEDERAL EMPLOYER IDENTIFICATION NUMBER.

(e) IF A NEW BUSINESS RECEIVING AN INCOME TAX CREDIT ALLOWED IN THIS SUBSECTION (1) IS A PARTNERSHIP, LIMITED LIABILITY COMPANY, S CORPORATION, OR SIMILAR PASS-THROUGH ENTITY, THE COMMISSION SHALL ISSUE CREDIT CERTIFICATES THAT ALLOCATE THE CREDIT AMONG THE NEW BUSINESS' PARTNERS, SHAREHOLDERS, MEMBERS, OR OTHER CONSTITUENT ENTITIES IN ACCORDANCE WITH THEIR OWNERSHIP INTERESTS. THE NEW BUSINESS SHALL CERTIFY TO THE COMMISSION, AND THE COMMISSION SHALL PROVIDE TO THE DEPARTMENT NO LATER THAN THE JANUARY 15 FOLLOWING EACH INCOME TAX YEAR FOR WHICH THE NEW BUSINESS IS CLAIMING A CREDIT, THE IDENTITY AND OWNERSHIP PERCENTAGE, INCLUDING SUCH IDENTIFYING INFORMATION AS THE DEPARTMENT MAY REQUIRE, OF EACH PARTNER, SHAREHOLDER, MEMBER, OR OTHER CONSTITUENT ENTITY OF THE NEW BUSINESS.

(2) **New hire income tax credit.** (a) (I) EXCEPT AS PROVIDED IN SECTION 39-30.5-104 (7) (b) (II) AND SUBPARAGRAPH (II) OF THIS PARAGRAPH (a), IF A NEW HIRE IS EMPLOYED BY A NEW BUSINESS, AND THE COMMISSION HAS APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a), FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY 1, 2016, BUT BEFORE JANUARY 1, 2021, NEW HIRES ARE ENTITLED TO RECEIVE AN INCOME TAX CREDIT IN AN AMOUNT EQUAL TO ONE

HUNDRED PERCENT OF THE INCOME TAXES IMPOSED BY ARTICLE 22 OF THIS TITLE ON THE NEW HIRE'S WAGES PAID BY THE NEW BUSINESS FOR WORK PERFORMED IN THE RURAL JUMP-START ZONE FOR FOUR CONSECUTIVE INCOME TAX YEARS BEGINNING WITH THE FIRST INCOME TAX YEAR IN WHICH THE NEW HIRE IS EMPLOYED BY THE NEW BUSINESS. THE COMMISSION SHALL CONDUCT AN ANNUAL REVIEW TO VERIFY THAT THE NEW HIRE AND THE NEW BUSINESS CONTINUE TO MEET THE REQUIREMENTS SET FORTH IN THIS ARTICLE AND SHALL ISSUE A CREDIT CERTIFICATE TO THE NEW BUSINESS FOR EACH NEW HIRE FOR EVERY INCOME TAX YEAR DURING THE FOUR-YEAR PERIOD ONLY IF THE COMMISSION IS SATISFIED THE REQUIREMENTS ARE BEING MET.

(II) A NEW BUSINESS MAY SEEK AN EXTENSION OF THE FOUR-YEAR BENEFITS PERIOD SPECIFIED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) BY COMPLETING A WRITTEN APPLICATION TO THE COMMISSION. THE EXTENSION MAY NOT EXCEED AN ADDITIONAL FOUR YEARS. THE APPLICATION FOR EXTENSION MUST INCLUDE AN EXPLANATION OF THE NEW BUSINESS' NEED FOR THE EXTENSION AND ANY OTHER INFORMATION THE COMMISSION DEEMS NECESSARY. IN DECIDING WHETHER TO GRANT THE EXTENSION, THE COMMISSION MUST CONSIDER THE STATE OF THE ECONOMY IN THE RURAL JUMP-START ZONE, THE ESTIMATED DEMAND FOR TAX CREDITS ALLOWED IN THIS SECTION FOR OTHER NEW BUSINESSES, AND THE IMPORTANCE OF THESE CREDITS IN INCENTIVIZING THE NEW BUSINESS. THE EXTENSION APPLICATION MUST BE CONSIDERED AT A REGULARLY SCHEDULED MEETING OF THE COMMISSION WHERE THE PUBLIC IS ALLOWED TO COMMENT.

(b) TO CLAIM THE INCOME TAX CREDIT ALLOWED IN THIS SECTION, THE NEW HIRE SHALL ATTACH A COPY OF THE CREDIT CERTIFICATE TO THE NEW HIRE'S STATE INCOME TAX RETURN. NO TAX CREDIT IS ALLOWED UNDER THIS SECTION UNLESS THE NEW HIRE PROVIDES THE COPY OF THE CREDIT CERTIFICATE WITH HIS OR HER FILED STATE INCOME TAX RETURN.

(c) THE COMMISSION SHALL, IN A SUFFICIENTLY TIMELY MANNER TO ALLOW THE DEPARTMENT TO PROCESS RETURNS CLAIMING THE CREDIT ALLOWED BY THIS SECTION, PROVIDE THE DEPARTMENT WITH AN ELECTRONIC REPORT OF EACH NEW HIRE RECEIVING A CREDIT CERTIFICATE AS ALLOWED IN THIS SECTION FOR THE PRECEDING CALENDAR YEAR THAT INCLUDES THE FOLLOWING INFORMATION:

(I) THE NEW HIRE'S NAME; AND

(II) THE NEW HIRE'S SOCIAL SECURITY NUMBER.

(3) New business sales and use tax refund. (a) EACH NEW BUSINESS IS ELIGIBLE FOR A REFUND FOR ALL SALES AND USE TAXES IMPOSED UNDER PARTS 1 AND 2 OF ARTICLE 26 OF THIS TITLE ON THE PURCHASE OF ALL TANGIBLE PERSONAL PROPERTY ACQUIRED BY THE NEW BUSINESS AND USED EXCLUSIVELY WITHIN THE RURAL JUMP-START ZONE. EXCEPT AS PROVIDED IN PARAGRAPH (b) OF THIS SUBSECTION (3), THE NEW BUSINESS IS ELIGIBLE FOR THE REFUND ALLOWED IN THIS PARAGRAPH (a) FOR FOUR CONSECUTIVE YEARS BEGINNING WITH THE DATE THE COMMISSION APPROVED THE NEW BUSINESS FOR THE RURAL JUMP-START ZONE PROGRAM BENEFITS AS SPECIFIED IN SECTION 39-30.5-104 (7) (a).

(b) A NEW BUSINESS MAY SEEK AN EXTENSION OF THE FOUR-YEAR PERIOD SPECIFIED IN PARAGRAPH (a) OF THIS SUBSECTION (3) BY COMPLETING A WRITTEN APPLICATION TO THE COMMISSION. THE EXTENSION MAY NOT EXCEED AN ADDITIONAL FOUR YEARS. THE APPLICATION FOR EXTENSION MUST INCLUDE AN EXPLANATION OF THE NEW BUSINESS' NEED FOR THE EXTENSION AND ANY OTHER INFORMATION THE COMMISSION DEEMS NECESSARY. IN DECIDING WHETHER TO GRANT THE EXTENSION, THE COMMISSION MUST CONSIDER THE STATE OF THE ECONOMY IN THE RURAL JUMP-START ZONE, THE ESTIMATED DEMAND FOR SALES AND USE TAX REFUNDS ALLOWED IN THIS SECTION FOR OTHER NEW BUSINESSES, AND THE IMPORTANCE OF THE REFUND IN INCENTIVIZING THE NEW BUSINESS. THE EXTENSION APPLICATION MUST BE CONSIDERED AT A REGULARLY SCHEDULED MEETING OF THE COMMISSION WHERE THE PUBLIC IS ALLOWED TO COMMENT.

(c) THE COMMISSION SHALL PROVIDE THE DEPARTMENT WITH A LIST OF EVERY NEW BUSINESS ELIGIBLE FOR THE SALES AND USE TAX REFUND ALLOWED IN THIS SUBSECTION (3).

(4) Restrictions on other credits. NOTWITHSTANDING ANY LAW TO THE CONTRARY, IF A NEW BUSINESS CLAIMS THE RURAL JUMP-START ZONE PROGRAM BENEFITS ALLOWED IN THIS SECTION, THE NEW BUSINESS MAY NOT CLAIM ANY OTHER TAX INCENTIVE THAT THE NEW BUSINESS IS ELIGIBLE FOR IN THIS TITLE AS A RESULT OF ESTABLISHING THE NEW BUSINESS IN THE STATE, INCLUDING TAX INCENTIVES FOR THE NEW HIRES HIRED BY THE NEW

BUSINESS.

39-30.5-106. Rural jump-start zone - local government requirements. (1) BEFORE THE COMMISSION MAY APPROVE A RURAL JUMP-START ZONE AS SPECIFIED IN SECTION 39-30.5-104, THE FOLLOWING MUST OCCUR:

(a) AN INTERESTED DISTRESSED COUNTY MUST ADOPT A RESOLUTION AFFIRMING THAT IT WILL PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO NEW BUSINESSES TO ELIMINATE THE BUSINESS PERSONAL PROPERTY TAX IMPOSED ON ALL NEW BUSINESSES BY THE DISTRESSED COUNTY. THE DISTRESSED COUNTY MAY ADOPT AN ADDITIONAL RESOLUTION AFFIRMING THAT IT CHOOSES TO PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO ALL NEW BUSINESSES TO ELIMINATE ANY OTHER TAX IMPOSED ON OR PAID BY SUCH NEW BUSINESSES IN THE DISTRESSED COUNTY.

(b) INTERESTED MUNICIPALITIES WITHIN AN INTERESTED DISTRESSED COUNTY MUST ADOPT EITHER:

(I) A GENERAL RESOLUTION AFFIRMING THAT IT WILL PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO ALL NEW BUSINESSES TO ELIMINATE THE BUSINESS PERSONAL PROPERTY TAX IMPOSED ON NEW BUSINESSES BY THE INTERESTED MUNICIPALITY. THE INTERESTED MUNICIPALITY MAY ADOPT AN ADDITIONAL RESOLUTION AFFIRMING THAT IT CHOOSES TO PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO ALL NEW BUSINESSES TO ELIMINATE ANY OTHER TAX IMPOSED ON OR PAID BY SUCH NEW BUSINESSES IN THE INTERESTED MUNICIPALITY.

(II) A LIMITED RESOLUTION AFFIRMING THAT IT WILL PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO A SPECIFIC NEW BUSINESS TO ELIMINATE THE BUSINESS PERSONAL PROPERTY TAX IMPOSED ON THE SPECIFIC NEW BUSINESS BY THE INTERESTED MUNICIPALITY. THE INTERESTED MUNICIPALITY MAY ADOPT AN ADDITIONAL RESOLUTION AFFIRMING THAT IT CHOOSES TO PROVIDE INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS, AS APPROPRIATE, TO THE SPECIFIC BUSINESS TO ELIMINATE ANY OTHER TAX IMPOSED ON OR PAID BY THE SPECIFIC BUSINESS IN THE INTERESTED MUNICIPALITY.

39-30.5-107. Rural jump-start zone reporting requirements.

(1) THE COMMISSION SHALL ANNUALLY POST ON THE COLORADO OFFICE OF ECONOMIC DEVELOPMENT'S WEB SITE, AND INCLUDE IN THE COMMISSION'S ANNUAL REPORT REQUIRED TO BE PRESENTED TO THE GENERAL ASSEMBLY PURSUANT TO SECTION 24-46-104 (2), C.R.S., THE FOLLOWING INFORMATION REGARDING ANY RURAL JUMP-START ZONE PROGRAM BENEFITS ALLOWED UNDER THIS ARTICLE:

(a) THE DISTRESSED COUNTY AND INTERESTED MUNICIPALITIES THAT MAKE UP THE RURAL JUMP-START ZONE;

(b) THE STATE INSTITUTION OF HIGHER EDUCATION THAT SUBMITTED THE APPLICATION;

(c) THE NAME OF THE NEW BUSINESS;

(d) THE TYPE OF NEW BUSINESS;

(e) THE TAX YEAR FOR WHICH THE FIRST CREDIT CERTIFICATE IS ISSUED OR THE DATE THE SALES AND USE TAX REFUND IS AUTHORIZED;

(f) THE NUMBER OF NEW HIRES HIRED;

(g) THE AVERAGE SALARY OR HOURLY WAGE OF EACH NEW HIRE;

(h) AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF THE INCOME TAX CREDITS FOR THE NEW BUSINESS AND ANY NEW HIRES AND THE SALES AND USE TAX REFUNDS ALLOWED IN SECTION 39-30.5-105, AND AN ESTIMATED AMOUNT, AS CALCULATED BY THE NEW BUSINESS, OF INCENTIVE PAYMENTS, EXEMPTIONS, OR REFUNDS PROVIDED BY LOCAL GOVERNMENTS AS ALLOWED IN SECTION 39-30.5-106; AND

(i) ANY OTHER ECONOMIC BENEFITS RESULTING FROM THE RURAL JUMP-START ZONE PROGRAM.

(2) ANY NEW BUSINESS LOCATED IN A RURAL JUMP-START ZONE MUST SUBMIT AN ANNUAL REPORT TO THE COMMISSION IN A FORM AND AT SUCH TIME AND WITH SUCH INFORMATION AS PRESCRIBED BY THE COMMISSION IN ITS GUIDELINES. SUCH INFORMATION SHALL BE SUFFICIENT FOR THE COMMISSION TO MONITOR THE CONTINUED ELIGIBILITY OF THE NEW

BUSINESS AND THE NEW HIRES TO CONTINUE TO PARTICIPATE IN THE RURAL JUMP-START ZONE PROGRAM AND TO RECEIVE THE RURAL JUMP-START ZONE PROGRAM BENEFITS.

39-30.5-108. Severability. If ANY PROVISION OF THIS ARTICLE OR THE APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCE IS HELD INVALID, SUCH INVALIDITY DOES NOT AFFECT OTHER PROVISIONS OR APPLICATIONS OF THIS ARTICLE THAT CAN BE GIVEN EFFECT WITHOUT THE INVALID PROVISION OR APPLICATION, AND TO THIS END THE PROVISIONS OF THIS ARTICLE ARE DECLARED TO BE SEVERABLE.

SECTION 2. Appropriation. For the 2015-16 state fiscal year, \$125,983 is appropriated to the office of the governor. This appropriation is from the general fund and is based on an assumption that the office will require an additional 1.0 FTE. To implement this act, the office may use this appropriation to support the Colorado economic development commission in implementing the rural jump-start zone program.

State of Colorado

Senate Bill No. 15-282

By Senator(S) Scott and Johnston, Cadman, et al.;

Also Representative (S) Duran and Willett, DelGrosso, et al.

An Act CONCERNING THE ESTABLISHMENT OF A RURAL JUMP-START PROGRAM IN HIGHLY DISTRESSED COUNTIES OF THE STATE FOR NEW BUSINESSES THAT BRING NEW JOBS TO THE STATE, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

STATE OF COLORADO, SS.

THIS ACT ORIGINATED IN THE SENATE

Cynthia Maxwell
Secretary of the Senate

STATE OF COLORADO,)
GOVERNORS OFFICE) SS.

This Act was filed in my office this 13 day of

May

A.D. 20 15, at 8:31 o'clock A M.

[Signature]
Governor

By *[Signature]*

STATE OF COLORADO,)
SECRETARY'S OFFICE) SS.

This Act was filed in my office this _____ day of _____, at _____ o'clock _____ M.

Secretary of State

By _____
Deputy Secretary

SECTION 3. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.



Bill L. Cadman
PRESIDENT OF
THE SENATE



Dickey Lee Hullinghorst
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

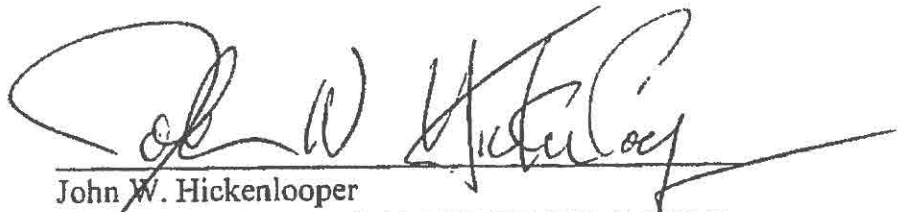


Cindi L. Markwell
SECRETARY OF
THE SENATE



Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED T: 31 2m 5/13/15



John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO



AGENDA ITEM COVER SHEET

TO: FRUITA CITY COUNCIL AND MAYOR
FROM: KENNETH HALEY, PUBLIC WORKS DIRECTOR
DATE: JUNE 23, 2015
RE: DOWNTOWN STREETScape IMPROVEMENTS PROJECT

BACKGROUND

The City of Fruita adopted a Downtown Master Plan in 2013, further design was completed in 2014, and construction is planned to start soon to implement the first phase of this Master Plan. Staff will provide an update to City Council on the finalized scope of the first phase, the anticipated construction schedule, and summary of the coordination efforts underway with the downtown businesses.

FISCAL IMPACT

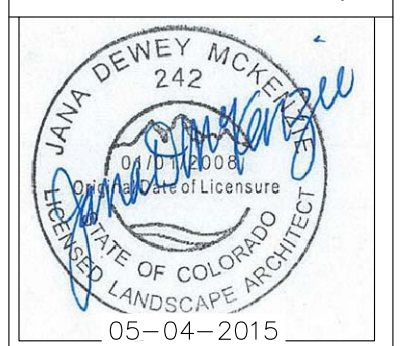
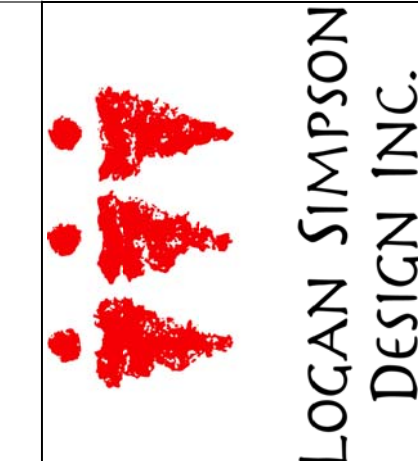
Funding for this project was allocated in the 2015 Budget. City Council approved a budget amendment on June 16, 2015 for the project based on actual grant funds that have been secured. Staff will provide additional information on the costs of the project at the meeting.

APPLICABILITY TO CITY GOALS AND OBJECTIVES

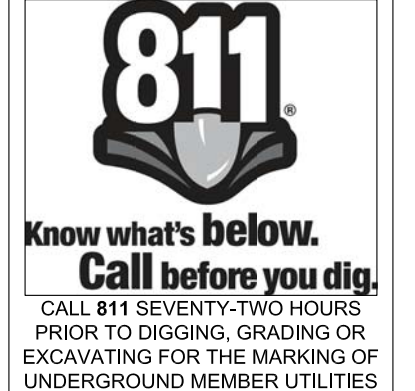
This project has been prioritized in the City's Capital Improvement Plan and will continue to invest in downtown development in accordance with the City's goals.

OPTIONS AVAILABLE TO COUNCIL

This is an informational update and does not require any formal action of the Council.



OLSSON ASSOCIATES ASSUMES NO RESPONSIBILITY FOR EXISTING UTILITY LOCATIONS (HORIZONTAL OR VERTICAL), THE EXISTING UTILITIES SHOWN ON THIS DRAWING HAVE BEEN PLOTTED FROM THE BEST AVAILABLE INFORMATION. IT IS HOWEVER THE RESPONSIBILITY OF THE CONTRACTOR TO FIELD VERIFY THE LOCATION OF ALL UTILITIES PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION ACTIVITIES.



REV. NO.	DATE	REVISIONS DESCRIPTION

Streetscape Plans

DOWNTOWN STREETScape IMPROVEMENTS

FRUITA, CO

2015

REVISIONS

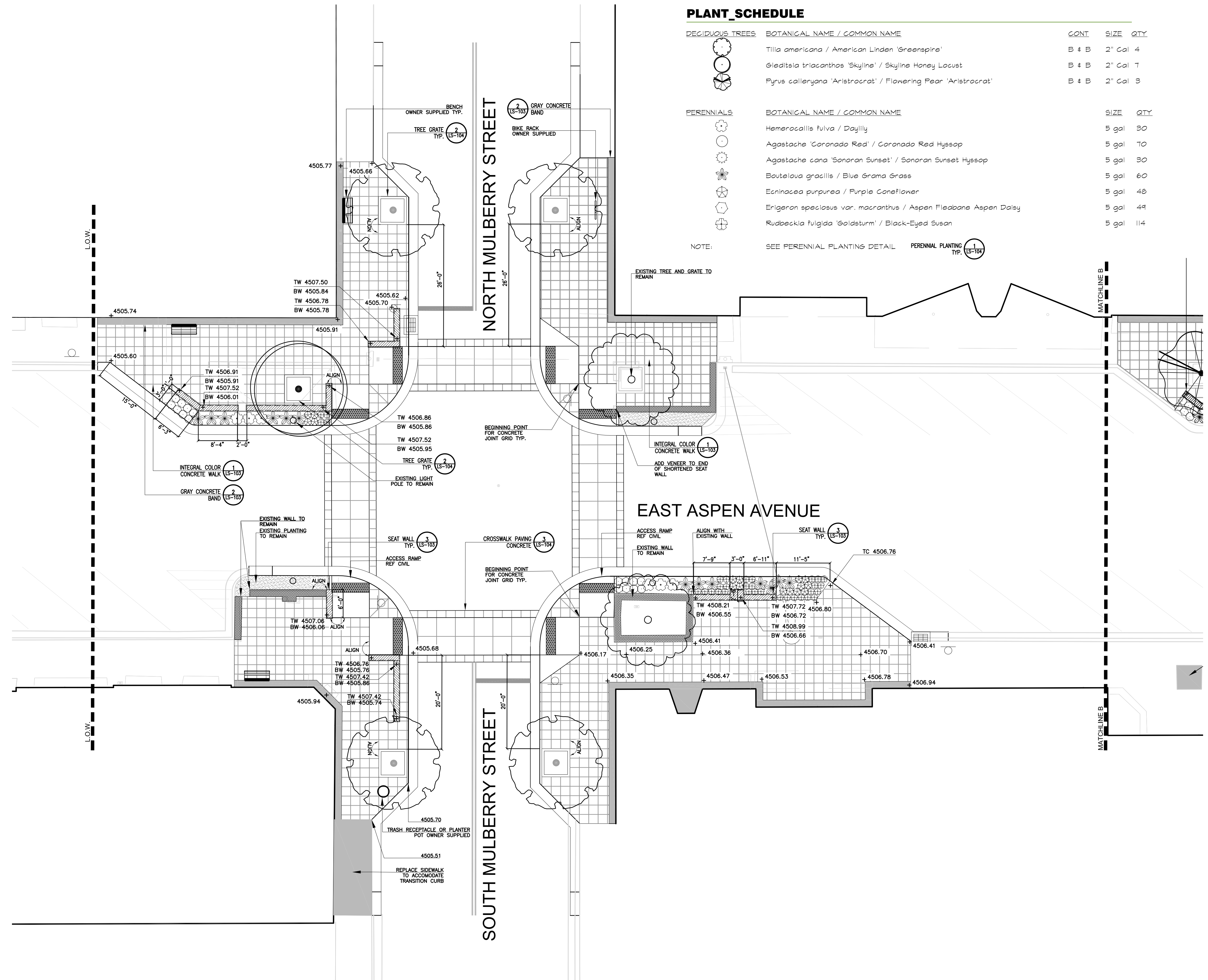
drawn by: SS
checked by: JM
approved by: [Signature]
QA/QC by: [Signature]
project no.: 14-1169
drawing no.: [Blank]
date: 05-04-15

PLANT SCHEDULE

DECIDUOUS TREES	BOTANICAL NAME / COMMON NAME	CONT.	SIZE	QTY.
	<i>Tilia americana</i> / American Linden 'Greenspire'	B 4 B	2" Cal	4
	<i>Gleditsia triacanthos</i> 'Skyline' / Skyline Honey Locust	B 4 B	2" Cal	7
	<i>Pyrus calleryana</i> 'Aristocrat' / Flowering Pear 'Aristocrat'	B 4 B	2" Cal	3

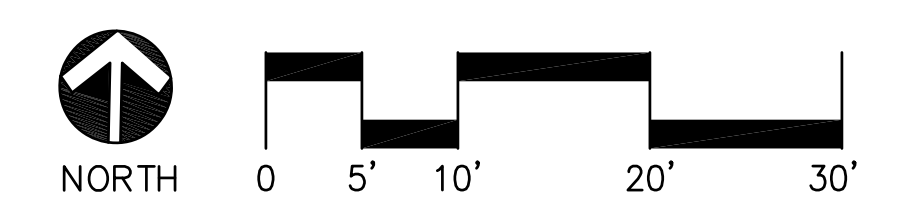
PERENNIALS	BOTANICAL NAME / COMMON NAME	SIZE	QTY.
	<i>Hemerocallis fulva</i> / Daylily	5 gal	30
	<i>Agastache 'Coronado Red'</i> / Coronado Red Hyssop	5 gal	70
	<i>Agastache cana</i> 'Sonoran Sunset' / Sonoran Sunset Hyssop	5 gal	30
	<i>Bouteloua gracilis</i> / Blue Grama Grass	5 gal	60
	<i>Echinacea purpurea</i> / Purple Coneflower	5 gal	48
	<i>Erigeron speciosus</i> var. <i>macranthus</i> / Aspen Fleabane Aspen Daisy	5 gal	44
	<i>Rudbeckia fulgida</i> 'Goldsturm' / Black-Eyed Susan	5 gal	114

NOTE: SEE PERENNIAL PLANTING DETAIL PERENNIAL PLANTING TYP. (LS-104)



LEGEND

- INTEGRAL COLOR CONCRETE
- GRAY CONCRETE
- EXISTING WALL TO BE REMOVED
- EXISTING WALL TO REMAIN
- NEW SEAT WALL
- TREE GRATE-NEW
- EXISTING TREE TO REMAIN
- L.O.W. LIMIT OF WORK





AGENDA ITEM COVER SHEET

TO: Fruita City Council and Mayor

FROM: Community Development Department

DATE: June 23, 2015

RE: Letter of support for the Enterprise Zone

BACKGROUND

The Colorado State Enterprise Zone program is intended to support new employment opportunities by providing tax incentives to private enterprise to expand and for new businesses to locate in economically distressed areas. Economically distressed areas are those that have a high unemployment rate, low per capita income, or low population growth rate. Tax incentives are provided for businesses that invest in business personal property, invest in job training, add employees, provide health care benefits, increase research and development expenditures, and rehabilitation of vacant buildings for commercial use.

Almost all of Mesa County has been qualified to be in the Enterprise Zone including most of the City of Fruita with the exception of some mainly residential areas. Attached are maps of the proposed Enterprise Zones in and around Fruita.

The State requires the existing Enterprise Zones to be re-evaluated to ensure that the qualifications continue to be met. This requires a revised map and a new application to the State. The Mesa County Enterprise Zone Administrator has been re-evaluating the Enterprise Zone areas in Mesa County and has determined that almost all of Mesa County, including most of Fruita, continues to qualify.

As part of the re-evaluation process, the Mesa County Enterprise Zone Administrator has requested a letter of support for the Enterprise Zone application and remapping from each local economic development entity. Attached is a draft letter of support. This item will be on the Council's agenda for consideration at the July 7, 2015, City Council public meeting.

DRAFT DRAFT DRAFT DRAFT DRAFT DRAFT

July 7, 2015

Terri Benson, Administrator
Mesa County Enterprise Zone
2591 Legacy Way
Grand Junction, CO 81501

RE: Letter of Support/Mesa County Enterprise Zone Application for 2016 Remapping

Dear Ms. Benson,

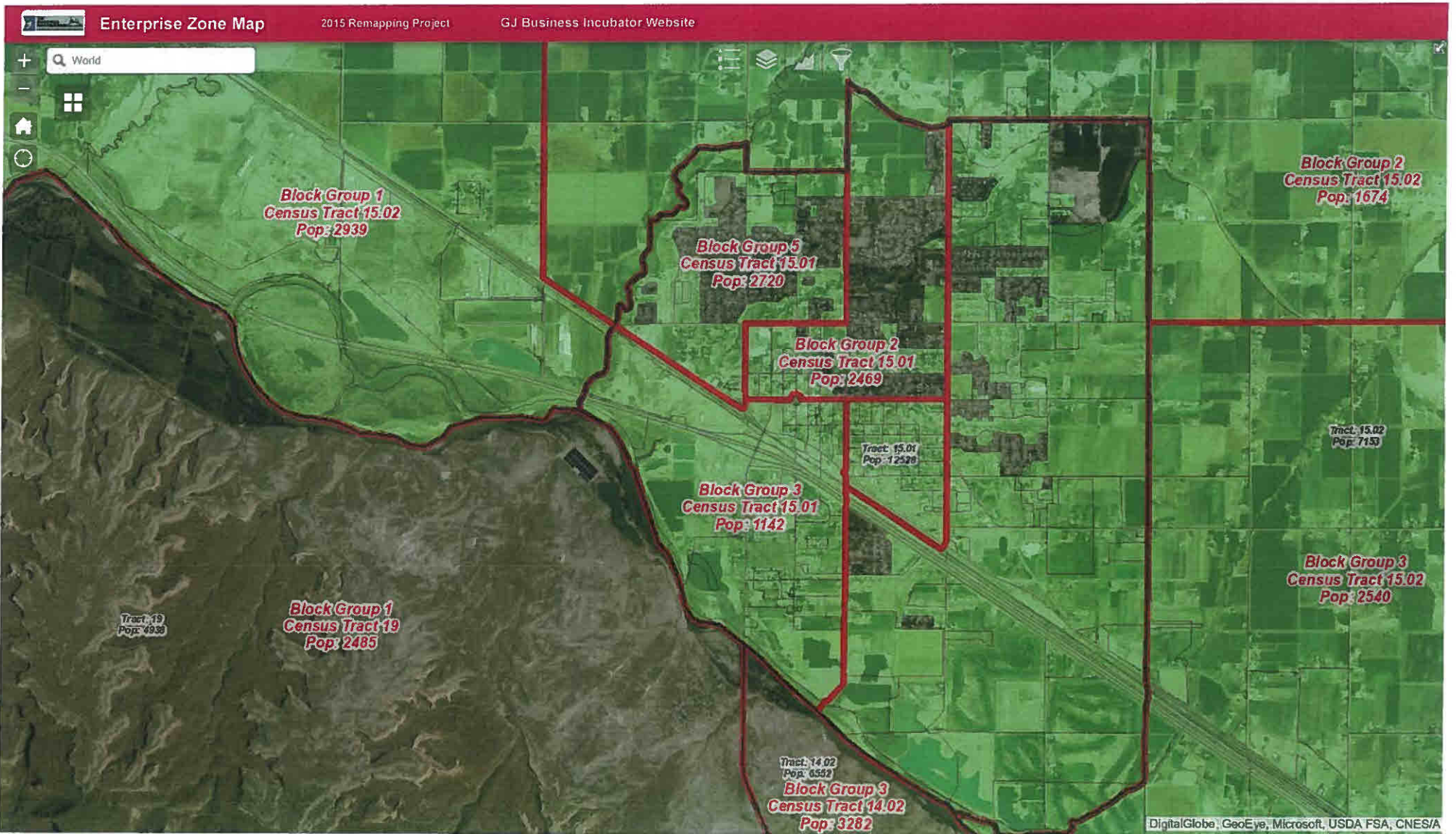
The City of Fruita supports the application and map of the Enterprise Zone for Mesa County. As per the mandatory criteria set out by the State's Economic Development Commission, much of Fruita is eligible for the Enterprise Zone designation due mainly to high unemployment rate and low per capita income. Fruita understands that if approved, the re-mapped Enterprise Zones would become effective January 1, 2016.

Thank you.

Lori Buck, Mayor
City of Fruita

DRAFT DRAFT DRAFT DRAFT DRAFT DRAFT

DRAFT



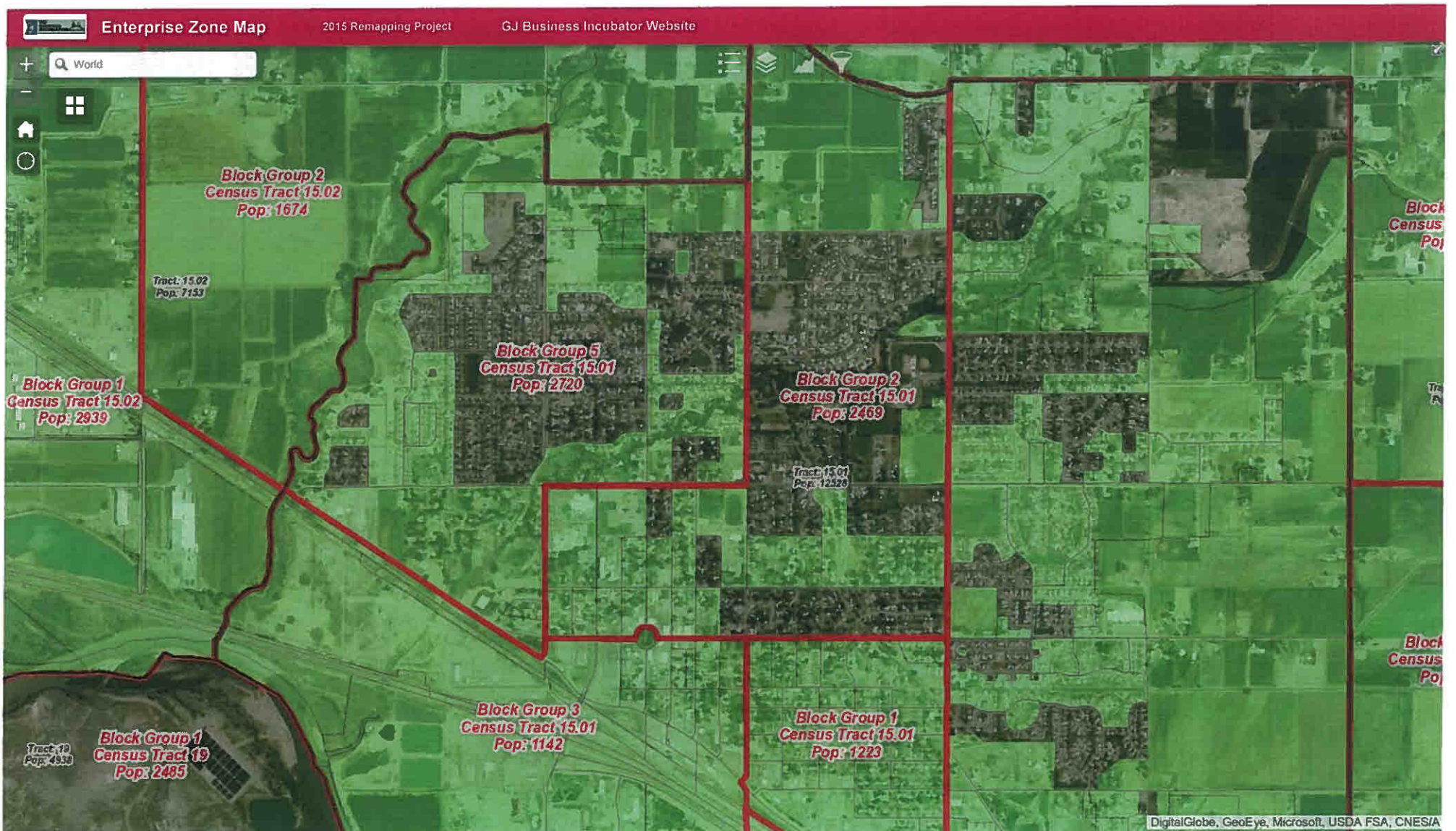
0.4mi

39.183 -108.754 Degrees

GREEN = Enterprise Zone

DRAFT

DRAFT



0.2mi 39.179 -108.763 Degrees

GREEN = Enterprise Zone

DRAFT