

Received 6/27/2016 via email
Clerk-Treasurer mailbox
Auburn, Indiana

RESOLUTION 05-2016

**RESOLUTION FINDING NONCOMPLIANCE
REGARDING PROPERTY TAX PHASE-IN**

Summary

WHEREAS, the City of Auburn, Indiana Common Council previously passed Resolution 05-2015, a resolution qualifying new equipment for property tax phase-in for **LIPPERT COMPONENTS MANUFACTURING, INC.** The resolution was for five (5) years for new manufacturing equipment with an approximate cost of \$750,000.00 and logistical distribution equipment with an approximate cost of \$50,000.00. Since that time, **LIPPERT COMPONENTS MANUFACTURING, INC.** has not installed said equipment. The Auburn Common Council on June 7, 2016, found that **LIPPERT COMPONENTS MANUFACTURING, INC.** was not in compliance with Form CF-1/PP Compliance with Statements of Benefits for Personal Property because the equipment had not been installed. On said date, the Council voted that the **LIPPERT COMPONENTS MANUFACTURING, INC.** was in noncompliance and in accordance with I.C. 6-1.1-12.1-5.1 and I.C. 6-1.1-12.1-5.9 the designated body sent the property owner written notice of noncompliance and held a hearing on June 21, 2016, at 6:00 p.m. before the Common Council. At said hearing the Common Council conducted a hearing in accordance with Indiana law and found that the tax phase-in was not in compliance and Form CF-1/PP was forwarded to the DeKalb County Auditor indicating noncompliance and revocation of the tax phase-in.

The resolution also sets forth that the Clerk-Treasurer will file a certified copy of this same resolution with the County Auditor and / or Assessor as required by law. A full copy of said resolution is available at the office of the Auburn Clerk-Treasurer located at 210 East Ninth Street Auburn, Indiana 46706.

____ Recorder's Office
 Auditor's Office and/or Assessor
____ Clerk's Office
 Other: Clerk-Treas.

____ Publish Public Hearing
____ Publish O/R after adoption

First Reading: 7/5/2016
Second Reading: 7/19/2016

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City Attorney June 27, 2016

RESOLUTION 05-2016

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REGARDING PROPERTY TAX PHASE-IN**

WHEREAS, the Common Council of the City of Auburn, Indiana, has approved economic revitalization and tax phase-in pursuant to the provisions of I.C. 6-1.1-12.1 et seq. and ordinance number 86-22; and

WHEREAS, **LIPPERT COMPONENTS MANUFACTURING, INC.** received property tax phase-in under Resolution 05-2015; and

WHEREAS, **LIPPERT COMPONENTS MANUFACTURING, INC.** has provided Form CF1/PP Statement of Benefits for Personal Property as it relates to the proposed roto mold equipment and transportation equipment that was to be installed at 1000 Auburn Drive, Auburn, Indiana 46706, for **LIPPERT COMPONENTS MANUFACTURING, INC.**; and

WHEREAS, after inspection and hearing a report to Council and hearing on said matter the Common Council has found that **LIPPERT COMPONENTS MANUFACTURING, INC.** of 3501 E CR 6, Elkhart, Indiana 46514, is not in compliance with the Statement of Benefits for Personal Property as it relates to the tax phase-in associated with Resolution 05-2015 which would have allowed new manufacturing equipment and logistical distribution equipment to be phased in over a five (5) year period.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
THE CITY OF AUBURN, DEKALB COUNTY, INDIANA, THAT:**

The Common Council has voted to deny Form CF-1/PP Compliance with Statement of Benefits for Personal Property provided by **LIPPERT COMPONENTS MANUFACTURING, INC.** and to revoke the tax phase-in previously granted under Resolution 05-2015.

The Compliance with Statement of Benefits form denying said application has been executed and previously delivered to the Auditor/Assessor of DeKalb County, Indiana, setting forth that said tax phase-in has been rejected and that the applicant's Compliance with Statement of Benefits has been found to be in noncompliance. A copy of this Resolution shall be provided to the Auditor/Assessor of DeKalb County, Indiana, and to the owner of record of **LIPPERT COMPONENTS MANUFACTURING, INC.**, 3501 E CR 6, Elkhart, Indiana 46514.


ADOPTED BY THE COMMON COUNCIL OF THE CITY OF AUBURN, INDIANA, ON THE 19 DAY OF July, 2016.


PATRICIA MILLER
Clerk-Treasurer

PASSED AND ADOPTED by the Common Council of the City of Auburn, Indiana, this 19 day of July, 2016.


JAMES FINCHUM
Councilmember

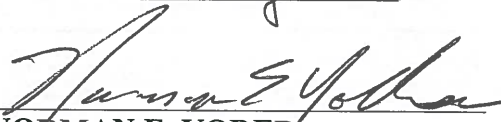
ATTEST:


Patricia Miller
Clerk-Treasurer

Presented by me to the Mayor of the City of Auburn, Indiana, this 19 day of July, 2016.


PATRICIA MILLER
Clerk-Treasurer

APPROVED AND SIGNED by me this 19 day of July, 2016.

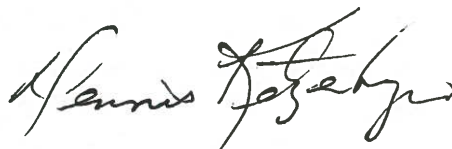

NORMAN E. YODER
Mayor

VOTING:

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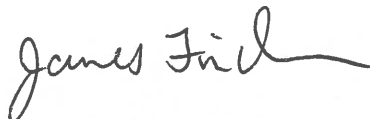
Denny Ketzenberger



Dennis "Matthew" Kruse, II



James Finchum



Todd Sanderson



Mike Watson



Kevin Webb



Michael Walter

