

CITY OF FRANKLIN, INDIANA

RESOLUTION NO. 2019-03

**A RESOLUTION WAIVING NON-COMPLIANCE WITH
TAX ABATEMENT COMPLIANCE REQUIREMENTS BY
Mitsubishi Heavy Industries Climate Control, Inc. (Res. 13-31)**

WHEREAS, the Common Council of the City of Franklin, Indiana (the "Council") granted on February 12, 2013, through Resolution No. 2013-06, and on December 16, 2013 passed Resolution No. 2013-31 amending Resolution No. 2013-06, approving a 10-year tax abatement on real property with a 2% economic development fee for Mitsubishi Heavy Industries Climate Control, Inc. located at 1200 N. Mitsubishi Parkway;

WHEREAS, Mitsubishi Heavy Industries Climate Control timely filed CF-1 forms for years including 2015, 2016, 2017, and 2018 and all were found to be in compliance and passed by the Council; and

WHEREAS, Mitsubishi Heavy Industries Climate Control failed to timely file a Form 322 RE ("Schedule of Deduction from Assessed Valuation for Real Property in Economic Revitalization Areas") with the Auditor of Johnson County, Indiana; and

WHEREAS, pursuant to Indiana Code Section 6-1.1-12.1-11.3(a)(5), the Council finds that this non-compliance shall be waived, and Mitsubishi Heavy Industries Climate Control, Inc. be granted for future tax years and it shall be entitled to receive the remaining six (6) years of the abatement beginning at year five (5) at fifty percent (50%) in tax year 2019.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Franklin, Indiana, as follows:

1. Waiver of Non-Compliance: Mitsubishi Heavy Industries Climate Control non-compliance with its tax abatement filing requirements shall be waived for future tax years and it shall be entitled to receive the remaining six (6) years of the abatement beginning at year five (5) at fifty percent (50%) in 2019.
2. Nothing set forth herein is, or should be interpreted to be a waiver of the requirement to timely file Form 322 RE for future year of comply in all respects with the requirements of the tax abatement granted through Resolution No. 2013-31.
3. Effective Date: This Resolution shall be in full force and effect from and after its passage by the Council and approval by the Mayor as required by law.

Introduced and Filed on the 4 day of March, 2019.

DULY PASSED on this 4 day of March, 2019, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

Voting Opposed:

Absent
Kenneth Austin, Council President

Kenneth Austin, Council President

[Signature]
Andrew Eggers, Vice-President

Andrew Eggers, Vice-President

[Signature]
Joseph P. Abban

Joseph P. Abban

[Signature]
Daniel J. Blankenship

Daniel J. Blankenship

[Signature]
Robert D. Heuchan

Robert D. Heuchan

[Signature]
Danny Richards

Danny Richards

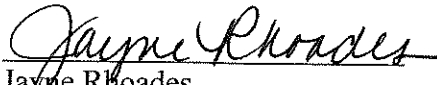
[Signature]
Richard L. Wertz

Richard L. Wertz


Attest:

[Signature]
Jayne Rhoades
City Clerk-Treasurer


Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15, 16, this 4th day of March, 2019 at 6:10 o'clock a.m./p.m.


Jayne Rhoades,
City Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this 4th day of March, 2019 at 6:10 o'clock a.m./p.m.


Steve Barnett
Mayor

Attest:


Jayne Rhoades,
City Clerk-Treasurer

Prepared by:

Prepared by: Rhoni Oliver, Community Development Specialist

"I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law."


Rhoni Oliver
Community Development Specialist