

RESOLUTION NO. 21-05-13-001

**DECLARATORY RESOLUTION OF THE
COUNTY COUNCIL OF KOSCIUSKO COUNTY, INDIANA
CONFIRMING AN ECONOMIC REVITALIZATION AREA AND APPROVING
SB-1/PP AND SB-1/RE STATEMENTS OF BENEFITS**

WHEREAS, Ind. Code § 6-1.1-12.1 allows an abatement of property taxes attributable to the redevelopment or rehabilitation of real property and the installation of real estate improvements, new manufacturing equipment, new logistical distribution equipment, and new information technology equipment in economic revitalization areas;

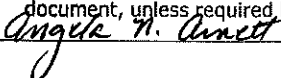
WHEREAS, Ind. Code § 6-1.1-12.1-2 empowers the County Council of Kosciusko County, Indiana ("County Council") to designate economic revitalization areas;

WHEREAS, the County Council has determined in Resolution 06-05-01 Dreyfus that real estate commonly known as 72344 SR 15 South, Claypool, Indiana and more particularly described on Exhibit A (the "Real Estate") is an Economic Revitalization Area;

WHEREAS, Ind. Code § 6-1.1-12.1-3 and Ind. Code § 6-1.1-12.1-4.5 require that a taxpayer file statements of benefits with the County Council in order to obtain property tax abatement on the redevelopment or rehabilitation of real property or the installation of new manufacturing equipment, new logistical distribution equipment, and new information technology equipment in an economic revitalization area;

WHEREAS, Louis Dreyfus Agricultural Industries, LLC (the "Company") has filed with the County Council on May 3, 2021, statements of benefits describing a certain new project (a copy of said statements of benefits is attached hereto), such project being within the Real Estate (sometimes hereinafter referred to as the "Statements of Benefits");

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.



Angela H. Annett

WHEREAS, the County Council has reviewed and considered the Company's Statements of Benefits;

WHEREAS, the Company has initiated or may initiate the project set forth in the Statements of Benefits before the Statements of Benefits have been approved by the County Council;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL THAT:

1. The Real Estate has been declared and designated to be an "economic revitalization area" as that term is defined in Ind. Code § 6-1.1-12.1-1, pursuant to Resolution 06-05-01 Dreyfus.
2. Deductions from the assessed value of new equipment installed in the economic revitalization area established by this Resolution shall be allowed over a ten (10) year deduction period.
3. Deductions from the assessed value of real estate improvements installed in the economic revitalization area established by this Resolution shall be allowed over a ten (10) year deduction period.
4. The Statements of Benefits submitted by the Company on May 3, 2021, and attached hereto should be and are hereby approved.
5. For the statement of benefits submitted by the Company on May 3, 2021, for the construction of new real estate improvements, the County Council makes the following findings of fact pursuant to Ind. Code § 6-1.1-12.1-4.5(c):
 - a. The estimate of the cost of the real estate improvements is reasonable for improvements of that type;

b. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the construction of the new real estate improvements;

c. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed construction of the new real estate improvements;

d. Other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed construction of new real estate improvements; and

6. The totality of benefits is sufficient to justify the deduction.

7. For the statement of benefits submitted by the Company on May 3, 2021, for the installation of new manufacturing equipment, logistics equipment and information technology equipment, the County Council makes the following findings of fact pursuant to Ind. Code § 6-1.1-12.1-4.5(c):

a. The estimate of the cost of the new equipment is reasonable for equipment of that type;

b. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the installation of the new equipment;

c. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed installation of new equipment;

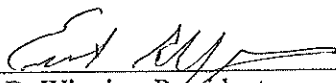
d. Other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed installation of new equipment; and

e. The totality of benefits is sufficient to justify the deduction.

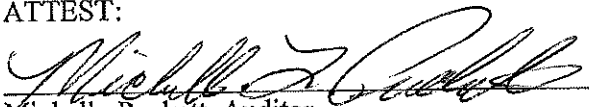
BE IT ALSO RESOLVED by the County Council, that there shall be published notice of the adoption and substance of this Resolution in accordance with Ind. Code § 5-3-1, which notice shall name a date for the public hearing on the approval of the Statements of Benefits and Request for Waiver and that at the conclusion of said public hearing the County Council may take final action on said matters.

BE IT FINALLY RESOLVED by the County Council, that if any part, clause or portion of this Resolution shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this Resolution as a whole or any other part, clause or portion of this Resolution.

Adopted this 13th day of May, 2021, by the County Council of Kosciusko County, Indiana.


Ernest B. Wiggins, President
County Council of Kosciusko County, Indiana

ATTEST:


Michelle Puckett, Auditor,
Kosciusko County, Indiana