

Clay County Redevelopment Commission

Transcript

Resolution 2023-05

PDF – Personal Property

No.	Date	Document
PERSONAL PROPERTY		
1	May 17, 2023	Clay County Redevelopment Commission Resolution 2023-03
2	June 5, 2023	Resolution 2023-05; A Resolution of the County Council of Clay County, Indiana, Designating an Area Within Clay County, Indiana as an Economic Revitalization Area for the Purpose of a Personal Property Tax Abatement
3	June 19, 2023	Notice of Tax Abatement
4	June 20, 2023	Brazil Times – Publisher’s Claim
5	June 5, 2023	Final Action Taken by County Council of Clay County, Indiana Regarding Resolution 2023-5 (Personal Property)
6	July 3, 2023	Abatement Calculation Agreement (Personal Property)
7	May 15, 2023	Statement of Benefits Personal Property

RESOLUTION NO. 2023-03
OF THE CLAY COUNTY REDEVELOPMENT COMMISSION
Process Development & Fabrication Inc. (Personal Property Tax Abatement)

WHEREAS, **Process Development & Fabrication Inc.** ("Petitioner") has submitted to the Clay County Redevelopment Commission its Statement of Benefits- Personal Property Form SB-1/Personal Property dated the 15th day of May, 2023 in connection with a proposed abatement for the manufacturing equipment and has represented installation of the equipment will permit it to maintain 198 full-time salaried , and hourly jobs, and an annual payroll of approximately \$9,982,538.00 and 14 part time jobs with an annual payroll of approximately \$2000,000.00 and add 1 new job with an annual payroll of approximately \$50,000 and that the cost of the project is approximately \$1,149,00.00 for equipment; and

WHEREAS, the Petitioner has been advised that Petitioner will be required to execute a form of Abatement Calculation Agreement and will be required to pay a fee annually based upon the amount of the abatement in accord with Resolution 6-2008 of the Clay County Council, and Petitioner has agreed to execute such Abatement Calculation Agreement and pay such fee; and

WHEREAS, the Petitioner has agreed to pay the tax abatement initiation fee of \$3,500.00 to the Clay County Redevelopment Commission to defray costs and expenses of the creation of the Economic Revitalization Area; and

WHEREAS, the Clay County Redevelopment Commission has been charged with giving preliminary review and approval of tax abatement applications and making its recommendation to the Clay County Council concerning such abatements;

The Clay County Redevelopment Commission, acting at its regular meeting, at which meeting a quorum was present, which meeting was duly advertised according to law, did, by a majority vote, adopt the following Resolution:

BE IT RESOLVED that the Clay County Redevelopment Commission approves the Statement of Benefits dated the 15th day of May, 2023, submitted by Petitioner and subject to Petitioner's execution of an Abatement Calculation Agreement, agreement to pay the annual fee established by Resolution 6-2008 of the Clay County Council and payment of the costs to the Clay County Redevelopment Commission of the establishment of the Economic Revitalization Area, does recommend to the Clay County Council that it approve Petitioner's proposed revitalization area.

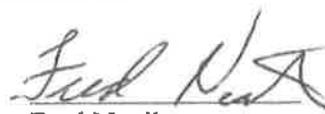
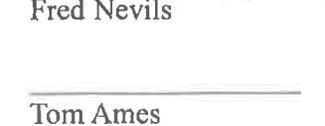
Dated: May 17th, 2023.

CLAY COUNTY REDEVELOPMENT COMMISSION


Lance Hoffmann


Vickie Mace

Jan Howell


Fred Nevils

Tom Ames

RESOLUTION NO. 2023- 05

A Resolution of the County Council of
Clay County, Indiana, Designating an Area Within
Clay County, Indiana as an Economic Revitalization Area
for the Purpose of a Personal Property Tax Abatement

WHEREAS, A Petition for a personal property tax abatement has been filed with the County Council of Clay County, Indiana (hereinafter "County Council") requesting that the property described therein be designated an Economic Revitalization Area for purposes of personal property tax abatement; and

WHEREAS, **Process Development and Fabrication, Inc.** (hereinafter the "petitioner") has submitted a Statement of Benefits and provided all information and documentation necessary for the County Council to make an informed decision, said information includes a description of the real property which is more particularly described in Exhibit A.

WHEREAS, petitioner has submitted to the County Council its Statement of Benefits – Form SB-1/PP Personal Property dated the 15th day of May, 2023, in connection with a proposed abatement for the acquisition of a Cincinnati Laser System (CLX3015 15,000 watt), and has represented that installation of the equipment will permit it to maintain its 198 full-time salaried and hourly jobs and an annual payroll of approximately \$9,982,538.00 and its 14 part time jobs with an annual payroll of approximately \$200,000.00 and that the project will create 1 new full time hourly job with a total annual payroll of approximately \$50,000. Petitioner has further represented and presented evidence that the cost of this project will be approximately \$1,149,000.00 for manufacturing equipment; and

WHEREAS, the County Council is authorized under the provisions of I.C. 6-1.1-12.1-1, et seq. to designate areas of the County as economic revitalization areas for the purpose of tax abatement; and

WHEREAS, the County Council has considered the Statement of Benefits and has conducted a complete and proper investigation of the subject property and neighborhood to determine that the area qualifies as an economic revitalization area under Indiana statutes; and

WHEREAS, the County Council has found the subject property to be an area where facilities that are technologically, economically or energy obsolete, are located and where the obsolescence may lead to a decline in employment and tax revenues and has become undesirable for or impossible of normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors, which prevent normal development or use;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND RESOLVED by the County Council of Clay County, Indiana, that:

1. The petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.

2. The petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.

3. The petitioner's estimate of the annual salaries or wages of the individuals who will be employed and retained, and the benefit thereby, can reasonably be expected to result from the project and the installation of the new manufacturing equipment.

4. That the benefits about which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.

5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment the County Council has determined that the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement over a 10 year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby, allowed in accord with the attached Abatement Schedule.

6. That the Statement of Benefits submitted to the County Council is hereby approved and the Real Estate described in Exhibit A is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, et seq. and petitioner is entitled to personal property tax abatement over a 10 year deduction period as provided therein in accord with the attached Abatement Schedule for the proposed acquisition of the new manufacturing equipment.

7. That notice hereof should be published according to law stating the adoption and substance hereof, that a copy of the description of the affected area is available for inspection in the County Assessor's Office and stating a date on which the Council will hear and receive remonstrances and objections and take final action regarding this designation, all as required by law.

8. That this Resolution is supplementary to and in addition to any prior resolutions.

9. That this abatement is subject to the terms and provisions of the Abatement Calculation Agreement entered by and between County Council of Clay County, Indiana and Petitioner pursuant to I.C. 6-1.1-12.1-2(i).

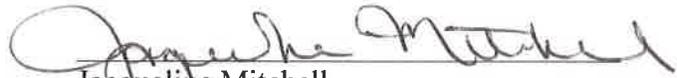
10. Pursuant to I.C. 6-1.1-12.1-14, the County Council of Clay County, Indiana, has, by Resolution 6-2008, established an Abatement Fee, Petitioner has been advised of said fee and agreed to the imposition of the Abatement Fee, and the incorporation of such fee in this Resolution. Now, therefore, the County Council of Clay County, Indiana, incorporates herein the provisions of I.C. 6-1.1-12.1-14 and declares that the percentage to be applied by the County Auditor for purposes of Step Two of I.C. 6-1.1-12.1-14(c) is 5%.

Passed in Open Council this 5 day of June, 2023.

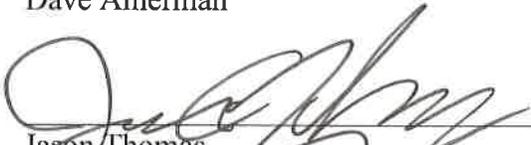
CLAY COUNTY COUNCIL



Dave Amerman



Jacqueline Mitchell



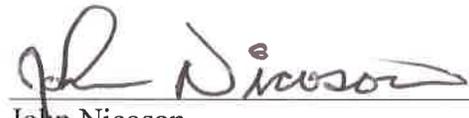
Jason Thomas



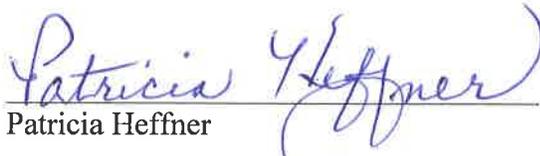
Larry J. Moss



Jason Britton



John Nicoson



Patricia Heffner

This instrument prepared by _____
Louis F. Britton, Attorney
COX, ZWERNER, GAMBILL & SULLIVAN, LLP
511 Wabash Ave., Terre Haute, IN 47807; (812) 232-6003

Exhibit A

Legal Description

Tract I:

A part of the Southwest Quarter of the Southwest Quarter of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows:
Beginning at a point three hundred sixty-four (364) feet north of the southwest corner of the above described quarter, quarter section; thence east parallel with the south line of said quarter, quarter section two hundred fifteen (215) feet; thence north parallel with the west line of said quarter, quarter section one hundred forty-six (146) feet; thence west two hundred fifteen (215) feet to a point on the west section line; thence south along said west line one hundred forty-six (146) feet to the place of beginning, containing seventy-two hundredths (.72) of an acre, more or less.

Tract II:

A part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows:
Beginning at a point 510 feet North of the Southwest corner of said Quarter, Quarter Section; thence running East 215 feet; thence running North 66 feet; thence running West 215 feet; thence running South 66 feet to the place of beginning, containing .33 acres, more or less.

Tract III:

A part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows:
Beginning at a point 231 feet North of the Southwest corner of said Quarter, Quarter Section; thence running North 137 feet; thence running East 215 feet; thence running North 212 feet; thence running East 1,105 feet, more or less, to the East line of said Quarter, Quarter Section; thence running South 345 feet to a point 231 feet North of the Southeast corner of said Quarter, Quarter Section; thence running West 1,320 feet, more or less, to the place of beginning, containing 9.41 acres, more or less.

YEAR OF DEDUCTION	PERCENTAGE
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1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%



June 19, 2023

Brazil Public Library
204 North Walnut Street
Brazil, IN 47834

T.J. Sheddon
Brazil Township Trustee
P.O. Box 154
Brazil, IN 47834

Clay Community School Corp.
Attn: Tom Reberger, President
Board of Trustees
1013 S. Forest Ave
Brazil, IN 47834

Clay-Owen Solid Waste Management
c/o Clay County Courthouse
609 E. National Ave
Brazil, IN 47834

Tom Ames, President
Clay County Redev. Comm.
7923 S Co Rd 100 W
Clay City, IN 47841

K & H Regional Sewer District
1159 E. Alsip St
Knightsville, IN 47857

Patricia Foxx, Auditor
Clay County Courthouse, Rm 105
609 East National Ave
Brazil, IN 47834

Clay Co. Soil and Water Conservation
District
551 E US Highway 40 Suite B
Brazil, IN 47834

Clay County Assessor's Office
609 E. National Ave, Room 118
Brazil, IN 47834

DAVID W. SULLIVAN*

LOUIS F. BRITTON

SCOTT CRAIG

DONALD J. BONOMO

TRACI M. ORMAN *

TRICIA ROSE TANOOS

SABRINA L. HANEY

Guille Cox 1946-2019
James E. Sullivan 1919-2018
Gilbert W. Gambill, Jr. 1921-2001
Benjamin G. Cox 1915-1988
Ernest J. Zwerner 1918-1980

*REGISTERED CIVIL MEDIATOR
*ALSO ADMITTED IN CALIFORNIA

Re: Notice of Tax Abatement - PDF

Dear Sir/Madam:

Enclosed please find a copy of the Notice regarding Resolution for personal property tax abatement. The Resolution was approved by the Clay County Council on June 5, 2023. Pursuant to the terms of Indiana Code § 6-1.1-12.1-2.5 notice of this abatement is being sent to you as you are part of the taxing units which are, or may be, affected by the area which has been designated as an economic revitalization area in the enclosed Notice.

Please let me know if you have any questions.

Very truly yours,

Louis F. Britton
E-mail: lbritton@coxlaw.net

Enclosure

NOTICE

Notice is hereby given that the County Council of Clay County, Indiana, at a meeting thereof held on the 5th day of June, 2023, adopted RESOLUTION 2023-05, a resolution declaring an "Economic Revitalization Area" for the purpose of a personal property tax abatement for an area located in Clay County, Indiana.

RESOLUTION NO. 2023-05

A Resolution of the County Council of
Clay County, Indiana, Designating an Area Within
Clay County, Indiana as an Economic Revitalization Area
for the Purpose of a Personal Property Tax Abatement

WHEREAS, A Petition for a personal property tax abatement has been filed with the County Council of Clay County, Indiana (hereinafter "County Council") requesting that the property described therein be designated an Economic Revitalization Area for purposes of personal property tax abatement; and

WHEREAS, **Process Development and Fabrication, Inc.** (hereinafter the "petitioner") has submitted a Statement of Benefits and provided all information and documentation necessary for the County Council to make an informed decision, said information includes a description of the real property which is more particularly described in Exhibit A.

WHEREAS, petitioner has submitted to the County Council its Statement of Benefits – Form SB-1/PP Personal Property dated the 15th day of May, 2023, in connection with a proposed abatement for the acquisition of a Cincinnati Laser System (CLX3015 15,000 watt), and has represented that installation of the equipment will permit it to maintain its 198 full-time salaried and hourly jobs and an annual payroll of approximately \$9,982,538.00 and its 14 part time jobs with an annual payroll of approximately \$200,000.00 and that the project will create 1 new full time hourly job with a total annual payroll of approximately \$50,000. Petitioner has further represented and presented evidence that the cost of this project will be approximately \$1,149,000.00 for manufacturing equipment; and

WHEREAS, the County Council is authorized under the provisions of I.C. 6-1.1-12.1-1, et seq. to designate areas of the County as economic revitalization areas for the purpose of tax abatement; and

WHEREAS, the County Council has considered the Statement of Benefits and has conducted a complete and proper investigation of the subject property and neighborhood to determine that the area qualifies as an economic revitalization area under Indiana statutes; and

WHEREAS, the County Council has found the subject property to be an area where facilities that are technologically, economically or energy obsolete, are located and where the obsolescence may lead to a decline in employment and tax revenues and has become undesirable for or impossible of normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors, which prevent normal development or use;

NOW, THEREFORE, IT IS FOUND, DETERMINED AND RESOLVED by the County Council of Clay County, Indiana, that:

1. The petitioner's estimate of the cost of new manufacturing equipment is reasonable for manufacturing equipment of that type in view of current technologies.
2. The petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.
3. The petitioner's estimate of the annual salaries or wages of the individuals who will be employed and retained, and the benefit thereby, can reasonably be expected to result from the project and the installation of the new manufacturing equipment.
4. That the benefits about which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.
5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment the County Council has determined that the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement over a ten (10) year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby, allowed in accord with the attached Abatement Schedule.
6. That the Statement of Benefits submitted to the County Council is hereby approved and the Real Estate described in Exhibit A is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, et seq. and petitioner is entitled to personal property tax abatement over a ten (10) year deduction period as provided therein in accord with the attached Abatement Schedule for the proposed acquisition of the new manufacturing equipment.
7. That notice hereof should be published according to law stating the adoption and substance hereof, that a copy of the description of the affected area is available for inspection in the County Assessor's Office and stating a date on which the Council will hear and receive

remonstrances and objections and take final action regarding this designation, all as required by law.

8. That this Resolution is supplementary to and in addition to any prior resolutions.

9. That this abatement is subject to the terms and provisions of the Abatement Calculation Agreement entered by and between County Council of Clay County, Indiana and Petitioner pursuant to I.C. 6-1.1-12.1-2(i).

10. Pursuant to I.C. 6-1.1-12.1-14, the County Council of Clay County, Indiana, has, by Resolution 6-2008, established an Abatement Fee, Petitioner has been advised of said fee and agreed to the imposition of the Abatement Fee, and the incorporation of such fee in this Resolution. Now, therefore, the County Council of Clay County, Indiana, incorporates herein the provisions of I.C. 6-1.1-12.1-14 and declares that the percentage to be applied by the County Auditor for purposes of Step Two of I.C. 6-1.1-12.1-14(c) is 5%.

Passed in Open Council this 5th day of June, 2023.

CLAY COUNTY COUNCIL

/s/ Dave Amerman
/s/Jason Thomas
/s/Jason Britton
/s/Patricia Heffner

/s/Jacqueline Mitchell
/s/Larry J. Moss
/s/John Nicoson

This instrument prepared by /s/Louis F. Britton, COX, ZWERNER, GAMBILL & SULLIVAN, LLP
511 Wabash Ave., Terre Haute, IN 812-232-6003

Exhibit A – Legal Description

Tract 1:

A part of the Southwest Quarter of the Southwest Quarter of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows: Beginning at a point three hundred sixty-four (364) feet north of the southwest corner of the above described quarter, quarter section; thence east parallel with the south line of said quarter, quarter section two hundred fifteen (215) feet; thence north parallel with the west line of said quarter, quarter section one hundred forty-six (146) feet; thence west two hundred fifteen (215) feet to a point on the west section line, thence south along said west line one hundred forty-six (146) feet to the place of beginning, containing seventy-two hundredths (.72) of an acre, more or less.

Tract II:

A part of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows:

Beginning at a point 510 feet North of the Southwest corner of said Quarter, Quarter Section; thence running East 215 feet; thence running North 66 feet; thence running West 215 feet; thence running South 66 feet to the place of beginning, containing .33 acres, more or less.

Tract III:

A part of the Southwest Quarter (SW ¼) of the Southwest Quarter (SW ¼) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows:

Beginning at a point 231 feet North of the Southwest corner of said Quarter Section; thence running North 133 feet; thence running East 215 feet; thence running North 212 feet; thence running East 1,105 feet, more or less to the East line of said Quarter, Quarter Section; thence running South 345 feet to a point 231 feet North of the Southeast corner of said Quarter, Quarter Section, thence running West 1,320 feet, more or less, to the place of beginning, containing 9.41 acres, more or less.

YEAR OF DEDUCTION	PERCENTAGE
1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%

Further description of the Economic Revitalization Areas is available for public inspection in the County Assessor's Office in the Clay County Courthouse, 609 E. National Ave., Brazil, Indiana 47834.

Notice is hereby given that on the 3rd day of July, 2023, at 6:00 p.m., at the Clay County Courthouse, 609 E. National Ave., Brazil, Indiana, said County Council will meet for the

purpose of hearing and considering any remonstrances filed or presented by persons interested in or affected by said RESOLUTION 2023-05 and taking final action with respect to RESOLUTION 2023-05 determining whether the qualifications for an economic revitalization area have been met, and confirming, modifying and confirming, or rescinding the resolution.

Patricia Foxx
Clay County Auditor

NOTICE

Notice is hereby given that the County Council of Clay County, Indiana, at a meeting thereof held on the 5th day of June, 2023, adopted **RESOLUTION 2023-05**, a resolution declaring an "Economic Revitalization Area" for the purpose of a personal property tax abatement for an area located in Clay County, Indiana.

RESOLUTION NO. 2023-05

A Resolution of the County Council of Clay County, Indiana, Designating an Area Within Clay County, Indiana as an Economic Revitalization Area for the Purpose of a Personal Property Tax Abatement

WHEREAS, A Petition for a personal property tax abatement has been filed with the County Council of Clay County, Indiana (hereinafter "County Council") requesting that the property described therein be designated an Economic Revitalization Area for purposes of personal property tax abatement; and

WHEREAS, **Process Development and Fabrication, Inc.** (hereinafter the "petitioner") has submitted a Statement of Benefits and provided all information and documentation necessary for the County Council to make an informed decision, said information includes a description of the real property which is more particularly described in Exhibit A.

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WHEREAS, the County Council is authorized under the provisions of I.C. 6-1.1-12.1-1, et seq. to designate areas of the County as economic revitalization areas for the purpose of tax abatement; and

WHEREAS, the County Council has considered the Statement of Benefits and has conducted a complete and proper investigation of the subject property and neighborhood to determine that the area qualifies as an economic revitalization area under Indiana statutes; and

WHEREAS, the County Council has found the subject property to be an area where facilities that are technologically, economically or energy obsolete, are located and where the obsolescence may lead to a decline in employment and tax revenues and has become undesirable for or impossible of normal development and occupancy because of a lack of development, cessation of growth, deterioration of improvements, character of occupancy, age, obsolescence, substandard buildings and other factors, which prevent normal development or use;

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2. The petitioner's estimate of the number of individuals who will be employed and retained, and the benefits thereby, can reasonably be expected to result from the project and installation of new manufacturing equipment.
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4. That the benefits about which information has been requested can reasonably be expected to result from the installation of the new manufacturing equipment.
5. Based upon: (1) the Petitioner's total investment in real and personal property; (2) the number of new full-time equivalent jobs created or retained; (3) the average wage of the new employees compared to the State minimum wage; and (4) the infrastructure requirements for Petitioner's investment the County Council has determined that the totality of the benefits of the proposed project and installation of the new manufacturing equipment are sufficient to justify personal property tax abatement over a ten (10) year deduction period, in accord with the attached Deduction Schedule and each such deduction should be, and they are hereby, allowed in accord with the attached Abatement Schedule.
6. That the Statement of Benefits submitted to the County Council is hereby approved and the Real Estate described in Exhibit A is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, et seq. and petitioner is entitled to personal property tax abatement over a ten (10) year deduction period as provided therein in accord with the attached Abatement Schedule for the proposed acquisition of the new manufacturing equipment.
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R That this Resolution is supplementary to and in addition to any

and take final action regarding this designation, all as required by law.

- 8. That this Resolution is supplementary to and in addition to any prior resolutions.
- 9. That this abatement is subject to the terms and provisions of the Abatement Calculation Agreement entered by and between County Council of Clay County, Indiana and Petitioner pursuant to I.C. 6-1-1-12.1-2(f).
- 10. Pursuant to I.C. 6-1-1-12.1-14, the County Council of Clay County, Indiana, has, by Resolution 6-2008, established an Abatement Fee. Petitioner has been advised of said fee and agreed to the imposition of the Abatement Fee, and the incorporation of such fee in this Resolution. Now, therefore, the County Council of Clay County, Indiana, incorporates herein the provisions of I.C. 6-1-1-12.1-14 and declares that the percentage to be applied by the County Auditor for purposes of Step Two of I.C. 6-1-1-12.1-14(c) is 5%.

Passed in Open Council this 5th day of June, 2023.

CLAY COUNTY COUNCIL

/s/ Dave Amerman
 /s/ Jason Thomas
 /s/ Jason Britton
 /s/ Patricia Heffner

/s/ Jacqueline Mitchell
 /s/ Larry J. Moss
 /s/ John Nicoson

This instrument prepared by

/s/ Louis F. Britton,
 COX, ZWERNER, GAMBILL & SULLIVAN, LLP
 511 Wabash Ave., Terre Haute, IN 812-232-6003

Exhibit A Legal Description

Tract I:

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YEAR OF DEDUCTION	PERCENTAGE
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2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%

Further description of the Economic Revitalization Areas is available for public inspection in the County Assessor's Office in the Clay County Courthouse, 609 E. National Ave., Brazil, Indiana 47834.

Notice is hereby given that on the 3rd day of July, 2023, at 6:00 p.m., at the Clay County Courthouse, 609 E. National Ave., Brazil, Indiana, said County Council will meet for the purpose of hearing and considering any remonstrances filed or presented by persons interested in or affected by said RESOLUTION 2023-05 and taking final action with respect to RESOLUTION 2023-05 determining whether the qualifications for an economic revitalization area have been met, and confirming, modifying and confirming, or rescinding the resolution.

Patricia Fox
 Clay County Auditor
 6-20-11
 hspaxlp

Prescribed by State Board of Accounts

General Form No. 99P (Revised 2009A)

(Governmental Unit)
Clay County, Indiana

To: The Brazil Times
PO Box 429 / 531 E. National Ave.
Brazil, IN 47834

PUBLISHER'S CLAIM

LINE COUNT

Head - number of lines.....	<u> </u>
Body - number of lines.....	<u>218</u>
Tail - number of lines.....	<u> </u>
Total number of lines in notice.....	<u>218</u>

COMPUTATION OF CHARGES

218 lines, 2 columns wide equals 436 equivalent lines at
.4955 cents per line.....\$ 216.04

Additional charge for notices containing rule or tabular work
(50 percent of above amount).....\$ 20.00

Charge for extra proofs of publication
(\$1.00 for each proof).....\$

TOTAL AMOUNT OF CLAIM.....\$ 236.04

Amount due \$ 236.04 Payment received of \$ on

DATA FOR COMPUTING COST

Width for single column is 9.2 picas. Size of type is 7point. Number of insertions 1

Pursuant to the provisions and penalties of IC-5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper 1 times. The dates of publication being as follows:

June 20th

Additionally, our newspaper has a website and this public notice was posted on the same day(s) as it was published in the newspaper.

Date: June 20th, 2023

Eddie Burgess
Title: PUBLISHER'S REPRESENTATIVE

**FINAL ACTION TAKEN BY COUNTY COUNCIL OF
CLAY COUNTY, INDIANA
REGARDING RESOLUTION 2023-05
(Personal Property)**

WHEREAS, the County Council of Clay County, Indiana (hereinafter "County Council") adopted Resolution 2023-05 on the 5th day of June, 2023, and pursuant to Indiana Law has published notice of the adoption and substance of said Resolution including a description of the affected area and notice that a description of the affected area is available for inspection in the office of the county assessor and further stating a date on which the County Council would receive and hear remonstrances and objections; and

WHEREAS, the County Council has conducted the hearing as required by law and has received no remonstrances or objections to designation of the affected area as a revitalization area or to approval of the Statement of Benefits; and

WHEREAS, said matter is before the County Council for final action pursuant to Indiana Law; and

WHEREAS, the County Council has received and examined, prior to such hearing, a Statement of Benefits on the form prescribed by the Department of Local Government Finance and proper application for designation and has heard all appropriate evidence concerning the proposed project and has found and does find:

1. That the estimate of the cost of the new manufacturing equipment is reasonable for equipment of that type.
2. That the estimate of individuals who will be employed or whose employment will be retained as a result of the installation of the new manufacturing equipment and the proposed project can be expected from the proposed project.
3. That the estimate of annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed installation of the new manufacturing equipment and the proposed project. That the benefits about which information has been requested can be expected to result from the proposed project and the installation of the equipment.
4. That the benefits can reasonably be expected to result from the proposed installation of new manufacturing equipment and the proposed project.
5. That the totality of benefits is sufficient to justify the deduction.
6. That all qualifications for establishing an economic revitalization area have been met.

NOW, THEREFORE, for final action on Resolution 2023-05, the County Council of Clay County, Indiana, **RESOLVES, FINDS AND DETERMINES:**

1. That all of the requirements for designation of the real estate described in Resolution 2023-05 as an Economic Revitalization Area have been met, the foregoing findings are true and that all information required to be submitted has been submitted in proper form.
2. That Resolution 2023-05 is in all respects confirmed and approved (as modified to incorporate therein this final action) and that the benefits of the proposed redevelopment are sufficient to justify a personal property tax abatement over a ten (10) year deduction period under Indiana statutes in accord with the Abatement Schedule attached to Resolution 2023-05 for the proposed acquisition of the equipment described in the Statement of Benefits of petitioner and the deduction for the proposed project and acquisition of the equipment described in the Statement of Benefits submitted are approved and the County Council authorizes and directs endorsement of said statement to show such approval and that the real estate described in Resolution 2023-05 is declared an economic revitalization area for the purposes of a personal property tax abatement in accord with the Abatement Schedule attached to Resolution 2023-05 over a ten (10) year deduction period and the said real estate is hereby designated as an Economic Revitalization Area pursuant to I.C. 6-1.1-12.1-1, et seq. and petitioner is entitled to a personal property tax deduction over a ten (10) year deduction period in accord with the Abatement Schedule attached to Resolution 2023-05 in connection with the proposed acquisition of the new manufacturing equipment.
3. That said Resolution supplements any other designation of the real estate as a Revitalization Area or other similar designation.
4. That this Final Action, findings and confirmation of Resolution 2023-05 shall be incorporated in and be part of Resolution 2023-05
5. That this abatement is subject to the terms and provisions of the Abatement Calculation Agreement entered by and between Clay County and Petitioner pursuant to Indiana Code Section 6-1.1-12.1-2(i), which Agreement is hereby approved.

Passed in Open Council this 3rd day of July, 2023.

CLAY COUNTY COUNCIL



Dave Amerman



Jason Thomas



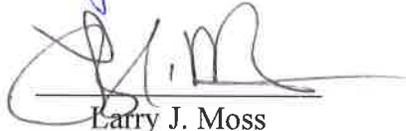
Jason Britton



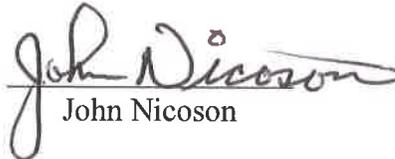
Patricia Heffner



Jacqueline Mitchell



Larry J. Moss



John Nicoson

ATTEST:


Patricia Foxx, Clay County Auditor

This instrument prepared by _____

Louis F. Britton, COX, ZWERNER, GAMBILL & SULLIVAN
511 Wabash Avenue, Terre Haute, IN 47807 ; (812) 232-6003.

ABATEMENT CALCULATION AGREEMENT (Personal Property)

This Abatement Calculation Agreement (Personal Property) (hereinafter the "Agreement") dated as of the 3rd day of July, 2023, serves as a confirmation of the commitment of **Process Development & Fabrication, Inc.** (hereinafter the "Applicant") to comply with the project description, job creation and retention (and associated wage and salary figures) contained in its Statement(s) of Benefits, submitted to the Clay County Council (hereinafter "County Council"), and is the Abatement Calculation Agreement referred to in the Resolution and Final Action of the Council approving the abatement, to-wit:

Statement of Benefits - Personal Property State Form No. 51764 (Form SB-1/PP), dated May 15, 2023.

In consideration of the adoption of Final Action regarding Resolution No. 2023-05 by the County Council approving Economic Revitalization Areas for Applicant granting a ten (10) year Personal Property Tax Abatement for Applicant's Project as described in the Statement of Benefits, Applicant agrees that the annual amount of its tax abatement shall be calculated as described below and that Applicant shall be obligated to refund any abatement received by it upon the occurrence of the events described below:

1. Applicant agrees to employ 199 full-time employees at the facilities identified in the Statement of Benefits (hereinafter "Project Site") by December 31, 2023, and to maintain at least that number of full-time jobs at the site during the term of the Abatement ("Projected Employment").
2. Employer agrees that by December 31, 2023, its annual payroll, exclusive of benefits, for employees working at the Project Site will be \$10,032,538.00 (hereinafter "Projected Payroll") and that the annual payroll, exclusive of benefits, for employees at the Project Site will remain at or above that amount during the term of the Abatement.
3. Applicant's annual abatement amount (the "Permitted Abatement") for each year of the Abatement shall be determined by multiplying the abatement amount as calculated for the tax year in accord with Indiana Code Section 6-1.1-12.1-4 by Applicant's "Compliance Ratio" as defined below. The Compliance Ratio will be equal to the smaller of (a) the ratio which Applicant's actual employment at the Project Site as of December 31 of each tax year bears to the Projected Employment or (b) the ratio which Applicant's actual annual payroll at the Project Site as of December 31 of each tax year bears to the Projected Payroll. Thus, for any year of the abatement in which Applicant's actual employment at the Project Site is 75% of the Projected Employment the final abatement amount to which Applicant is entitled for that year shall be equal to 75% of the abatement amount for that year as calculated pursuant to Indiana Code Section 6-1.1-12.1-4. If Applicant fails to meet both the Projected Payroll and Projected Employment figures in any year, the Compliance Ratio will be calculated using the calculation which results in the smallest amount of abated tax for that year. If any abatement has been granted to Applicant in any prior year in excess of the Permitted Abatement calculated as provided above, the County Council may demand repayment of any previously updated taxes in excess of the Permitted Abatement

amount for that year calculated as provided above as provided below or reduce the amount of Permitted Abatement to be credited to Applicant in any subsequent year.

If at any time during the term of the Abatement:

- (i) Applicant permanently ceases operations at the Project Site, or
- (ii) Applicant announces the permanent cessation of operations at the Project Site, or
- (iii) the assessed value of real property improvements or personal property at the Project Site are reduced below 50% of their current assessments as of the filing of the Statement of Benefits (provided such reduction is not a result of a change in the law regarding the method of calculating assessed value), or
- (iv) the total number of employees employed by Applicant or total payroll of Applicant at the Project Site is reduced below 50% of their current levels as shown by the Statement of Benefits, or
- (v) any Applicant that did not have any full-time employees at the Project Site at the time of the filing of its Statement of Benefits, does not meet at least 20% of the number of jobs ("Projected Jobs") or annual payroll ("Projected Payroll") specified in sections 1 and 2 above,

the Compliance Ratio shall be reduced to zero and the County Council may immediately reduce all future Permitted Abatement amounts to zero and require repayment to the County of an amount equal to all taxes abated in all prior years pursuant to the said Abatement Resolution.

In the event that the County Council requires repayment of any sums pursuant to this Agreement, it shall provide Applicant with a written statement calculating the amount to be repaid and the Applicant shall make such repayment to Clay County within thirty (30) days after mailing of such notice to Applicant's last address for purposes of mailing tax notices. The amount so determined to be due to be repaid shall be a lien on the real estate of Applicant in Clay County and if Applicant does not make timely repayment of the amounts required, the County Council shall be entitled to recover all reasonable costs and expenses, including its reasonable attorney's fees incurred in connection with the enforcement of this Agreement.

4. During the term of the abatement, the County Council may annually request information from the Applicant in the form of a verified statement describing the status of the Project including, but not limited to, the total capital expenditures for the Project, the number of full-time permanent employees at the Project Site as of December 31 of the preceding year and the total annual salaries of employees at the Project Site (excluding benefits) for the prior calendar year. Such requests shall be deemed complete upon mailing to the last address for the mailing of tax notices to Applicant. Within forty-five (45) days after the mailing of such notice, Applicant

shall provide its response to said requests. In the event that Applicant fails to provide such information in a timely fashion, the County Council may deem Applicant's Compliance Ratio for that year to be zero.

5. Pursuant to I.C. 6-1.1-12.1-14, the County Council of Clay County, Indiana has, pursuant to Resolution 6-2008, established an Abatement Fee. Applicant has been advised of said fee and agreed to the imposition of the Abatement Fee and incorporation of that fee in the initial Resolution approving the Abatement and acknowledges that, in accord with I.C. 6-1.1-12.1-14, if the fee is not paid, the County Council may adopt a resolution terminating Applicant's deduction under I.C. 6-1.1-12.1-3, 4.5 or 4.8. If the County Council adopts such a resolution, the deduction does not apply to the next installment of taxes owed by the Applicant or to any subsequent installment of property taxes.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date and year first above written.

"APPLICANT"

Process Development & Fabrication, Inc.

By: 
(Signature)

KENNETH MAURER (PRESIDENT)
(Printed Name and Title)

"County Council"

Dave Amerman

Patricia Heffner

Jason Thomas

Jacqueline Mitchell

Jason Britton

Larry J. Moss

John Nicoson

shall provide its response to said requests. In the event that Applicant fails to provide such information in a timely fashion, the County Council may deem Applicant's Compliance Ratio for that year to be zero.

5. Pursuant to I.C. 6-1.1-12.1-14, the County Council of Clay County, Indiana has, pursuant to Resolution 6-2008, established an Abatement Fee. Applicant has been advised of said fee and agreed to the imposition of the Abatement Fee and incorporation of that fee in the initial Resolution approving the Abatement and acknowledges that, in accord with I.C. 6-1.1-12.1-14, if the fee is not paid, the County Council may adopt a resolution terminating Applicant's deduction under I.C. 6-1.1-12.1-3, 4.5 or 4.8. If the County Council adopts such a resolution, the deduction does not apply to the next installment of taxes owed by the Applicant or to any subsequent installment of property taxes.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date and year first above written.

"APPLICANT"

Process Development & Fabrication, Inc.

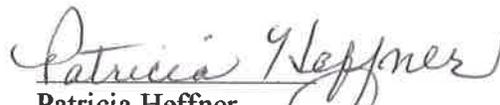
By: _____
(Signature)

(Printed Name and Title)

"County Council"



Dave Amerman



Patricia Heffner

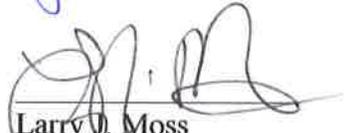


Jason Thomas

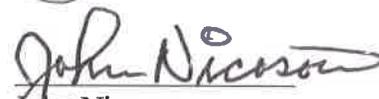


Jacqueline Mitchell

Jason Britton

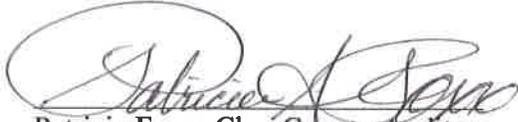


Larry J. Moss



John Nicoson

ATTEST:


Patricia Foxx, Clay County Auditor

Approved by the Clay County Commissioners, this 3rd day of July, 2023.


Bryan Allender


Marty Heffner


Paul Sinders

ATTEST:


Patricia Foxx, Clay County Auditor

This instrument prepared by _____
Louis F. Britton, COX, ZWERNER, GAMBILL & SULLIVAN, LLP
511 Wabash Ave., Terre Haute, IN 47807; (812) 232-6003



**STATEMENT OF BENEFITS
PERSONAL PROPERTY**

State Form 51764 (R5 / 1-21)

Prescribed by the Department of Local Government Finance

FORM SB-1 / PP

PRIVACY NOTICE

Any information concerning the cost of the property and specific salaries paid to individual employees by the property owner is confidential per IC 6-1.1-12.1-5.1.

INSTRUCTIONS:

1. This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body **BEFORE** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction.
2. The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the installation of qualifying abatable equipment for which the person desires to claim a deduction.
3. To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between January 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between January 1 and the extended due date of that year.
4. Property owners whose Statement of Benefits was approved, must submit Form CF-1/PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
5. For a Form SB-1/PP that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. For a Form SB-1/PP that is approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. (IC 6-1.1-12.1-17)

SECTION 1						TAXPAYER INFORMATION							
Name of taxpayer Process Development & Fabrication, Inc.				Name of contact person Kenneth Maurer									
Address of taxpayer (number and street, city, state, and ZIP code) 10102 N Murphy Ave. Brazil, IN 47834						Telephone number (812) 239-1772							
SECTION 2						LOCATION AND DESCRIPTION OF PROPOSED PROJECT							
Name of designating body Clay County Council						Resolution number (s) 2023-							
Location of property 10102 N Murphy Ave. Brazil, IN 47834				County Clay		DLGF taxing district number 11-001							
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (Use additional sheets if necessary.) See attached real estate description. Cincinnati Laser System, CLX3015, 15,000 watt.						ESTIMATED							
								START DATE		COMPLETION DATE			
						Manufacturing Equipment		06/01/2023		09/30/2023			
						R & D Equipment							
						Logist Dist Equipment							
IT Equipment													
SECTION 3						ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT							
Current Number 212		Salaries 10,182,538		Number Retained 212		Salaries <i>9,726,000</i> 10,182,538		Number Additional 1		Salaries 50,000			
SECTION 4						ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT							
NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the COST of the property is confidential.				MANUFACTURING EQUIPMENT		R & D EQUIPMENT		LOGIST DIST EQUIPMENT		IT EQUIPMENT			
				COST		ASSESSED VALUE		COST		ASSESSED VALUE		COST	
Current values				4,287,960		4,287,960							
Plus estimated values of proposed project				1,149,000		1,149,000							
Less values of any property being replaced				0		0							
Net estimated values upon completion of project				5,436,960		5,436,960							
SECTION 5						WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER							
Estimated solid waste converted (pounds) N/A						Estimated hazardous waste converted (pounds) N/A							
Other benefits: N/A													
SECTION 6						TAXPAYER CERTIFICATION							
I hereby certify that the representations in this statement are true.													
Signature of authorized representative <i>[Signature]</i>								Date signed (month, day, year) 5-15-23					
Printed name of authorized representative KENNETH MAURER						Title PRESIDENT							

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

A. The designated area has been limited to a period of time not to exceed N/A calendar years * (see below). The date this designation expires is N/A. *NOTE: This question addresses whether the resolution contains an expiration date for the designated area.*

B. The type of deduction that is allowed in the designated area is limited to:

1. Installation of new manufacturing equipment;	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	<input type="checkbox"/> Enhanced Abatement per IC 6-1.1-12.1-18 <i>Check box if an enhanced abatement was approved for one or more of these types.</i>
2. Installation of new research and development equipment;	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
3. Installation of new logistical distribution equipment.	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
4. Installation of new information technology equipment;	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	

C. The amount of deduction applicable to new manufacturing equipment is limited to \$ _____ cost with an assessed value of \$ _____. (One or both lines may be filled out to establish a limit, if desired.)

D. The amount of deduction applicable to new research and development equipment is limited to \$ _____ cost with an assessed value of \$ _____. (One or both lines may be filled out to establish a limit, if desired.)

E. The amount of deduction applicable to new logistical distribution equipment is limited to \$ _____ cost with an assessed value of \$ _____. (One or both lines may be filled out to establish a limit, if desired.)

F. The amount of deduction applicable to new information technology equipment is limited to \$ _____ cost with an assessed value of \$ _____. (One or both lines may be filled out to establish a limit, if desired.)

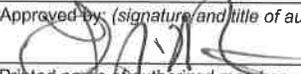
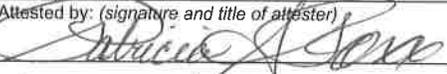
G. Other limitations or conditions (specify) abatement calculation agreement and annual abatement fee

H. The deduction for new manufacturing equipment and/or new research and development equipment and/or new logistical distribution equipment and/or new information technology equipment installed and first claimed eligible for deduction is allowed for:

<input type="checkbox"/> Year 1	<input type="checkbox"/> Year 2	<input type="checkbox"/> Year 3	<input type="checkbox"/> Year 4	<input type="checkbox"/> Year 5	<input type="checkbox"/> Enhanced Abatement per IC 6-1.1-12.1-18 Number of years approved: _____ (Enter one to twenty (1-20) years; may not exceed twenty (20) years.)
<input type="checkbox"/> Year 6	<input type="checkbox"/> Year 7	<input type="checkbox"/> Year 8	<input type="checkbox"/> Year 9	<input checked="" type="checkbox"/> Year 10	

I. For a Statement of Benefits approved after June 30, 2013, did this designating body adopt an abatement schedule per IC 6-1.1-12.1-17? Yes No
If yes, attach a copy of the abatement schedule to this form.
If no, the designating body is required to establish an abatement schedule before the deduction can be determined.

Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved by: (signature and title of authorized member of designating body) 	Telephone number (812) 448-9001	Date signed (month, day, year) July 3, 2023
Printed name of authorized member of designating body Larry Moss, County Council President	Name of designating body Clay County Council	
Attested by: (signature and title of attester) 	Printed name of attester Patricia Foxx	

* If the designating body limits the time period during which an area is an economic revitalization area, that limitation does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years that is less than the number of years designated under IC 6-1.1-12.1-17.

IC 6-1.1-12.1-17

Abatement schedules

Sec. 17. (a) A designating body may provide to a business that is established in or relocated to a revitalization area and that receives a deduction under section 4 or 4.5 of this chapter an abatement schedule based on the following factors:

- (1) The total amount of the taxpayer's investment in real and personal property.
- (2) The number of new full-time equivalent jobs created.
- (3) The average wage of the new employees compared to the state minimum wage.
- (4) The infrastructure requirements for the taxpayer's investment.

(b) This subsection applies to a statement of benefits approved after June 30, 2013. A designating body shall establish an abatement schedule for each deduction allowed under this chapter. An abatement schedule must specify the percentage amount of the deduction for each year of the deduction. Except as provided in IC 6-1.1-12.1-18, an abatement schedule may not exceed ten (10) years.

(c) An abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits.

Exhibit A

Legal Description

Tract I:

A part of the Southwest Quarter of the Southwest Quarter of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows: Beginning at a point three hundred sixty-four (364) feet north of the southwest corner of the above described quarter, quarter section; thence east parallel with the south line of said quarter, quarter section two hundred fifteen (215) feet; thence north parallel with the west line of said quarter, quarter section one hundred forty-six (146) feet; thence west two hundred fifteen (215) feet to a point on the west section line, thence south along said west line one hundred forty-six (146) feet to the place of beginning, containing seventy-two hundredths (.72) of an acre, more or less.

Tract II:

A part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows: Beginning at a point 510 feet North of the Southwest corner of said Quarter, Quarter Section; thence running East 215 feet; thence running North 66 feet; thence running West 215 feet; thence running South 66 feet to the place of beginning, containing .33 acres, more or less.

Tract III:

A part of the Southwest Quarter (SW 1/4) of the Southwest Quarter (SW 1/4) of Section Twenty-nine (29), Township Thirteen (13) North, Range Six (6) West, more particularly described as follows: Beginning at a point 231 feet North of the Southwest corner of said Quarter, Quarter Section; thence running North 133 feet; thence running East 215 feet; thence running North 212 feet; thence running East 1,105 feet, more or less, to the East line of said Quarter, Quarter Section; thence running South 345 feet to a point 231 feet North of the Southeast corner of said Quarter, Quarter Section; thence running West 1,320 feet, more or less, to the place of beginning, containing 9.41 acres, more or less.

YEAR OF DEDUCTION	PERCENTAGE
----------------------	------------

1st	100%
2nd	90%
3rd	80%
4th	70%
5th	60%
6th	50%
7th	40%
8th	30%
9th	20%
10th	10%
11th and thereafter	0%