

**MOORESVILLE TOWN COUNCIL
OF MORGAN COUNTY, INDIANA**

RESOLUTION NO. 11-2020

**RESOLUTION OF THE TOWN COUNCIL OF THE
TOWN OF MOORESVILLE, INDIANA, APPROVING AN
ABATEMENT AND WAIVER OF NONCOMPLIANCE FOR
INNOVATIVE PERFORMANCE TECHNOLOGIES, LLC**

WHEREAS, pursuant to Indiana Code § 6-1.1-12.1-1, *et. seq.* (the “Act”), the Town of Mooresville, Indiana (the “Town”), by and through its Council acting in its capacity as the fiscal body of the Town and acting as the designating body identified in the Act (the “Council”), has the right and opportunity to abate the payment of personal property taxes for real estate located within an area declared by the Council to be an Economic Revitalization Area; and

WHEREAS, pursuant to the Act, the Council may find that a particular area within the jurisdiction of the Town is an Economic Revitalization Area and may by the adoption of a resolution declare such area to be an Economic Revitalization Area, which resolution must subsequently be confirmed, modified, or rescinded by the Council; and

WHEREAS, on June 2, 2020, the Council adopted Confirmatory Resolution 6-2020 and declared the area identified in Exhibit A as an Economic Revitalization Area; and

WHEREAS, on August 18, 2020, Innovative Performance Technologies, LLC (“Innovative Performance”) filed a Statement of Benefits Personal Property Form (SB-1/PP), which is attached hereto as Exhibit B, with the Council, requesting a three year personal property abatement for the installation of new manufacturing equipment; and

WHEREAS, according to the SB-1/PP form, the installation of the new equipment for Innovative Performance was completed on August 21, 2020; and

WHEREAS, Innovative Performance was required under Indiana Code § 6-1.1-12.1-4.5, to file a completed statement of benefits form with the Council before the installation of the new manufacturing equipment; and

WHEREAS, Innovative Performance did not comply with Indiana Code § 6-1.1-12.1-4.5;

WHEREAS, other than the noncompliance with the filing date, Innovative Performance otherwise qualifies for the deduction; and

WHEREAS, Indiana Code § 6-1.1-12.1-11.3 permits noncompliance events such as the failure to submit the completed statement of benefits form to the fiscal body before the installation of new manufacturing equipment;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF MOORESVILLE, INDIANA:

SECTION 1. The Council has caused to be published in *Mooreville Decatur Times* a notice (the "Notice") pursuant to Indiana Code § 6-1.1-12.1-11.3 and Indiana Code § 5-3-1 the substance of this resolution, including notice that the Council would hold a public hearing in accordance with the Act on October 6, 2020, which Notice was published at least ten (10) days prior to the date of the public hearing on October 6, 2020.


SECTION 2. At the Public Hearing held on the date hereof, the Council received, heard and considered any remonstrances and objections from interested persons and heard evidence concerning the waiver of noncompliance.

SECTION 3. After considering the evidence, this Council hereby waives all nonconformities that are waiveable under state and local law. Therefore, Innovative Performance shall be treated as if it had complied with the procedural requirements of Indiana Code § 6-1.1-12.1. Council hereby approves the abatement.


SECTION 4. This Resolution shall be in full force and effect from and after its passage.

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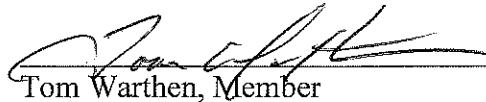
ADOPTED BY THE COUNCIL OF THE TOWN OF MOORESVILLE, INDIANA this
6th day of October, 2020.



Shane Williams, President



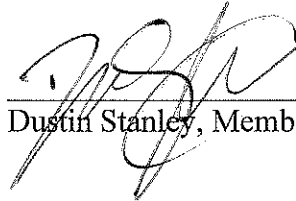
Jeff Cook, Vice President



Tom Warthen, Member

YES PER PHONE

Jessica Hester, Member



Dustin Stanley, Member

ATTEST:

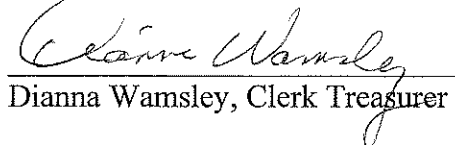

Dianna Wamsley, Clerk Treasurer

EXHIBIT A

**Parcel Legal Description and Map of Innovative Performance
Economic Revitalization Area**

**LOT 22A Replat FLAGSTAFF BUSINESS
PARK (1.229 A)**

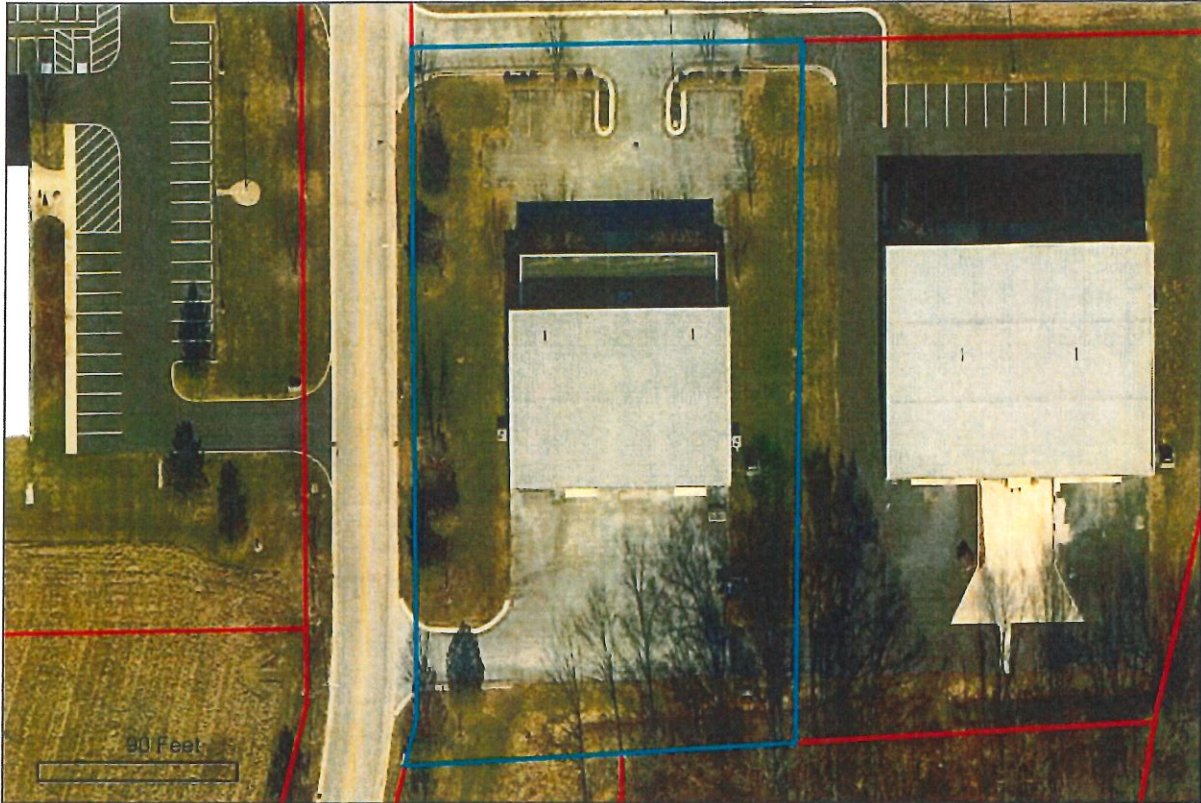


Exhibit B
Statement of Benefits Personal Property Form (SB-1/PP)

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