



# CITY OF BROWN CITY

*A Progressive Industrial and Agricultural Community*

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Mayor  
Christine Lee

## CITY OF BROWN CITY

Resolution No. 11-09

Councilmembers:  
Patricia Jacobson  
Dan Loutzenhiser  
Ross McIvor  
Julie Miller  
Eugene Navock  
William Walters

### **A RESOLUTION APPROVING THE APPLICATION OF MAPLE VALLEY PLASTICS, INC., FOR AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE FOR A NEW FACILITY IN BROWN CITY'S INDUSTRIAL DEVELOPMENT DISTRICT NUMBER 1.**

City Clerk:  
Kelly Pavel

WHEREAS, pursuant to Act Number 198 of the Public Acts of 1974, after a duly noticed public hearing held on the 28<sup>th</sup> day of May 1981, the City Council of the City of Brown City, Michigan, by resolution, established Brown City Industrial Development District Number 1; and,

City Treasurer:  
Carol Walters

WHEREAS, Maple Valley Plastics, LLC has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Brown City Industrial Development District Number 1; and,

City Manager:  
Clint Holmes

Police Chief:  
Ron Smith

WHEREAS, before receiving said application, the City Council for the City of Brown City held a hearing on August 8, 2011, at the City Hall, in the City of Brown City, at 7:15 PM, at which hearing the applicant and public were afforded an opportunity to be heard on the proposed application; and,

DPW Foreman:  
Phil Bartle

WHEREAS, before acting on said application, the City Council for the City of Brown City held a hearing on September 12, 2011, at the City Hall, in the City of Brown City, at 7:15 PM at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and,

Administrative Assistant:  
David Van Cura

WHEREAS, construction of the facility and installation of new machinery and equipment had not begun earlier than six (6) months before September 12, 2011, the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and,

WHEREAS, completion of the facility is calculated to and will, at the time of issuance of the certificate, have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Brown City; and,

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Brown City, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, THE CITY OF BROWN CITY RESOLVES:

- (a) That granting of this facilities exemption certificate considered together with the aggregate amount of the industrial facilities exemption certificate previously granted and currently in force, shall not have the effect of substantially impeding the operation of the City or impairing the financial soundness of a taxing unit which levies an *ad valorem* property tax in the local governmental units in which the facility is located;
- (b) That the facility is located within an industrial development district which was duly established in a local governmental unit eligible under the Act to establish a district and which was established by the local governmental unit's own initiative taken before the commencement of the construction of the facility;
- (c) That the commencement of the construction of the facility occurred not earlier than 6 months before filing of the application for the industrial facilities exemption certificate;
- (d) That completion of the facility is calculated to and will at the time of issuing of the certificate have the reasonable likelihood to create six (6) new jobs;
- (e) That completion of the facility shall not have the effect of transferring employment from one or more local governmental units of the State or the local government unit which the facility is to be located;
- (f) That the application of Maple Valley Plastics, Inc., for an Industrial Facilities Exemption Certificate for 12 years (**until 2023**) on personal property is hereby approved.

The foregoing Resolution was offered on September 12, 2011, by Councilmember William Walters, and seconded by Councilmember Eugene Navock. There followed a Roll Call Vote with six (6) Councilmembers present:

CM Jacobson-yes, CM Loutzenhiser yes, CM McIvor-yes, CM Miller-yes, CM Navock-yes, CM Walters-yes.

Yeas: <u>6</u>	Abstaining: <u>0</u>
Nays: <u>0</u>	Absent: <u>0</u>

A QUORUM BEING PRESENT – MOTION DECLARED CARRIED.

I, Kelly J. Pavel, City Clerk of the City of Brown City, hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the government of the City of Brown City, County of Sanilac, State of Michigan at a regular meeting held on September 12, 2011, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

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Kelly J. Pavel  
City Clerk  
City of Brown City  
Sanilac County, Michigan