

PASSED 1/9/17 BY A VOTE PF 6-1, COTTON VOTING NO

RESOLUTION NO. 1 -2017

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA APPROVING THE TRANSFER OF TAX ABATEMENTS FROM MCMILLAN PARTNERSHIP, LLC AND TASK FORCE TIPS, INC . TO TASK FORCE TIPS, LLC.

WHEREAS, The Common Council of the City of Valparaiso, Indiana approved a 10 year tax abatement for **MCMILLAN PARTNERSHIP, LLC** by adoption of **Resolution 27-2011**. This tax abatement was for improvement to real property located at 3701 Innovation Way, Valparaiso.

WHEREAS, The Common Council of the City of Valparaiso, Indiana approved the following tax abatement for **TASK FORCE TIPS, INC.** by adoption of the following Resolutions

- a. **Resolution 5-2008** - 10 year tax abatement on equipment.
- b. **Resolution 13-2010** - 5 year tax abatement on equipment.
- c. **Resolution 7-2012** - 5 year tax abatement on equipment.
- d. **Resolution 7-2013** -- 5 year tax abatement on equipment.
- e. **Resolution 12-2014** - 10 year tax abatement on equipment.
- f. **Resolution 9-2015** -- 10 year tax abatement on equipment.

WHEREAS, **MCMILLAN PARTNERSHIP, LLC** and **TASK FORCE TIPS, INC** have informed the Common Council of the City of Valparaiso, Indiana that the real and personal property subject to the above-referenced tax abatements will be transferred to a new entity - **TASK FORCE TIPS , LLC**, a Delaware corporation licensed to do business in Indiana. The transfer will be completed on or before January 30, 2017.

WHEREAS, Both **MCMILLAN PARTNERSHIP, LLC** and **TASK FORCE TIPS, INC** are in full compliance with the requirement of each tax abatement.

WHEREAS, **MCMILLAN PARTNERSHIP, LLC** and **TASK FORCE TIPS, INC** are requesting that the above-referenced tax abatements be transferred to **TASK FORCE TIPS , LLC**, a Delaware corporation licensed to do business in Indiana.

WHEREAS, As a condition precedent to any transfer, **TASK FORCE TIPS , LLC**, would be subject to all commitments of **MCMILLAN PARTNERSHIP, LLC** and **TASK FORCE TIPS, INC** .

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Valparaiso, Indiana approves of the transfer of the above-referenced tax abatements to **TASK FORCE TIPS, LLC** based on the following conditions:

- a. **MCMILLAN PARTNERSHIP, LLC** and **TASK FORCE TIPS, INC** . are not in default of any conditions relating to any of the above-referenced tax abatements.
- b. The length of each tax abatement shall not be extended beyond the term provided in each of the above-referenced Resolution.
- c. **TASK FORCE TIPS, LLC** will file the necessary CF-1 forms as required by law

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BE IT FURTHER RESOLVED 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.

BE IT FURTHER RESOLVED that this Resolution shall be in full force and effect from and after its passage and adoption by the City Common Council and upon the signature of the Mayor of the City as the executive of the City.

**PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF VALPARAISO,
INDIANA,**

by a vote of _____ “Ayes” and _____ “Nays” of those Council members present on this day,

Jon Costas
Mayor

ATTEST:

Sharon Swihart, Clerk-Treasurer