

EM Submission: EME2422014

Presented: 4-21-14

Adopted: 4-23-14

By the Emergency Manager:

**Resolution Approving an Industrial Facilities Exemption Certificate for
American SpiralWeld Pipe Co., L.L.C**

(Public Act 198 of 1974 as amended)

Pursuant to the requirements of Act 198 of the Public Acts of 1974, as amended, after a duly noticed public hearing held on March 12, 2014, the Emergency Manager of the City of Flint, by resolution, established an Industrial Development District.

The applicant has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility and personal property to be constructed and installed, respectively, within the Industrial Development District.

Before acting on said application, the Emergency Manager of the City of Flint held a meeting on April 3, 2014 in Council Chambers of Flint City Hall at which the applicant, the City Assessor, and representatives of the affected taxing units were afforded an opportunity to be heard.

Construction of the facility and installation of new machinery and equipment had not begun earlier than six (6) months before February 11, 2014, the date of acceptance of the application for the Industrial Facilities Exemption Certificate.

Completion of the facility is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to create employment in the City of Flint.

Resolved, that the Emergency Manager finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the affect of substantially impeding the operation of the City of Flint, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Flint.

Be It Further Resolved, that:

1. The American SpiralWeld Pipe Co., L.L.C. application, for an Industrial Facilities Exemption Certificate, with respect to a new facility on the legally described real property located within the established Industrial Development District, to wit:

See legal description on the **Attachment**

be and the same is hereby approved.


2. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of 12 years.

RESOLVED, That the Emergency Manager is authorized to execute the Tax Abatement Agreement with the applicant specifying the conditions/recourses of the Industrial Facilities Exemption Certificate.

APPROVED AS TO FORM:


Peter M. Bade, City Legal Officer

APPROVED AS TO FINANCES:


Gerald Ambrose, Finance Director

EFM DISPOSITION:

ENACT ✓ REFER TO COUNCIL _____ FAIL _____


Darnell Earley, Emergency Manager

DATED: 4-23-14

RESOLUTION STAFF REVIEW FORM

DATE –

April 9, 2014

Agenda Item Title:

Resolution Approving an Industrial Facilities Exemption Certificate (American SpiralWeld Pipe Co., L.L.C.)

Prepared By

The Department of Community and Economic Development

Background/Summary of Proposed Action:

The purpose for which this resolution is being presented is to consider approval of an Industrial Facilities Exemption Certificate for American SpiralWeld Pipe Company L.L.C. on a \$14,241,827 real and personal.

American Spiral Weld Pipe Company L.L.C. has submitted an application for an Industrial Facilities Exemption Certificate, under Public Act 198 of 1974 as amended. The company will operate and assume responsibility for all real and personal property taxes on a newly constructed 178,000 square foot facility designed to produce spiral welded steel water pipes. The facility will be located at 1225 E. Marengo and situated on the previous location of the Buick Powertrain North building 38. The project site is bounded by Pierson Road on the north, Stewart Avenue on the south and the C & O Railroad on the east. The company expects to employ 40 – 50 workers. The estimated total project cost is \$14,241,827

American Spiral Weld Pipe Company L.L.C. is a wholly owned subsidiary of American Cast Iron Pipe Company based in Birmingham, AL.

Financial Implications (Analysis):

Under Public Act 198, approval of an Industrial Facilities Exemption Certificate affords the holder an assessment of its new investment of real and personal property at 50 percent of the calculated true cash value.

Budgeted Expenditure: Yes _____ No N/A

Please explain, if no: N/A

Account #:

Reviewed and approved by C. Dotson N/A

Date

Pre-encumbered: Yes _____ No _____ **Requisition #** _____

N/A

Suspension/Debarment (EPLS) Yes _____ N/A

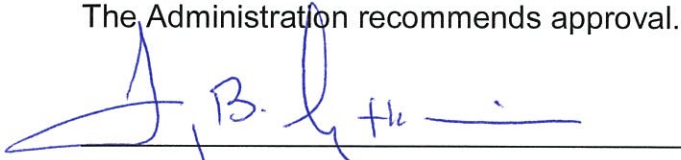
Please complete the *Suspension and Debarment Disclosure Form*. It is available in the shared drive for grants administration:\DCED\Forms\Good Standing Form-EPLS. Attach relevant information to the resolution per form instructions.

Other Implications (i.e., collective bargaining:

There are no known implications

Staff Recommendation:

The Administration recommends approval.

A handwritten signature in blue ink, appearing to read 'Tracy Atkinson', is written over a horizontal line.

Tracy Atkinson, Chief Officer
DCED

ATTACHMENT

Parcel No. 47-31-257-018

AMERICAN SPIRALWELD PIPE COMPANY, LLC. PARCEL LEGAL DESCRIPTION:

A PARCEL OF LAND IN THE NORTHEAST $\frac{1}{4}$ OF SECTION 31, T.8N., R.7E., GENESEE COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT A POINT ON THE EAST LINE OF LOT 335 OF "CLOVERDALE NO. 2" SUBDIVISION (#5791), A FOUND $\frac{1}{2}$ " IRON & CAP #24608; THENCE N.89°06'20"E., 80.15' (N.89°01'47"E, 80.00' REC.) TO A FOUND PK & TAG #24608; THENCE 87°44'40"E., 300.38' (S.87°43'36"E., 300.44' REC.) TO A FOUND PK & TAG #24608; THENCE N.88°59'14"E., 159.98' (N.89°01'47"E., 160.00' REC.) TO A FOUND PK & TAG #24608; THENCE N.89°24'54"E., 144.88' (N.89°26'32"E., 144.81' REC.) TO A FOUND $\frac{1}{2}$ " IRON & CAP #24608, THENCE S.10°54'31"W., 1083.23' TO A SET $\frac{1}{2}$ " IRON & CAP #56048; THENCE S.89°01'41"W., 1181.97' (RUNNING ALONG THE ENTIRE LENGTH OF THE NORTH EDGE OF FORMER GM BUILDING #36) TO A POINT ON THE EAST RIGHT-OF-WAY OF HORTON AVE. (60' WIDE) TO A SET $\frac{1}{2}$ " IRON & CAP #56048; THENCE ALONG SAID RIGHT OF WAY, ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 469.17', CENTRAL ANGLE OF 4°56'32", LENGTH OF 40.47 (CHORD: N.23°54'24"E., 40.46') TO A SET IRON & CAP #56048; THENCE CONTINUING ALONG SAID RIGHT OF WAY, N.26°22'49"E., 283.18' TO A FOUND CHISELED "X" IN SIDEWALK; THENCE ALONG THE SOUTH RIGHT-OF-WAY OF PHILADELPHIA BLVD. (60' WIDE) N.89°09'44"E., 493.16' (N.89°09'27"E., 492.94 REC.) TO A FOUND PK & TAG #24608; THENCE ALONG THE EAST LINE OF LOT 448 & 422 OF "CLOVERDALE NO.2" SUBDIVISION, N.0°59'24"W, 259.87' (N.00°58'13"W., 260.00' REC.) TO A FOUND $\frac{1}{2}$ " IRON (NO CAP); THENCE ALONG THE NORTH LINE OF LOT 423 OF SAID SUBDIVISION, N.89°07'03"E., 40.19' (N.89°01'47"E, 40.00' REC.) TO A FOUND PK & TAG #24608; THENCE ALONG THE WEST LIMITS OF VACATED MARENGO AVE., AND THE EAST LINE OF LOTS 406 & 380 OF SAID SUBDIVISION, N.1°02'56"W., 260.27' (N.00°58'13"W., 260.00' REC.) TO A FOUND $\frac{1}{2}$ " IRON & CAP #24608; THENCE ALONG THE NORTH LINE OF LOTS 381 & 382, AND THE SOUTH RIGHT-OF-WAY OF LOMITA AVE. (60' WIDE), N.89°01'47"E., 79.99' (N.89°01'47"E., 80.00' REC.) TO A FOUND PK & TAG #24608; THENCE ALONG THE WEST LIMITS OF VACATED LOMITA AVE., AND THE EAST LINE OF LOT 361, N.0°58'13"W., 159.98' (N.0°58'13"W., 160.00' REC.) TO A FOUND $\frac{1}{2}$ " IRON & CAP #24608; THENCE ALONG THE NORTH LINE OF LOT 361, S.89°02'38"W., 40.05' (S.89°01'47"W., 40.00' REC.) TO A FOUND $\frac{1}{2}$ " IRON & CAP #24608; THENCE ALONG THE EAST LINE OF LOT 335, N.0°56'29"W., 110.78' (N.0°58'13"W., 110.80' REC.) TO THE POINT OF BEGINNING., CONTAINING 18.898 ACRES, MORE OR LESS. SUBJECT TO WATER, POWER, SANITARY & STORM SEWER EASEMENTS, PRIMARILY WITHIN PORTIONS OF VACATED STREETS (SEE NOTES 6-23). BASIS OF BEARING: GRID NORTH. POINT OF BEGINNING LOCATION (SPCS MI S, NAD83, Int.Ft.), N=569,683.41, E=13,306,705.38. COURSES SHOWN WITH "REC." REFER TO "CERTIFICATE OF SURVEY, BOUNDARY SURVEY OF PART OF CLOVERDALE AND CLOVERDALE NO. 2, MAPLEWOOD ANNEX AND MAPLEWOOD ANNEX NO.1" (MAP #0103.051, BMJ ENGINEERS & SURVEYORS, 7/9/01).