

**RESOLUTION #06052017-2**

**A RESOLUTION GRANTING TAX ABATEMENT  
TO FOAM RUBBER PRODUCTS OF NORTH CAROLINA  
(PERSONAL PROPERTY)**

IT IS HEREBY RESOLVED by the City of New Castle, Henry County, Indiana, as follows:

WHEREAS, Foam Rubber Products of North Carolina has filed its Statement of Benefits with the City of New Castle, stating its desire to acquire new manufacturing equipment at an estimated cost of five hundred dollars (\$500,000.00);

WHEREAS, fifty (50) employees will be hired, which said employees receive an annual salary of \$1,004,000.00;

WHEREAS, the City of New Castle, through its Common Council and its Redevelopment Commission, has previously determined that the above described industrial site is an economic revitalization area; and

WHEREAS, the City of New Castle, through its Common Council, at its meeting held this date, has been asked to make findings as a result of the filing of said Statement of Benefits.

NOW THEREFORE, BE IT RESOLVED that the City Council of New Castle, Henry County, Indiana, makes the following findings based upon its review of the Statement of Benefits filed herein:

1. The estimate of the costs of the new manufacturing equipment is reasonable;

2. The estimate of the number of individuals whose employment will be created can be reasonably expected to result from the new equipment when added;

3. The estimate of the annual wages and salaries of those individuals who will be employed can be reasonably expected to result from the proposed new equipment;

4. That the hiring of said employees and the new equipment to be realized by Foam Rubber Products of North Carolina should have a positive effect upon the economy of New Castle, Henry County, Indiana by helping stabilize and improve employment; and

5. The totality of the benefits to be derived by the purchase of such new equipment is sufficient to justify the deduction created by the approval of tax abatement.

NOW THEREFORE, BE IT RESOLVED that the City Council of New Castle, Henry County, Indiana hereby approves the Statement of Benefits filed herein by Foam Rubber Products of North Carolina and approves deductions from the personal property taxes to be assessed against said personal property over a term of five (5) years, (year 1, 100% abatement; year 2, 80% abatement; year 3, 60% abatement; and year 4, 40% abatement, year 5, 20% abatement, year 6, 0 abatement) according to the attached Statement of Benefits.

BE IT FURTHER RESOLVED that the deductions to be taken as a result of the abatements approved hereby shall be determined by applying the applicable percentages set forth above to the assessed value of the new equipment.

BE IT FURTHER RESOLVED that the approval of tax abatement as herein approved is consistent with the objectives to be achieved by I.C. 6-1.1-12.1-1 et seq.

BE IT FURTHER RESOLVED that the Clerk-Treasurer of New Castle shall certify copies of this Resolution and deliver a certified copy of same in the Office of the Auditor of Henry County and deliver a certified copy to the Assessor of Henry County and that a copy of said Resolution shall also be delivered to Foam Rubber Products of North Carolina

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS DAY OF \_\_\_\_\_ ' 2017.

\_\_\_\_\_  
Greg York, PRESIDING OFFICER  
COMMON COUNCIL, NEW CASTLE,  
INDIANA

ATTEST:

\_\_\_\_\_  
Christy York,  
CLERK-TREASURER

AYE

NAY

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

APPROVED BY ME THIS DAY OF \_\_\_\_\_, 2017.

\_\_\_\_\_  
Greg York, Mayor  
City of New Castle, Indiana



**STATEMENT OF BENEFITS  
PERSONAL PROPERTY**

State Form 51764 (R4/11-15)

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 <b>Foam Rubber Products of North Carolina</b>		Name of contact person <b>Jamie Rust</b>						
Address of taxpayer (number and street, city, state, and ZIP code) <b>2000 Troy Avenue, New Castle, IN, 47362</b>		Telephone number <b>( 765 ) 521-2000</b>						
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT								
Name of designating body <b>New Castle Common Council</b>		Resolution number (s)						
Location of property <b>2600 Troy Avenue, New Castle, IN 47362</b>		County <b>Henry County</b>						
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.) <b>Foam Rubber is engaged in the fabrication and sale of flexible urethane foam products for the office furniture and transportation industries.</b>		ESTIMATED						
		START DATE	COMPLETION DATE					
		05/01/2017	12/31/2017					
		05/01/2017	12/31/2017					
		05/01/2017	12/31/2017					
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT								
Current number <b>125</b>	Salaries <b>4,100,000</b>	Number retained <b>125</b>	Salaries <b>4,100,000</b>					
		Number additional <b>50</b>	Salaries <b>1,004,000</b>					
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	ASSESSED VALUE	COST	ASSESSED VALUE
Current values	2,073,514	2,073,514			178,075	178,075	85,784	85,784
Plus estimated values of proposed project	500,000	500,000					120,000	120,000
Less values of any property being replaced								
Net estimated values upon completion of project	2,573,514	2,573,514			178,075	178,075	205,784	205,784
SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER								
Estimated solid waste converted (pounds) _____		Estimated hazardous waste converted (pounds) _____						
Other benefits:								
SECTION 6 TAXPAYER CERTIFICATION								
I hereby certify that the representations in this statement are true.								
Signature of authorized representative 		Date signed (month, day, year) <b>4/12/17</b>						
Printed name of authorized representative <b>JAMIE L. RUST</b>		Title <b>Controller</b>						

**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 \_\_\_\_\_ calendar years • (see below). The date this designation expires is \_\_\_\_\_ . *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;  Yes  No  Enhanced Abatement per IC 6-1.1-12.1-18
  - 2 . Installation of new research and development equipment;  Yes  No *Check box if an enhanced abatement was approved for one or more of these types.*
  - 3 . Installation of new logistical distribution equipment.  Yes  No
  - 4 . Installation of new information technology equipment;  Yes  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): \_\_\_\_\_
- 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:
- Year1  Year2  Year3  Year4  Year5  Enhanced Abatement per IC 6-1.1-12.1-18
  - Year6  Year7  Year8  Year9  Year10 *Number of years approved: \_\_\_\_\_*
  - (Enter one to twenty (1-20) years; may not exceed twenty (20) years.)*
- 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

Approved by: (signature and title of authorized member of designating body)	Telephone number ( )	Date signed (month, day, year)
Printed name of authorized member of designating body	Name of designating body	
Attested by: (signature and title of attester)	Printed name of attester	

• 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. 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.