**RESOLUTION 19-238**

A RESOLUTION OF THE CITY OF WOODBURN, INDIANA

COMMON COUNCIL DETERMINING

SUBSTANTIAL NON-COMPLIANCE FOR MIDWEST WELD SOURCE, INC.

**WHEREAS**, the City Council of Woodburn previously approved the Statement of Benefits (SB-1) forms for Midwest Weld Source, Inc. and did adopt Confirmatory Resolution 17-221 under I.C. 6-1.1-12.1; and

 **WHEREAS,** in order to receive the deduction authorized under said resolution, the property owner must file certain forms, prescribed by the Department of Local Government Finance, with the Allen county Auditor and the City Council of Woodburn; and

 **WHEREAS**, Midwest Weld Source, Inc. did not file its “Application For Deduction From Assessed Valuation of Structures In Economic Revitalization Areas and Compliance with Statement of Benefits Real Estate Improvements” (Form 322 / RE) and Compliance with Statement of Benefits forms (CF-1) for the 2019 Pay 2020 tax year by the filing deadline; and

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of Woodburn that

Midwest Weld Source, Inc. has failed to file a Compliance with the Statement of Benefits Form (CF-1) for 2019 pay 2020 and its Application For Deduction From Assessed Valuation of Structures In Economic Revitalization Areas (Form322/RE) and that said failure was not caused by factors outside of their control;

**BE IT ALSO RESOLVED**, that Midwest Weld Source, Inc. be mailed a notice requesting that a representative appear before the City Council of Woodburn on July 15, 2019 for a hearing to further consider Midwest Weld Source, Inc. Compliance with Statement of Benefits and Application For Deduction From Assessed Valuation of Structures In Economic Revitalization Areas; and,

**BE IT ALSO RESOLVED**, that if any part, parts, 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.

**ADOPTED** this 17th day of June, 2019, by the City Council of Woodburn, Indiana.

**<SIGNATURES ON NEXT PAGE>**

**COMMON COUNCIL OF THE CITY OF WOODBURN, INDIANA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ YEA\_\_\_\_\_ NAY\_\_\_\_\_ ABS\_\_\_\_\_

 Daniel Watts, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ YEA\_\_\_\_\_ NAY\_\_\_\_\_ ABS\_\_\_\_\_

 Mike Voirol, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ YEA\_\_\_\_\_ NAY\_\_\_\_\_ ABS\_\_\_\_\_

 Dean Gerig, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ YEA\_\_\_\_\_ NAY\_\_\_\_\_ ABS\_\_\_\_\_

 John Renner, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ YEA\_\_\_\_\_ NAY\_\_\_\_\_ ABS\_\_\_\_\_

 Michael Martin, Councilman

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Timothy Cummins, Clerk-Treasurer

The foregoing resolution passed by the Council is signed and approved ( ) / not approved ( ) by me on the same date.

 By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Joseph Kelsey, Mayor of the City of Woodburn