

FILED
 NOV 17 2016
 Melissa Peckinpaugh
 MUNCIE CITY CLERK

RESOLUTION NO. 26-16

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE IN
 CONCERNING THE TAX ABATEMENT AUTHORIZED
 BY RESOLUTION 13-12**

WHEREAS, Helms Properties LLC on behalf of the Muncie Music Center was granted a three (3) year tax abatement on its newly constructed facility at 600 South Mulberry Street, in accordance with the provisions of Ind. Code 6-1.1-12.1-1 et seq., and,

WHEREAS, in accordance with the representations in the application for the abatement the Muncie Music Center was constructed and is operating in its new facility, and,

WHEREAS, through inadvertence, Helms Properties, LLC failed to timely its form CF-1 to receive the abatement for the 2015 property taxes payable in 2016, and,

WHEREAS, Helms Properties, LLC has now filed its form CF-1 with the Delaware County Auditor and the Helms Properties LLC demonstrates compliance with the representations in its Statement of Benefits, and,

WHEREAS, Ind. Code 6-1.1-12.1-9.5 allows a designating body to waive noncompliance with documents that are required to be filed under Ind. Code 6-1.1-12.1-1,

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Muncie, Indiana, as follows:

1. The noncompliance of the filing of form CF-1 has been corrected before the adoption of this resolution.
2. The Common Counsel of the City of Muncie hereby waives such compliance and the remaining two (2) years of the three (3) year abatement shall be allowed beginning with the 2015 property taxes payable in 2016.
3. The Clerk of the Common Council is hereby directed to certify a copy of this resolution to the taxpayer and the Department of Local Government and Finance.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF MUNCIE, INDIANA, THIS THE _____ DAY OF _____, 2016.

	Yeas	Nays	Abstained	Absent
Doug Marshall	—	—	—	—
Dan Ridenour	—	—	—	—
Lynn Peters	—	—	—	—

Brad Polk	—	—	—	—
Jerry Dishman	—	—	—	—
Julius Anderson	—	—	—	—
Linda Gregory	—	—	—	—
Nora Powell	—	—	—	—
Alison Quirk	—	—	—	—

Passed by the Common Council of the City of Muncie, Indiana, this _____ day of _____, 2016

 Jerry Dishman, President
 City Council, City of Muncie

Presented by me to the Mayor for his approval, this _____ day of _____, 2016.

 Melissa Peckinpaugh
 City Clerk, City of Muncie

The above resolution is approved (vetoed) by me this _____ day of _____, 2016.

 Dennis Tyler
 Mayor, City of Muncie

ATTEST:

 Melissa Peckinpaugh, City Clerk

This Resolution/Ordinance is proposed by: Alison Quirk
 Council Member

This Resolutiom/Ordinance is approved in form by [Signature]
 Legal Counsel