

ORDINANCE NO. 325

AN ORDINANCE GRANTING APPROVAL FOR A TEN YEAR, FIFTY PERCENT ABATEMENT FOR REAL ESTATE AND A SEVEN YEAR, FIFTY PERCENT ABATEMENT FOR MACHINERY AND EQUIPMENT TO THOMAS E. MILLS AND PATRICIA A. MILLS OWNERS OF CENTRAL STATES EMBLEMS, INC. USED FOR ECONOMIC DEVELOPMENT PURPOSES AS PROVIDED BY ARTICLE 11, SECTION 13, OF THE CONSTITUTION OF THE STATE OF KANSAS AND CITY OF BASEHOR.

WHEREAS, Thomas E. Mills and Patricia A. Mills, owners of Central States Emblems, Inc. is an existing business established in 1992 in Basehor and the State of Kansas; and

WHEREAS, Thomas E. Mills and Patricia A. Mills, owners of Central States Emblems, Inc. meets the requirements of Article 11, Section 13 of the Kansas Constitution as a manufacturer of articles of commerce; and

WHEREAS, Central State Emblems, Inc. has submitted an application for exemption from ad valorem taxation for fifty percent (50%) for ten (10) years on taxable, real and tangible personal property new to Basehor and installed at 14505 Parallel Road, Basehor, Kansas; and

WHEREAS, the Governing Body of the City of Basehor, Kansas, did on August 19, 1996, adopt Resolution No. 96-02 which sets forth the official policies and procedures for the granting of exemptions pursuant to Article 11, Section 13, of the Constitution of the State of Kansas; and

WHEREAS, Resolution No. 96-02 provides for an annual review of the exemption based on the information in the application; and

WHEREAS, pursuant to Resolution No. 96-02 the City Council passed Resolution No. 96-03 on August 19, 1996, expressing its intent to approve an exemption from ad valorem taxation for fifty percent (50%) for ten (10) years on taxable, real and tangible personal property; and

WHEREAS, Thomas E. Mills and Patricia A. Mills, owners of Central States Emblems, Inc. have constructed and equipped a building; and

WHEREAS, Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc. have created at least ten (10) new jobs and retained at least seventeen (17) jobs and the Governing Body specifically finds that the exemption is necessary for new job creation and required to retain existing jobs in the State of Kansas and the City of Basehor, Kansas; and

WHEREAS, an analysis of costs and benefits of the exemption, was completed on August 8, 1996 including the effect of the exemption on state revenues has been completed finding a positive impact for the City of Basehor, Leavenworth County, USD No. 458 and the State of Kansas; and

WHEREAS, on April 20, 1998, the Governing Body of the City of Basehor, Kansas, conducted a public hearing and continued the hearing on May 18, 1998 on the granting of the exemption requested by Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc., prior to which notices, both by publication and by certified mail, as required by K.S.A. 79-251(b), to the Board of County Commissioners of Leavenworth County, Kansas, and to Unified School District No. 458 were made in strict conformity with such requirements; and

WHEREAS, the Governing Body finds that said tax exemption is in the public interest and will promote economic development purposes, including the creation and retention of jobs and stimulating additional private investment.

SCANNED

1-18-07 *st*

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS,

Section 1. That the above recitals are incorporated herein by reference and made a part hereof as fully stated and repeated herein.

Section 2. That fifty percent (50%) taxable valuation for a period of ten (10) years of real property and fifty percent (50%) taxable valuation for a period of seven (7) years of tangible personal property acquired and installed on or before January 1, 1998, not including tangible personal property previously acquired and previously assessed in the City of Basehor is hereby exempted from ad valorem taxation. The following real and tangible personal property is more specifically described as follows:

TANGIBLE PERSONAL PROPERTY FOR PARTIAL TAX EXEMPTION			
Item #*	Description	New value in 1997	Tax Value (Appraiser)
074	15 Head Machine	\$114,500	\$ 98,127
075	Cutting Press	16,580	14,209
087	SE15 Clicker	5,995	5,138
094	Silk Screen	22,008	18,861
098	SE15 Clicker	5,995	5,138
TOTAL		\$165,078	\$141,473

* Item # per personal property valuation notice dated 3-3-98.

REAL PROPERTY FOR PARTIAL TAX EXEMPTION

A tract of land in the Northeast fractional 1/4 of Section 1, Township 11 South, Range 22 East of the Sixth P.M., described as follows: Commencing at the Southwest corner of the Northeast 1/4 of said Section 1; thence South 89° 52' 50" East 300.00 feet along the South line of the Northeast 1/4 of said Section 1, thence North 00° 10' 00" West 1687.55 feet to the point of beginning of this tract; thence North 00° 10' 00" West 220.00 feet to the South right of way of Parallel Road (County Road No. 35); thence North 89° 44' 30" East 400.00 feet along the South right of way of Parallel Road; thence South 00° 10' 00" West 220.00 feet; thence South 89° 44' 30" West 400.00 feet to the point of beginning of this tract, in Leavenworth County Kansas. Also known as 14505 Parallel Road, containing approximately 2.02 acres. The land and building had a January 1, 1998 true value as determined by the Leavenworth County Appraiser of \$246,340.

Section 3. The exemption from ad valorem taxation hereby granted shall begin with the taxes levied in the calendar year 1998.

Section 4. Each year during the exemption period, the Leavenworth County, Kansas Appraiser shall exempt one-half of the appraised valuation of the real and tangible personal property described herein and place the balance of the appraised valuation on the tax rolls.

Section 5. Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc., shall be responsible for the preparation and initiation, timely filing, pursuing and follow-up of all applications and related documentation required by any state or local body or agency having authority of or over the allowance or approval of such exemption.

Section 6. The Mayor and the City Clerk of the City of Basehor, Kansas, are hereby authorized to execute and submit the proper documentation to effectuate the exemption hereby granted.

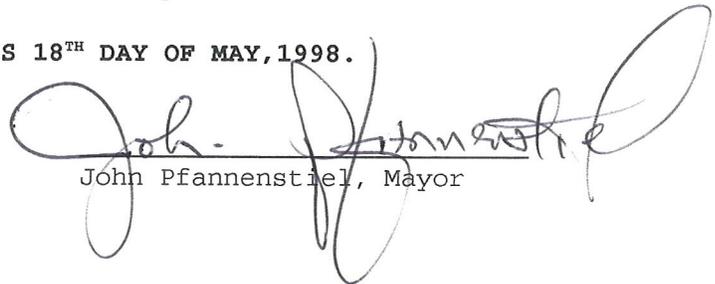
Section 7. If Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc. fails to pay the ad valorem taxes which are assessed against subject property, a penalty and/or interest will be assessed against Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc. by the Leavenworth County Treasurer in accordance with applicable state laws relating to late tax payment. If Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc. fails to timely pay any such ad valorem taxes and such failure shall continue for one year, the exemption from ad valorem taxation hereby granted shall terminate effective December 31 in the year such payment was due.

Section 8. This abatement is subject to and conditioned upon final approval by the Kansas State Board of Tax Appeals.

Section 9. Any costs incurred in the prosecution of such tax abatement to the Kansas State Board of Tax Appeals shall be the obligation of Thomas E. Mills and Patricia A. Mills, owners of Central State Emblems, Inc.

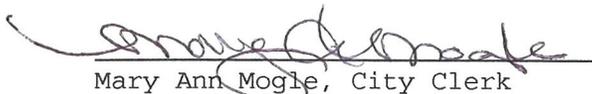
Section 10. This ordinance shall take effect and be in force from and after its adoption and publication as provided by law.

PASSED BY THE GOVERNING BODY THIS 18TH DAY OF MAY, 1998.



John Pfannenstiel, Mayor

ATTEST:



Mary Ann Mogle, City Clerk

CERTIFICATION

I, Mary Ann Mogle, City Clerk, of the City of Basehor, Kansas do hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 325 as adopted by the Governing Body at their regular meeting held 5-18-98 and published in the Basehor Sentinel on 5-28-98.