



Rochester Hills

Master Report

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File Number: 2004-0161

File Number: 2004-0161 **File Type:** Exemptions **Status:** To Council
Version: 1 **Reference:** **Controlling Body:** City Council
Requester: Assessing Department **Cost:** **Introduced:** 02/19/2004
File Name: Personal Property Exception - ECD **Final Action:**

Title: Hearing and consideration of Agreement to Opt Out of a Personal Property Exemption between the City of Rochester Hills and Michigan Next Energy Authority for Energy Conversion Devices, LLC (ECD)

Notes: Energy Conversion Devices, LLC

Code Sections:

Agenda Date: 03/03/2004

Indexes: Agreements, Assessments

Agenda Number:

Sponsors:

Enactment Date:

Attachments: Agenda Summary.pdf, Letter MEDC 010504.pdf, Resolution NextEnergy 121603.pdf, Property Listing.pdf, State Tax Information.pdf, 2004-0161 Master Report.pdf

Enactment Number:

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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Text of Legislative File 2004-0161

..Title

Hearing and consideration of Agreement to Opt Out of a Personal Property Exemption between the City of Rochester Hills and Michigan Next Energy Authority for Energy Conversion Devices, LLC (ECD)

..Body

WHEREAS the Michigan Next Energy Authority has notified the City that Energy Conversion Devices, LLC has been certified as an alternate energy technology business under Public Act 593 of 2002, as amended; and

WHEREAS the Michigan Next Energy Authority has certified certain personal property owned by Energy Conversion Devices, LLC as alternate energy personal property exempt from certain property taxes; and

WHEREAS the maximum value of the said exempted personal property is \$6,277,091; and

WHEREAS the removal of said personal property from the personal property tax roll would create an economic burden on the City of Rochester Hills and other local taxing units, and result in the potential shift of the tax burden to other residential, commercial and industrial properties within the City; and

WHEREAS, PA 593 of 2002, MCL 211.9i (4), allows the governing body of the local tax collecting unit in which the alternative energy personal property is located to adopt a resolution to not exempt that alternative energy

personal property from taxes collected in that local tax collecting unit, except taxes collected under sections 1211 and 1212, of the revised school code, 1976 PA 451, MCL 380.1211 and 380.1212, a tax levied under the revised school code, 1976 PA 451, MCL 380.1 to 380.1852, to retire outstanding bonded indebtedness, or the tax levied by the State under the State Education Act, 1993 PA 331, MCL 211.901 to 211.906; and

WHEREAS the Mayor and the City Assessor have recommended that the City Council, acting as the governing body of the local tax collecting unit, resolve to not exempt from taxes collected in that local collecting unit for this personal property.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Rochester Hills that the City Council hereby determines to not exempt the alternative energy personal property of Energy Conversion Devices, LLC as certified by the Michigan Next Energy Authority Certificate Resolution 2003-08 from the taxes collected in the City of Rochester Hills as provided by PA 593 of 2002, MCL 211.9i (4); and

BE IT FURTHER RESOLVED the City Clerk is hereby authorized and directed to file with the Michigan Economic Development Corporation a certified copy of this resolution.