



CITY COUNCIL ACTION REPORT

April 13, 2015

TO: Brian Kischnick, City Manager

FROM: Tom Darling, Director of Financial Services
Nino Licari, City Assessor

SUBJECT: Transfer of Tax Abatement from LMS NA to Siemens

History:

On July 23, 2007 the City Council established an Industrial Development District (IDD) and granted an Industrial Facilities Exemption Certificate (IFEC) to LMS North America at 5755 New King. This is a 12 year abatement.

LMS has merged with Siemens Product Lifecycle Management Software Inc. (Siemens).

In order to transfer the abatement into Siemens name, the State Tax Commission (STC) requires a resolution from City Council.

Requested Action:

Staff requests that the City Council approve the resolution approving the transfer of the existing abatement granted to LMS NA to Siemens, in order that it be able to run the course of the original abatement

SIEMENS

RECEIVED

MAR 27 2015

CITY OF TROY
ASSESSING DEPT.

March 19, 2015

Troy City Council
500 W. Big Beaver
Troy, MI 48084

Re: Transfer of IFT to new company name

To Whom It May Concern,

LMS North America merged into Siemens Product Lifecycle Management Software Inc. on March 1, 2014. This was a complete merge of all assets into Siemens Product Lifecycle Management Software Inc. The assets that were acquired from LMS will continue to operate at 5755 New King Street, Troy and follow the guidelines on the original application.

Siemens Product Lifecycle Management Software Inc. respectfully requests the IFT that was originally granted to LMS North America be transferred to the new company.

If you need anything further or have any additional questions please contact Shauna Messink at

Best regards,



Jason Sevcik
Assistant Secretary – Tax Purposes

Resolution #2007-07-219

Moved by Stine

Seconded by Fleming

RESOLVED, That Troy City Council hereby **ESTABLISHES** an Industrial Development District (IDD) for LMS North America for property known as 5755 New King, Troy, MI 48098, Parcel # 88-20-08-227-004 in accordance with City Council Policy Resolution #2006-06-238; and

BE IT FURTHER RESOLVED, That the City Clerk shall **FORWARD** a copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI. 48909-7971.

Yes: Beltramini, Fleming, Lambert, Stine, Schilling

No: Howrylak

Absent: Broomfield

MOTION CARRIED

C-2 Approval to Grant an Industrial Facilities Exemption Certificate (IFEC) to LMS North America – 5755 New King

The Mayor opened the Public Hearing for public comment.

The Mayor closed the Public Hearing after receiving no comment from the petitioner or the public.

Resolution #2007-07-220

Moved by Beltramini

Seconded by Stine

WHEREAS, After due notice and proper hearing, the Troy City Council on July 23, 2007, established an Industrial Development District (IDD) for property known as 5755 New King, Troy, MI. 48098, Parcel # 88-20-08-227-004;

WHEREAS, An Application has been submitted by LMS North America for an Industrial Facilities Exemption Certificate (IFEC) for personal property at 5755 New King, Troy, MI. 48098, for twelve (12) years; and

WHEREAS, After due and proper notice by the City Clerk, the Troy City Council, on, July 23, 2007, held a Public Hearing giving opportunity for comment by all taxing units as to the possibility that the granting of an Industrial Facilities Exemption Certificate (IFEC) for LMS North America at 5755 New King, Troy, MI. 48098 may have the effect of substantially impeding the operation of the taxing unit, or impairing the financial soundness of the taxing unit;

THEREFORE, BE IT RESOLVED, That Troy City Council has **FOUND THAT THE GRANTING** of an Industrial Facilities Exemption Certificate (IFEC) for LMS North America, at 5755 New King, Troy, MI 48098 shall not substantially impede the operation of the City of Troy or the other taxing units, **NOR HAS IT BEEN FOUND THAT THE GRANTING** of the Industrial Facilities Exemption Certificate (IFEC) will impair the financial soundness of the City of Troy, or the other taxing units which levy taxes on said property; and

BE IT FURTHER RESOLVED, That Troy City Council hereby **APPROVES** the Application for an Industrial Facilities Exemption Certificate (IFEC) for LMS North America at 5755 New King, Troy, MI 48098, Parcel #88-20-08-227-004, for personal property for a term of twelve (12) years, **CONTINGENT** upon the execution of a Letter of Agreement between the City of Troy and LMS North America, in accordance with Public Act 198 of 1974, as amended; and

BE IT FURTHER RESOLVED, That the Mayor and City Clerk are **AUTHORIZED** to execute the Letter of Agreement between the City of Troy and LMS North America, a copy of which shall be **ATTACHED** to the original Minutes of this meeting; and

BE IT FINALLY RESOLVED, That the City Clerk is hereby **AUTHORIZED** to complete the Application and **TRANSMIT** same to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI 48909-7971

Yes: Fleming, Lambert, Stine, Schilling, Beltramini
No: Howrylak
Absent: Broomfield

MOTION CARRIED

C-3 Re-programming Community Development Block Grant (CDBG) Program Year 2004 Unexpended Funds

The Mayor opened the Public Hearing for public comment.
The Mayor closed the Public Hearing after receiving no comment from the public.

Resolution #2007-07-221
Moved by Stine
Seconded by Beltramini

WHEREAS, The City Council of the City of Troy, after conclusion of a Public Hearing on this date, July 23, 2007 has determined that program year 2004 unexpended funds of \$81,233.95 should be re-programmed from Sewer Benefit Fee (Special Assessment) for Charnwood Subdivision Area, Phase #1, Section 6, to Sewer Benefit Fee (Special Assessment) Charnwood Subdivision Area, Phase #2, Section 6; and

WHEREAS, The balance of Program Year 2004 Sewer Benefit Fee (Special Assessment) for Charnwood Subdivision Area, Phase #1, Section 6, unexpended funds in the amount of \$29,673.71 should be re-programmed to the Section 36 Park Improvement Project;

BE IT RESOLVED, That Troy City Council hereby **ADDS** Sewer Benefit Fee (Special Assessment) for Charnwood Subdivision Area, Phase #2, Section 6 and the Section 36 Park Improvement Project to the list of CDBG projects for 2004.

Yes: All-6
No: None
Absent: Broomfield

A- ## Resolution Approving the transfer of an Industrial Facilities Exemption Certificate (IFEC, STC# 07-350) from LMS North America to Siemens Product Lifecycle Management Software Inc.

Suggested Resolution

Resolution # 2015-

Moved by:

Seconded by:

WHEREAS, on July 23, 2007, the Troy City Council **ESTABLISHED** an Industrial Development District (IDD) at 5755 New King, and

WHEREAS, on July 23, 2007, the Troy City Council **GRANTED** an Industrial Facilities Exemption Certificate (IFEC, STC# 07-350) to LMS North America at 5755 New King, for a period of 12 years, and

WHEREAS, LMS North America has merged with Siemens Product Lifecycle Management Software, Inc., and

WHEREAS, Siemens Product Lifecycle Management Software, Inc. Has requested Troy City Council approval to transfer the Industrial Facilities Exemption Certificate (IFEC, STC# 07-350) from LMS North America,

RESOLVED, That Troy City Council hereby GRANTS permission to transfer the Industrial Facilities Exemption Certificate (IFEC, STC# 07-350) from LMS North America to Siemens Product Lifecycle Management Software, Inc., at 5755 New King, and

BE IT FURTHER RESOLVED, That the City Clerk shall **FORWARD** a copy of this resolution to the State Tax Commission, Treasury Building, P.O. Box 30471, Lansing, MI. 48909-7971.

Yes:

No: