



CITY COUNCIL ACTION REPORT

March 2, 2009

TO: Phillip L. Nelson, City Manager

FROM: John M. Lamerato, Assistant City Manager-Finance/Administration
Nino Licari, City Assessor

SUBJECT: Agenda Item – Public Hearing – Michigan NextEnergy Exemptions

Background:

- The Michigan Next Energy Authority (MNEA) was created by Public Act 549 of 2002. The Authority is charged with certifying alternative energy businesses, and alternative energy Personal Property.

Under provisions of the Act, alternative energy Personal Property (as certified by the local Assessor) purchased between 2002 and 2011 (since amended to extend to 2013) may be exempt from taxation through the process of eliminating all, or some, of the millages levied against its Taxable Value.

The Act provides that the local taxing authorities may 'opt out' of the exemption process by failure to pass a resolution approving the exemption at a public hearing, within sixty (60) days of receipt of the MNEA certifying resolution. (Local taxing authorities include: Transportation Authority, County, Intermediate Schools, Community College, City {township, village}, and Local Schools).

Compact Power and United Solar Ovonic Corp. have received certification from MNEA as alternative energy companies. They have current Next Energy exemptions in Troy. They have applied for further exemptions of Personal Property totaling \$1,970,456.31 in Market Value.

United Solar Ovonic Corp. is at 1100 W. Maple. Compact Power is at 1857 Technology Drive.

Financial Considerations:

- As shown on the attached chart, the City of Troy's total exempted taxes for the five (5) years available to the companies is estimated at \$19,529.60, including administration fees. This amounts to \$3,905.92 per year.

These companies have exemptions dating back to the 2005 assessment year. All exempted taxes for the City of Troy, through 2013 now total \$101,490.29. (\$ 19,529.60 in 2009; \$21,573.34 in 2008; \$13,018.96 in 2007; \$35,368.39 in 2006; and \$12,000.00 in 2005).

Legal Considerations:

- There are no legal considerations attached to this item.

Policy Considerations:

- This item is in keeping with City Council Outputs:
 - R.** *Continue to develop active partnerships with other public agencies.*
 - U.** *Utilize available economic development tools and partnerships in order to compete for quality businesses.*
 - HH.** *Develop active partnerships with Troy business community.*

Options:

- City Council may continue to participate in the MNEA program by passing the suggested resolution, or City Council may 'opt out' of this exemption process by its failure to pass the suggested resolution.

**City of Troy - Assessing Department
Estimated NextEnergy Exempted Tax Calculation - 2009**

Taxing Authority	Mills	Estimated Exempt Taxes 2009	Estimated Exempt Taxes 2010	Estimated Exempt Taxes 2011	Estimated Exempt Taxes 2012	Estimated Exempt Taxes 2013	Totals
City of TROY	9.2800	4,426.45	3,983.80	3,585.42	3,226.88	2,904.19	18,126.74
Admin Fee Troy	0.3831	98.12	88.31	79.48	71.53	64.38	401.80
Admin Fee Warren	0.3703	244.45	220.01	198.01	178.21	160.38	1,001.06
Transportation	0.5900	281.42	253.28	227.95	205.16	184.64	1,152.45
Oakland County	4.6461	2,216.13	1,994.52	1,795.07	1,615.56	1,454.00	9,075.28
Oakland Intermediate	3.3690	862.86	776.57	698.91	629.02	566.12	3,533.48
Macomb Intermediate	2.9430	1,942.81	1,748.53	1,573.67	1,416.31	1,274.68	7,956.00
Community College	1.5844	755.74	680.17	612.15	550.93	495.84	3,094.83
Troy School Debt	4.1000	1,050.08	945.07	850.56	765.51	688.96	4,300.17
Warren School Debt	3.1464	2,077.08	1,869.37	1,682.44	1,514.19	1,362.77	8,505.86
School Operating Troy	4.6229	1,184.00	1,065.60	959.04	863.14	776.82	4,848.60
School Operating Warren	5.2688	3,478.18	3,130.36	2,817.32	2,535.59	2,282.03	14,243.48
State Education	0.0000	0.00	0.00	0.00	0.00	0.00	0.00
Totals by Year		18,617.31	16,755.58	15,080.02	13,572.02	12,214.82	76,239.75
Est'd Taxable Value Troy SD	275,394	256,116	230,505	207,454	186,709	168,038	
Est'd Taxable Value Warren SD	709,834	660,146	594,131	534,718	481,246	433,122	
Total Est'd Taxable Value	512,890	476,988	429,289	386,360	347,724	312,952	
Market Value Exempted Troy	550,788	512,233	461,010	414,909	373,418	336,076	
Market Value Exempted Warren	1,419,668	1,320,291	1,188,262	1,069,436	962,492	866,243	
Total Market Value Exempted	1,970,456	953,975	858,578	772,720	695,448	625,903	
Total Troy Exempted Taxes 5 Years							<u>19,529.60</u>

01/27/09



MICHIGAN ECONOMIC DEVELOPMENT CORPORATION

January 13, 2008

RECEIVED

JAN 21 2009

CITY OF TROY
ASSESSING DEPT.

300 N. WASHINGTON SQ.
LANSING, MI 48913

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ASSISTANCE CENTER
517 373 9808

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Mr. Leger A. Licari, Assessor
City of Troy
500 W. Big Beaver
Troy, Michigan 48084

Dear Mr. Licari:

The Michigan NextEnergy Authority (MNEA) is charged by law, Public Act 593 of 2002, with the certification of alternative energy technology businesses and alternative energy personal property, Public Act 549 of 2002. The MNEA is also charged with notifying the assessors and treasurers of the local tax collecting unit and the secretary of the school district, in which the property is located, of the annual certification.

The enclosed resolution, certifying the attached list of personal property of Compact Power, Inc. as Alternative Energy Personal Property exempt from certain property taxes, was adopted at a meeting of the MNEA held on December 15, 2008. As indicated in the enclosed resolution, the maximum value of the exempted property located in City of Troy is \$1,419,668.00 and is subject to the assessor's concurrence. Please note that some of the value listed above was for prospective purchases which the company intended to make between the deadline for applications in November and December 31, 2008.

City of Troy has sixty days from receipt of this letter in which to adopt a resolution to opt-out of the exemption of the alternative energy personal property from local personal property taxes.

The Troy Public Schools also have sixty days from receipt of this letter in which to adopt a resolution to opt out of specific school-related taxes levied against the personal property.

Personal property acquired by Compact Power, Inc. prior to January 1, 2013 may be eligible for certification as Alternative Energy Personal Property by the MNEA in future years. City of Troy and the Troy Public Schools will be notified of any future certification and will have sixty days in which to adopt a resolution to opt-out of the exemption on that personal property.

If you have questions, please contact Eric Hanna at 517.241.8440.

Sincerely,

[Handwritten signature of Peter C. Anastor]

Peter C. Anastor
Secretary to the MNEA Board

Enclosures

EXECUTIVE COMMITTEE

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PETER S. WALTERS
Guardian Industries Corp.

TODD A. WYETT
Versa Development, LLC



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Michigan NextEnergy Authority (MNEA)

Certificate

Resolution 2008-08

Compact Power, Inc.

EXECUTIVE COMMITTEE

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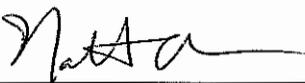
PETER S. WALTERS
Guardian Industries Corp.

TODD A. WYETT
Versa Development, LLC

I, Peter Anastor, Secretary to the MNEA Board, do hereby certify that the attached is a true and complete copy of a resolution adopted by the MNEA board at a meeting on December 15, 2008, and that public notice of said meeting was given pursuant to Act No. 24, Public Acts of Michigan, 1995, including the case of a special or rescheduled regular meeting, or a meeting recessed for more than 36 hours, notice by posting at least 18 hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have hereto affixed my signature this 30th day of December, A.D. 2008


Peter Anastor
Secretary to the MNEA Board


Nathan Ohle
Board Relations Liaison

**Resolution 2008-08
Michigan NextEnergy Authority**

Compact Power Inc.

At the meeting of the Michigan NextEnergy Authority (MNEA) held on December 15, 2008 in Lansing, Michigan.

WHEREAS, Compact Power, Inc. (the "Company"), EIN 84-1563669, is a business entity located at 1857 Technology Drive, Troy, Michigan 48083,

WHEREAS, on December 20, 2005, the Company was certified as an Alternative Energy Technology Business under the Michigan NextEnergy Authority Act, 2002 PA 593,

WHEREAS, an officer of the Company has certified in writing that the Company continues to be engaged solely in the research, development or manufacturing of the alternative energy technology described as the process of generating and putting into usable form the energy generated by an alternative energy system,

WHEREAS, the alternative energy technology is related to the alternative energy system known as a battery cell energy system,

WHEREAS, all personal property of an Alternative Energy Technology Business that has not previously been subject to collection of taxes, and has not previously been exempted from taxes, under the general property tax act is eligible for certification,

WHEREAS, the Company has provided a list of such property acquired, or to be acquired, in calendar year 2008 valued at \$1,419,668 that is attached to this resolution,

BE IT RESOLVED, that the MNEA certifies that Compact Power, Inc. is an Alternative Energy Technology Business and that the property listed on the attached schedule is certified as Alternative Energy Personal Property and is exempt from taxes levied before January 1, 2013, provided that the local Assessor determines that the property listed:

- 1) is properly classified as personal rather than real property
- 2) has not been previously subject to taxation under the general property tax act, and
- 3) has not previously been exempted from taxes under the general property tax act.

BE IT FURTHER RESOLVED, that notice of these certifications will be forwarded to the Company, the secretary of the local school district, and the treasurer and assessor of the local tax collecting unit in which the Company and the Alternative Energy Personal Property are located.

Adopted.

Ayes: Douglas Buckler; Susan Corbin (acting on behalf of Stanley "Skip" Pruss, authorization attached); James Epolito; Baldomero Garcia; Andrew Lockwood (acting on behalf of Robert Kleine, authorization attached); Jackie Shinn (acting on behalf of Kirk Steudle, authorization attached)

Nays:

Recused:

December 15, 2008
Lansing, Michigan

Alternative Energy Technology Business Personal Property Listing

Date Acquired	Description (Development Lab)	First Local Taxing Unit Where Property Is Located	First School District Where Property Is Located	Street Address Where Property is Located	Serial Number	New or Used*	Original Cost, Installed, Including Sales Tax and Freight
3/3/2008	Welding Table (True Fabrication & Machine, Inc.)	Troy	Troy	1857 Technology Dr.	DL36	New	\$1,480
3/10/2008	Advanced Ultraweld Linear (AmTech), Pmt #1 of 3	Troy	Troy	1857 Technology Dr.	DL37	New	\$10,441
3/27/2008	Yokogawa MW100-E-20RM1 DAG (Yokogawa)	Troy	Troy	1857 Technology Dr.	DL38	New	\$7,621
4/3/2008	Hand Punch Press (Rotex Punch Company)	Troy	Troy	1857 Technology Dr.	DL39	New	\$10,431
3/10/2008	Advanced Ultraweld Linear (AmTech), Pmt #2 of 3	Troy	Troy	1857 Technology Dr.	DL37	New	\$11,625
4/29/2008	Read Out System (KBC Lathe) (RP Giese)	Troy	Troy	1857 Technology Dr.	DL40	New	\$1,800
5/6/2008	Digimatic Height Gage (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL41	New	\$2,034
5/8/2008	Horizontal Saw (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL42	New	\$4,825
5/12/2008	Falcon 4420 (McNaughton-McKay)	Troy	Troy	1857 Technology Dr.	DL43	New	\$2,515
8/3/2008	30 KHZ 5" Neck 25" W Horn (Industrial Systems)	Troy	Troy	1857 Technology Dr.	DL44	New	\$1,650
5/14/2008	Model 2000 PWR SPLY PT-350 HH (Branson Ultrasonics Corp.)	Troy	Troy	1857 Technology Dr.	DL45	New	\$5,845
5/12/2008	Environmental Chamber (Envirotronics) Pmt. 50%	Troy	Troy	1857 Technology Dr.	DL46	New	\$39,975
5/28/2008	Pressure Decay Leak Test Inst. (Cincinnati Test Systems, Inc.)	Troy	Troy	1857 Technology Dr.	DL47	New	\$10,062
5/29/2008	26x24x58 12 GA STL STR Cabinet (Fastenal)	Troy	Troy	1857 Technology Dr.	DL48	New	\$1,755
6/3/2008	PK55NA5212 Air Shear/Squaring Arm (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL49	New	\$7,701
5/20/2008	Data Bucket/Traceable Calibration (Fluke Electronics)	Troy	Troy	1857 Technology Dr.	DL50	New	\$4,720
5/28/2008	Main Module, 10 Channels, Base Plate (Yokogawa Corp. of America)	Troy	Troy	1857 Technology Dr.	DL51	New	\$14,849
8/16/2008	Bare PCB Boards, Parts Kit, PCB Ass'y. (Engle Circuits)	Troy	Troy	1857 Technology Dr.	DL52	New	\$7,214
8/13/2008	Hicki 3244 Card Tester OMM (Equipment)	Troy	Troy	1857 Technology Dr.	DL53	New	\$2,598
6/30/2008	AV-000 Power Processing Systems (Aerovirement, Inc.)	Troy	Troy	1857 Technology Dr.	DL54	New	\$278,300
6/27/2008	Roll-In Bandsaw (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL55	New	\$4,270
5/1/2008	MillPro 9"x 48" Table Vertical (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL56	New	\$8,175
5/1/2008	MillPro 9"x 48" Table Vertical (Accessories) (Production Tool Supply)	Troy	Troy	1857 Technology Dr.	DL56	New	\$3,951
7/14/2008	Vibration Shaker (Environment Associates, Inc.) Pmt. 50%	Troy	Troy	1857 Technology Dr.	DL57	New	\$33,750
7/16/2008	Chiller (Fak-Temp)	Troy	Troy	1857 Technology Dr.	DL58	New	\$6,835
7/22/2008	Satter Brecknell Floorscale (ITIN Scale)	Troy	Troy	1857 Technology Dr.	DL59	New	\$1,885
8/12/2008	Vibration Shaker System (Vibration Research Corp.)	Troy	Troy	1857 Technology Dr.	DL60	New	\$16,927
3/10/2008	Advanced Ultraweld Linear (AmTech), Pmt. #2 of 3	Troy	Troy	1857 Technology Dr.	DL37	New	\$11,625
8/5/2008	Walk-in Environmental Chamber (Envirotronics) Pmt. 50%	Troy	Troy	1857 Technology Dr.	DL61	New	\$39,975
8/5/2008	Traceability Data Collection Center (McNaughton-McKay)	Troy	Troy	1857 Technology Dr.	DL62	New	\$7,605
8/5/2008	Environmental Chamber (Envirotronics) Pmt. 50%	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$39,975
9/1/2008	Shaker/Table (Environment Associates, Inc.)	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$4,400
9/1/2008	Shaker/Table (Environment Associates, Inc.)	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$33,750
Planned in 2008	Weld Table	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$10,000
Planned in 2008	Hi-Low Racks	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$50,000
Planned in 2008	Clean Room Equipment	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$30,000
Planned in 2008	In-Process & EOL Test Equipment	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$90,000
Planned in 2008	Welder, Ultrasonic, Tabs	Troy	Troy	1857 Technology Dr.	CPI Control No. Pending	New	\$82,000
						Total:	3900,503

Please add new columns as needed if property is located in 3 or more Local Taxing Units or School Districts
 *If any equipment is "Used" and purchased in the state, please provide the local municipality and school district in which the property was taxable/located.

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MICHIGAN ECONOMIC DEVELOPMENT CORPORATION

JAN 16 REC'D

CITY OF TROY

January 13, 2008

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LANSING, MI 48913

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Mr. Leger A. Licari, Assessor
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Dear Mr. Licari:

The Michigan NextEnergy Authority (MNEA) is charged by law, Public Act 593 of 2002, with the certification of alternative energy technology businesses and alternative energy personal property, Public Act 549 of 2002. The MNEA is also charged with notifying the assessors and treasurers of the local tax collecting unit and the secretary of the school district, in which the property is located, of the annual certification.

The enclosed resolution, certifying the attached list of personal property of United Solar Ovonic, LLC as Alternative Energy Personal Property exempt from certain property taxes, was adopted at a meeting of the MNEA held on December 15, 2008. As indicated in the enclosed resolution, the maximum value of the exempted property located in City of Troy is \$7,919,929 and is subject to the assessor's concurrence. Please note that some of the value listed above was for prospective purchases which the company intended to make between the deadline for applications in November and December 31, 2008.

City of Troy has sixty days from receipt of this letter in which to adopt a resolution to opt-out of the exemption of the alternative energy personal property from local personal property taxes.

The Troy Public Schools also have sixty days from receipt of this letter in which to adopt a resolution to opt out of specific school-related taxes levied against the personal property.

Personal property acquired by United Solar Ovonic, LLC prior to January 1, 2013 may be eligible for certification as Alternative Energy Personal Property by the MNEA in future years. City of Troy and the Troy Public Schools will be notified of any future certification and will have sixty days in which to adopt a resolution to opt-out of the exemption on that personal property.

If you have questions, please contact Eric Hanna at 517.241.8440.

Sincerely,

Peter C. Anastor
Secretary to the MNEA Board

* 550,788.31

Enclosures

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Michigan NextEnergy Authority (MNEA)

Certificate

Resolution 2008-12

United Solar Ovonic, LLC

EXECUTIVE COMMITTEE

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The Center for Michigan

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Versa Development, LLC

I, Peter Anastor, Secretary to the MNEA Board, do hereby certify that the attached is a true and complete copy of a resolution adopted by the MNEA board at a meeting on December 15, 2008, and that public notice of said meeting was given pursuant to Act No. 24, Public Acts of Michigan, 1995, including the case of a special or rescheduled regular meeting, or a meeting recessed for more than 36 hours, notice by posting at least 18 hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have hereto affixed my signature this 30th day of December, A.D. 2008

Peter Anastor
Secretary to the MNEA Board

Nathan Ohle
Board Relations Liaison

Resolution 2008-12
Michigan NextEnergy Authority

United Solar Ovonic LLC

At the meeting of the Michigan NextEnergy Authority (MNEA) held on December 15, 2008 in Lansing, Michigan.

WHEREAS, United Solar Ovonic LLC (the "Company"), EIN 38-3529885, is a business entity located at 3800 Lapeer Road, Auburn Hills, Michigan 48326, that also has property located at 2705 Commerce Parkway, Auburn Hills, Michigan 48326, and 1100 West Maple Road, Troy, Michigan 48084,

WHEREAS, on December 16, 2003, the Company was certified as an Alternative Energy Technology Business under the Michigan NextEnergy Authority Act, 2002 PA 593,

WHEREAS, an officer of the Company has certified in writing that the Company continues to be engaged solely in the research, development or manufacturing of the alternative energy technology described as the process of generating and putting into usable form the energy generated by an alternative energy system,

WHEREAS, the alternative energy technology is related to the alternative energy system known as a photovoltaic energy system,

WHEREAS, all personal property of an Alternative Energy Technology Business that has not previously been subject to collection of taxes, and has not previously been exempted from taxes, under the general property tax act is eligible for certification,

WHEREAS, the Company has provided a list of such property acquired, or to be acquired, in calendar year 2008 valued at \$12,416,732 that is attached to this resolution,

BE IT RESOLVED, that the MNEA certifies that United Solar Ovonic LLC's personal property as listed on the attached schedule is Alternative Energy Personal Property and is exempt from taxes levied before January 1, 2013, provided that the local Assessor determines that the property listed:

- 1) is properly classified as personal rather than real property,
- 2) has not been previously subject to taxation under the general property tax act, and
- 3) has not previously been exempted from taxes under the general property tax act.

BE IT FURTHER RESOLVED, that notices of these certifications will be forwarded to the Company, the secretary of the local school district, and the treasurer and assessor of the local tax collecting unit in which the Company and the Alternative Energy Personal Property are located.

Adopted.

Ayes: Douglas Buckler; Susan Corbin (acting on behalf of Stanley "Skip" Pruss, authorization attached); James Epolito; Baldomero Garcia; Andrew Lockwood (acting on behalf of Robert Kleine, authorization attached); Jackie Shinn (acting on behalf of Kirk Steudle, authorization attached)

Nays:

Recused:

December 15, 2008
Lansing, Michigan

United Solar Ovonix, LLC
2008 Capital Spending 1100 W Maple Rd

Sys No	Description	In Svc Date	Basis	Location
501023	UV SYSTEM	05/31/08	19,925.00	TROY
501029	AE POWER SUPPLY	06/01/08	16,700.00	TROY
501031	2 CESAR 1312 RF GENERATORS	06/01/08	17,304.00	TROY
501082	SUN SIMULATOR	09/30/08	178,235.00	TROY
501126	20 RF POWER SUPPLIES	11/30/08	110,280.00	TROY
501142	CM4 UNITS 3	12/01/08	27,350.00	TROY
501143	CM4 UNITS 11	12/01/08	94,587.00	TROY
501144	CESAR 1320 RF GENERATOR	12/01/08	13,773.00	TROY
501145	THERMOTRON SM-23-8200 TEST CHAMBER	12/01/08	30,255.00	TROY
501146	THIN FILM MEASUREMENT SYSTEM	12/01/08	17,874.00	TROY
501155	RF PLASMA IMPEDANCE ANALYZER	12/01/08	18,254.71	TROY
501089	SERVER QUAD CORE	09/01/08	6,250.60	TROY

550,788.31

MACOMB INTERMEDIATE SCHOOLS
44001 GARFIELD
CLINTON TWP MI 48038-1100

UNITED SOLAR OVONIC CORP
1100 W MAPLE
TROY MI 48084-5352

COMPACT POWER INC
1857 TECHNOLOGY DRIVE
TROY MI 48083

DAVE HEIBER
OAKLAND COUNTY EQUALIZATION
250 ELIZABETH LAKE #1000W
PONTIAC MI 48231

PATRICK DOHANY
OAKLAND CO PUBL TRANSPORT'N
1200 N TELEGRAPH 49W
PONTIAC MI 48231-0049

OAKLAND INTERMEDIATE SCHOOLS
2111 PONTIAC LAKE RD
WATERFORD MI 48328

OAKLAND COMMUNITY COLLEGE
GEORGE A BEE ADMIN CNTR
2480 OPDYKE
BLOOMFIELD HILLS MI 48304-2266

MICHAEL ADAMCZYK
TROY SCHOOL DISTRICT
4400 LIVERNOIS
TROY MI 48098-4799

WARREN CONSOLIDATED SCHOOLS
31300 ANITA
WARREN MI 48093-1697

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CITY OF TROY
PUBLIC HEARING

A Public Hearing will be held by and before the City Council of the City of Troy at City Hall, 500 W. Big Beaver, Troy, Michigan on Monday, March 2, 2009 at 7:30 P.M. to consider Alternative Energy Personal Property Exemptions approved by the Michigan NextEnergy Authority for the following two (2) locations in the City of Troy:

T2N, R11E, of Section 28
1100 W Maple, Troy, Michigan

United Solar Ovonic Corp.

T2N, R11E, of Section 35
1857 Technology, Troy, Michigan

Compact Power, Inc.

You may express your comments regarding this matter by writing to this office, or by attending the Public Hearing.

Tonni Bartholomew, MMC
City Clerk

NOTICE: *People with disabilities needing accommodations for effective participation in this meeting should contact the City Clerk by e-mail at clerk@ci.troy.mi.us or by calling (248) 524-3317 at least two working days in advance of the meeting. An attempt will be made to make reasonable accommodations.*