

(Published in *Abilene Reflector-Chronicle*, September 28, 2018)

**ORDINANCE NO. 18-3364**

**AN ORDINANCE EXEMPTING CERTAIN PROPERTY IN THE CITY OF ABILENE, KANSAS, FROM AD VALOREM TAXATION FOR ECONOMIC DEVELOPMENT PURPOSES PURSUANT TO ARTICLE 11, SECTION 13 OF THE KANSAS CONSTITUTION; PROVIDING THE TERMS AND CONDITIONS FOR AD VALOREM TAX EXEMPTION; AND DESCRIBING THE PROPERTY SO EXEMPTED.**

WHEREAS, Article 11, Section 13 of the Kansas Constitution permits the governing body of any city by ordinance to exempt from ad valorem taxation all or any portion of the appraised valuation of all buildings, together with the land upon which such buildings were located, and all tangible personal property associated therewith used exclusively by a business for the purpose of manufacturing articles of commerce for not more than ten (10) calendar years after the calendar year in which the business commences its operations or in which expansion of an existing business is completed; and

WHEREAS, the governing body of the City of Abilene, Kansas (the "City"), after conducting a public hearing pursuant to published notice as provided by law, has determined that property belonging to Great Plains Manufacturing, Incorporated (the "Company") and used exclusively in the Company's business of manufacturing articles of commerce should be granted tax exemption for economic development purposes; and

WHEREAS, the governing body of the City has by previously adopted resolution made the findings of fact required by K.S.A. 79-251;

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ABILENE, KANSAS:**

**Section 1. Grant of Exemption.** In accordance with Article 11, Section 13 of the Kansas Constitution, and pursuant to K.S.A. 79-251, Resolution No. 092418-2 of the City, the governing body of the City hereby determines that the following described property should be granted a 100% ad valorem tax exemption, subject to proper application to and approval of the State Board of Tax Appeals, and further subject to the conditions set forth herein:

An approximately 350,000 square foot manufacturing facility (the "Project") located on the real property described as follows:

The west half of the northeast quarter of Section 18, Township 13 South, Range 2 East of the 6th P.M., Dickinson County, Kansas, except a parcel of land in the northeast quarter of Section Eighteen (18), Township Thirteen (13) South, Range Two (2) East of the 6th P.M. in the City of Abilene, Dickinson County, Kansas, more particularly described as follows:

Commencing at the northwest corner of said northeast quarter; thence on an assumed bearing of S 89°54'39" E along the north line of said northeast quarter a distance of 230.98

feet; thence S 00°05'27" W a distance of 40.29 feet to a point on the south right-of-way line of Fourteenth Street, said point also being the point of beginning of the parcel to be described; thence S 89°54'39" E along said south right-of-way line a distance of 1091.00 feet to a point on the east line of the west half of said northeast quarter; thence S 00°05'27" W along said east line a distance of 1100.00 feet; thence N 87°46'41" W a distance of 852.86 feet; thence N 00°05'27" east a distance of 500.00 feet; thence N 45°00'00" W a distance of 210.00 feet; thence N 89°54'39" west a distance of 90.00 feet; thence N 00°05'27" E a distance of 420.00 feet to the point of beginning.

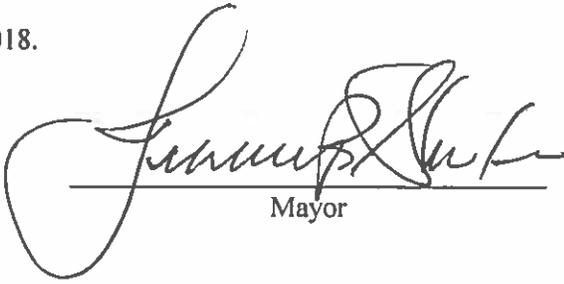
The exemption shall be for the land and associated buildings, machinery, and equipment thereon, shall be for ten years, and shall commence in 2021, provided that the Company's investment in the Project and its level of employment at the Project upon completion is at least equal to that stated in the Company's written request to the City for ad valorem tax exemption as presented to the governing body this date. Continuation of the ad valorem tax exemption shall be subject to compliance by the Company with the terms and conditions of the Economic Development Incentive Agreement herein described, and the exemption may be withdrawn by the governing body upon a finding that the Company is no longer entitled to such exemption under the terms of the Economic Development Incentive Agreement.

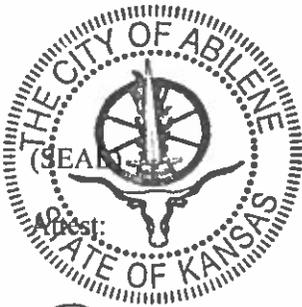
**Section 2. Compliance with Economic Development Incentive Agreement.** The City administrative staff shall be responsible for monitoring the Company's compliance with the terms of the Economic Development Incentive Agreement approved by the governing body of the City on September 10, 2018.

**Section 3. Effective Date.** This Ordinance shall be in full force and effect from and after its passage, execution by the Mayor, and publication in the official city newspaper as provided by law.

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PASSED AND SIGNED September 24, 2018.

  
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Mayor



  
\_\_\_\_\_  
City Clerk