

**CHARTER TOWNSHIP OF YORK
WASHTENAW COUNTY, MICHIGAN
RESOLUTION #2009-04**

**RESOLUTION TO APPROVE A NEW INDUSTRIAL FACILITIES
EXEMPTION CERTIFICATE AND LETTER OF AGREEMENT WITH TOYOTA
MOTOR ENGINEERING & MANUFACTURING NORTH AMERICA, INC.,
FOR INSTALLATION OF PERSONAL PROPERTY**

Minutes of a Regular Meeting of the Township Board of the Charter Township of York, Washtenaw County, Michigan held at the Township Hall in said Township on the 10th day of February, 2009.

PRESENT: Members Joseph Zurawski, Helen Neill, Sally Donahue, Jane Kartje, Gary Zajac,

Jill Hargrove, Wayne Meier

ABSENT: None

The following preamble and resolution were offered by Member Kartje and seconded by Member Donahue.

WHEREAS, pursuant to P.A. 198 of 1974, MCL §207.551 et. seq., after a duly noticed public hearing held on September 14, 2004, the York Charter Township Board by resolution established York Charter Township Industrial Development District No. 1;

WHEREAS, TOYOTA MOTOR ENGINEERING & MANUFACTURING NORTH AMERICA, INC., a/k/a Toyota Motor Engineering & Manufacturing, N.A., Inc. (the "Company"), its successors and assigns, has filed an Application dated January 6, 2009 (The "Application") for a new Industrial Facilities Exemption Certificate ("IFEC") for the installation of new machinery, equipment and fixtures as set forth in the Application, to be acquired and installed within Industrial Development District No. 1. A copy of the Application is attached hereto as Exhibit A;

WHEREAS, before acting on said Application, the York Charter Township Board held a Public Hearing on February 10, 2009, at the York Charter Township Hall in York Charter Township, at 7:00 p.m., prior to which hearing the applicant, the assessor, and the affected taxing units were given written notice, and at which hearing the applicant, the assessor and

representatives of the affected taxing units were afforded an opportunity to be heard on said Application;

WHEREAS, installation of new machinery and equipment had not begun earlier than six (6) months before January 6, 2009, the date of acceptance of the Application for the new IFEC;

WHEREAS, completion of the installation is calculated to and will at the time of issuance of the IFEC have the reasonable likelihood to retain, create or prevent the loss of employment in York Charter Township;

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within York Charter Township, after granting this Certificate, will exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted;

WHEREAS, the Township Officers and the Township Attorney have negotiated the terms of a proposed Letter of Agreement with representatives of the Company, which has been signed by an authorized representative of the Company. A copy of the proposed Letter of Agreement is attached hereto as Exhibit B;

WHEREAS, the members of this Board have reviewed the terms and conditions of the proposed Letter of Agreement, and determined that it is in the best interests of the Township, its residents and the residents of the community to enter into said Letter of Agreement;

NOW THEREFORE, BE IT RESOLVED as follows:

1. The Board finds and determines that the granting of the new Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of York Charter Township, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in York Charter Township.
2. The application of TOYOTA MOTOR ENGINEERING & MANUFACTURING NORTH AMERICA, INC., is approved for a new Industrial Facilities Exemption Certificate with respect to machinery and equipment to be acquired and installed within the York Charter Township Industrial Development District No. 1, at the Company leased property in sections 2 and 3 of York Charter Township, to wit:

See legal description of the property attached hereto as Exhibit C.

Further, the Township Clerk is authorized to complete, sign, and forward the Application to the State Tax Commission.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force and effect for a period of 12 years after completion of construction and installation.
4. The Board hereby approves the terms of the proposed Letter of Agreement in the form attached hereto as Exhibit B, and made a part hereof, and does hereby authorize and direct the Supervisor to execute the same on behalf of the Township.

Roll Call Vote:

AYES: Donahue, Zurawski, Neill, Zajac, Meier, Hargrove, Kartje

NAYS: None

ABSENT: None

ABSTAIN: None

RESOLUTION DECLARED ADOPTED.

Helen Neill, Clerk
Charter Township of York

Dated February 10, 2009

CERTIFICATE

I, Helen Neill, certify that the foregoing is a true and complete copy of Resolution #2009-04 adopted by the Township Board for Charter Township of York, County of Washtenaw, State of Michigan, at a Regular Meeting held on February 10, 2009, and that public notice of said meeting was given pursuant to Act No. 267, Public Acts of Michigan, 1976, as amended.

Helen Neill, Clerk
Charter Township of York

Dated February _____, 2009