AGENDA
KOKOMO COMMON COUNCIL
CITY OF KOKOMO, INDIANA
PUBLIC INFORMATIONAL MEETING AT 5:30 P.M.
IN THE LOUKS CONFERENCE ROOM LOCATED ON THE
FIRST FLOOR. COUNCIL MEETING AT 6:00 P.M. IN THE
COUNCIL CHAMBERS. JULY 8TH, 2019

COUNCIL CHAMBERS CITY HALL 100 SOUTH UNION STREET

CALL TO ORDER:

INVOCATION:

PLEDGE:

ROLL CALL:

APPROVAL OF MINUTES: Public Hearing & Council Meeting
Minutes June 24th, 2019

COMMUNICATIONS:

COMMITTEE REPORTS

RESOLUTION 2732: RESOLUTION OF THE COMMON
Miklik COUNCIL OF THE CITY OF KOKOMO,
INDIANA, APPROVING A WAIVER
OF NONCOMPLIANCE FOR A LATE-
FILED COMPLIANCE WITH FORM
CF-1 FOR DELPHI POWERTRAIN
SYSTEMS, LLC, KOKOMO, INDIANA
(COUNTY ROAD ERA UNDER
CONFIRMATORY RESOLUTIONS
2575 AND 2594
RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE FOR LATE-FILED COMPLIANCE WITH FORM CF-1 FOR APTIV SERVICES US, LLC (FORMERLY KNOWN AS DELPHI AUTOMOTIVE SYSTEMS, LLC), (GOYER-LINCOLN ERA) UNDER CONFIRMATORY RESOLUTIONS 2576 AND 2594
The Common Council of the City of Kokomo, Indiana met Monday June 24th, 2019 at 6:00 P.M. in the Council Chambers for the purpose of a Public Hearing on Ordinance #6933.

Present: Wyant, Young, Haworth, Kennedy, Hayes, Johnson, Sanders, Miklik

Absent: Cameron

President Hayes called for any comments from the audience.

Jeremy Dodd, City Hall Kokomo, Ind. states, I am the President of the Fraternal Order of Police Lodge 78. I am here to express to the Council, a concern. This Council is about to approve an additional $19 Million Dollars above the already approved budget for projects thru-out the City. These projects are seemly more important than Public Safety. Currently the City budgeted for more Officers then we have by an alarming number. That money which is not spent under this Administration has gone back to the General Fund to be spent at the excretion of the Mayor, and the Council. In 2006 when I was hired, there were approximately 106 Kokomo Police Officers. Today we have 77. We are asking the Council to consider their priorities.

Tom Trine 1226 W. County Road 350 N. Kokomo, Ind., 46901 states, my question is around the $6.5 Million Dollars that is being requested for Parking Garage. My understanding is the Parking Garage is based on the new Hotel Event Center that is planned for downtown. If the Parking Garage does not happen will the project building the Hotel Event Center still take place?
President Hayes states, it is my understanding that the Parking Garage is just not for the Convention Center or the Hotel it can also be used for Baseball Games downtown. We have a lot of congested areas up, and down Main, and Union. These people would be able to use that parking as well. To answer your question, of course it would be affected. It wouldn’t be able to operate in an efficient manner without a Parking Garage.

Tom Trine ask, if that is the case why wasn’t that taken into consideration; when the Plan was first presented to the Public? The Local Government is not going to invest more in this project then the private investors going to.

Councilwoman Sanders states, I talked to Jenny in the Department of Development. I asked her one of those questions that had to do with that; as you know the other Development Company decided that they did not want to go thru with it. I think they could see that it was more feasible, and it would not be good for them to do what they’re doing. They could see that there were not enough parking places. That is the best answer I can give you.

Councilman Miklik states, the parking garage is a number of parking spaces, and retail spaces that are planned for below. They are separate from the Hotel; but it will complement the Hotel. One doesn’t necessarily have to follow the other. The Hotel, the Parking, and surface parking is not enough to support the volume of people, to come to the Conference. Downtown also needs more Parking, and where this Plan is located also facilitates the growth downtown. This Parking Garage is for the benefit of the Community. When you say government, and government taxes that is a pretty broad statement.
Cont. Public Hearing.

When you look at the financing of it the Convention, and tourist bureau, and the in-keepers tax is going to fund that Hotel Convention Center. It is not going to be tax from individuals, and the people in the City per-say. It will be those visitors, and that’s the plan to help fund that piece of it along with the developer. The only piece of this whole discussion that is going to come-out of it, is going to be the money for the Parking Garage. That will come from the City. This appropriation is approved by the State.

Tom Trine states, just for clarity the Hotel would not work if we didn’t have the Parking Garage. Tax is a Tax. This is being funded by people that are staying here. It’s not the taxpayers; but the reality is it is the taxpayers. It may–not be he taxpayers of Howard County; but it is the taxpayers. It’s tax. When did it become right to take funds from one taxing entente, and give it to another taxing entente to compete against the one you are taking it from in the first place. That is truly, and clearly what is happening. The Government is assisting a for-profit entente to build a Hotel that is going to compete against the other Hotels in the City who are for-profit also; and pay property taxes; and the City is going to build an Event Center that is going to allow that Hotel operator to use it at we don’t know what cost, and we don’t know what the lease agreement is.

We don’t know if they’re going to pay zero or if they are going to pay million dollars a year. We don’t know who is going to manage it. We don’t know who is going to maintain it; but we do know that the City is going to build it. I know that’s going to compete against my business; and it’s not going to cost that business one single cent to compete against me. I appreciate you allowing me to speak. I am not asking you to vote no; simply to vote I don’t know because I think there are many questions that need to asked, and answered.
Cont. Public Hearing.
Vernon Graves 4510 Lakeshore Dr. Kokomo, Ind. states, I just want to know what happen to free enterprise. I am a small business man. My family owns the Event Center, and the La Quinta Inn & Suites. I Hotel. I am getting hit twice with this project. I have an Event Center. It has 550 plus parking spaces already; so I am definitely against the City putting in another $6.5 Million Dollars. I came to Greg Sheline 3 ½ years ago wanting to get a permit to build a Hotel with my Event Center. I was turned down flat; he said I would have to talk to the Mayor. That’s not free enterprise. Your taking business from people that has paid for their own Hotel; and let this guy have the property free. I pay approximately $200,000 worth of property tax alone on my businesses in Kokomo. This is not free enterprise. I thought America was. Thank you.

Charlie Hackett 115 East Jefferson Street Kokomo, Ind. states, why don’t we take some money that has been taken away from Public Safety designated by you folks; and put it back in Public Safety, and re-hire the number of Officers we had before we increased the size of our community; and spend that money in a good place. I have heard a lot people say they are afraid to set on their front porch; because there may-not be an Officer there when they need them. What are you going to do about Fire Protection? Fire Protection is less than it was years ago. I would appreciate if you guys would just fought for some of this spending that you are doing; and give some thought to Public Safety here in Kokomo.

Councilman Kennedy states, at the Budget Hearing I didn’t look up the Fire Department Budget; but Police Budget was $12 ½ Million Dollars. At that time that was what was requested to this Council. We approved every penny. If there was more money that needed to be requested, it should have been done at that time.
Cont. Public Hearing.
I don’t’ think that all that money has been spent; but we do not spend that money. We appropriate money. There is a difference between actually spending it or appropriating. I can only say this that if there was more money needed if they came to this Council, and asked for more money I am almost positive that this Council would approve.

Charlie Hackett states, why don’t you listen to your constituents, and they will tell you what they want.

Councilman Kennedy states, we don’t hire them, and we don’t fire them. This has nothing to do with that.

Charlie Hackett states, if the administration says this is how many Police Officers we need. This is how much money we need to do it.

Councilman Kennedy states, we would approve the money if they said that. We don’t appropriate money unless it is asked for.

President Hayes states, I am almost positive every person up here, would vote for additional funding if it was asked.

Charlie Hackett states, but you can for a parking garage?

Councilman Kennedy states, its being asked of this Council; that’s why we are here.

Jeremy Dodd states, all we are asking is that you re-consider spending $19,000,000 if we have that kind of money available.
Cont. Public Hearing.
President Hayes states, we will be approaching the budget process. This is your opportunity now between when we have budget hearings to make your voice be known; that there is not enough money in there.

Jeremy Dodd states, that is what my constituents have asked me to say. If there is money put it where it is needed. Thank you.

Councilwoman Sanders states, when-ever we do budget hearings; some of my questions are, do you need any-more Fire or Police cars. How old are they. We ask questions, do you have what you need? We try to be involved what the concerns are about.

Jack Dodd 2215 Westdale Ct. Kokomo Ind. states, the Council does appropriate. You guys don’t spend a dime; so thank you for pointing that out. My only concern is exactly what has been expressed here tonight. I think it has been expressed very well. I hope it has been heard very well. I would just say this when you are in those budget hearings just make sure your asking the right questions; what is truly needed; so that you will know what needs to be appropriated.

President Hayes states, we are going to adjourned this Public Hearing Meeting.
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President Hayes states, those who wish to stand may stand, or you may remain seated.

Invocation was offered by Pastor Steve Allen from Chapel Hill Christian Church.

Pledge:

Present: Wyant, Young, Haworth, Kennedy, Hayes, Johnson, Sanders, Miklik

Absent: Cameron

The minutes of the Council Meeting June 10th, 2019 were declared approved as presented.

There were no communications given at this regular meeting.

There were no committee reports given at this regular meeting.

**ORDINANCE 6933:**

Additional Appropriation from the General Fund in the amount of $18,000,000

Additional Appropriation from the Park Fund in the amount of $990,000

Second reading

Ordinance 6933 was read by the Clerk by title only. Councilman Kennedy moved for passage on ordinance #6933 on second reading; seconded by Councilwoman Sanders.
Cont. Ordinance #6933.
Councilman Kennedy states, this is appropriated money from the General Fund of $6,500,000 for Infrastructure improvements for (Parking Garage) $9.4 Million Dollars for Infrastructure for (Creek Enhancement/Flood Mitigation), $1.9 Million Dollars for (Street Resurfacing), $120,000 for (Building Rehabs). That total is $18,000,000. In addition, from Park Fund will be moving money to the (Park Improvements, and Upgrades) in the amount of $400,000, (Recreation Building of UCT) $90,000, $135,000 will be for (Mechanical Room Improvements), and $365,000 for (Pool Features), at the swimming pool. That total is $990,000. The two together makes $18,990,000.

Several Citizens spoke on this ordinance: Jeremy Dodd, Tom Trine, Vernon Graves, Charles Hackett, Jack Dodd, David Trine.

Randy Morris Controller, City of Kokomo states, I would just like to speak on the Hotel Conference Center. This is a four-part involvement from several different ententes. One of those entente is in the audience; and is in vast support of this. Howard County Government is also contributing to this project; so it is not solely on you of the City Council to support this parking garage; that is being spoken of. It does have overwhelming support from the Developer, County, CVB, and City. This is not the City is taking on the entire financing of the entire project.

President Hayes states, I would also like to put out the Greater Kokomo Economic Development Alliance supports this as well; and that is made up of business men, and women from diverse backgrounds.
Cont. Ordinance #6933.
Councilman Miklik states, your point is well taken. Mr. Graves, Mr. Trine. I hear every word you are saying. I am very sensitive about that; and then I think I have around 57,000 people included that I have to represent also. Tonight’s ordinance speaks to the appropriations; not the Hotel Convention Center at all, just the $19,000,000 for the Parking Garage. The Convention Center is separate. Why we didn’t hear more Mr. Graves, Mr. Trine, when a permit was denied or when the Convention Center came-up I don’t know. I don’t see that this appropriation is directly tied to that. I am asking the question of myself. What’s tomorrow look like, what’s next year look like, and what’s five years from now look like. Do I want to be living in Kokomo tomorrow, next year, five years, ten years?

We can stay where we are today. No problem. We can stay with what we have built; but at the end of the day why are we here. If we are not here to build a sense of community, and to challenge ourselves to be a better community, and to draw people from the outside, we don’t have a tax base. The only tax base we have are the people that live here. The people that want to live here, and the people that move in here. I have traveled the world to 35 Countries. Every hotel I have been in has a tax; and I mean 8% is cheap. I paid as much as 20%; and you know where that money goes to develop the community. When the time comes we need to build that sense of community.

We need to provide those amenities; and we need to provide them in a manner that grows our community. This appropriation talks about pools, and flood mitigation. The only thing on this ordinance that has raised any kind of visibility is a parking garage. If your down here during the day that parking garage is valuable. We are trying to grow the Downtown; and get people to come eat, socialize. That is why we have a YMCA. That is why we have done some of these things; so from my perspective I will support this.
Cont. Ordinance #6933.
Paul Wyman 211 Sandy Ct. Kokomo, Ind. states, part of your ordinance this evening does deal with the parking garage. Its legitimate that the Hotel Conference Center comes into play on that; because it will support the Conference Center. I also agree that it will support many other things that are happening in Downtown Kokomo. The parking garage will serve two purposes. I think its important to note that since it will support the Conference Center its fair legitimate discussion pertaining to this ordinance. One of the things I am proudest of in our community, especially as an Elected Official. When we looked at the project, we realize it was good for us. Republicans, and Democrats came togetheir unanimously.

You can go back, and look in our history as a community. You won’t find very many times where Republicans, and Democrats unanimously came together in public meetings to have this very discussion. The entire City Council, Republican, and Democrat the entirely Board of Commissioners, the entire Howard County Council Republican, and Democrat, CVB Board, Greater Kokomo Economic Development Alliance Board, all voted in favor of going to the State Legislature, to get an increase in-keepers tax to, fund this project. It was an incredibly public process. Open Meetings, dialogue this is why we are going after this money; and at that time we received overwhelming support from the public as well. Communities that are growing, and that are on the move thru public private partnerships every single day. This is the right project for our community. This is the right move to pass this ordinance tonight. I fully support it. Thank you.

Councilwoman Young states, this ordinance includes some important items here; Infrastructure for Creek Enhancement, Flood Mitigation, Street Resurface, and the cost associated with Building Rehab. All of this is in this ordinance. It is very important to Kokomo, and the growth, and to all of us that lives here.
Cont. Ordinance #6933.
David Trine 1113 South Locke Kokomo, Ind. states, my only comment is about timing. I have a business on Markland Ave. that has been effected for over year now on a project. I have called every week to the Engineers office asking for end date; and every time I have called I get the same response which is indefinite. They have no answer. My thing is not to start anymore projects until the projects that you have going on are complete. My business is affected by that. If this idea spending $19,000,000 is a great idea today, it’s still going to be a great idea six months down the road. Thank you.

Vote for passage follows:
Aye: All
Nay: None
The vote was 8 to 0 for passage on second reading.

ORDINANCE 6934:
Rezoning: OC to M2
Location: 3109 West Sycamore St.
Petitioner: Paul Wyman
First reading

Ordinance 6934 was read by the Clerk by title only. Councilwoman Young moved for suspension of the rules, and pass ordinance #6934 on first, and second reading; seconded by Councilman Wyant
Vote for suspension of the rules:
Aye: All
Nay: None
The vote was 8 to 0 for suspension of the rules.
Councilwoman Young states, I moved for passage on ordinance #6934 on second reading; seconded by Councilman Kennedy.
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Cont. Ordinance #6934.
Councilwoman Young states, Paul Wyman of the Wyman Group are requesting change in zone classification from OC (Office Commercial) to M2 (Multifamily Residential) for property located at 3109 West Sycamore Street. It is going to include about 4 ½ acres. The area will be located for Senior Living Facility. This facility will have 20 rooms, and it will be a shared living facility. The Plan Commission voted a favorable recommendation to this ordinance.

Paul Wyman states, we are here tonight seeking a rezoning of this property. This is the former Herbst Pharmacy out on West Sycamore. It is about 4 ½ acers. It is a very beautiful lot; surrounded by trees which makes for a very enticing atmosphere for the type of Senior Living Facility that we are proposing.

This is one where people will come, and go; and it literally is a Senior Living Facility for people up to the first stages of assisted living. The beauty of this location for our seniors is the proximate to the Hospital, Medical Care, Restaurants, Retail, and all the services that are provided here in the Northwest part of Kokomo. This area already has senior living.

There is a tremendous amount of this type of zoning already in the area. We are looking at about $2 ½ Million Dollar private investment. It will be about 15 plus or minus employees. There will be 20 units. The room themselves are not full blown to where their full blown apartments. There smaller apartments, and the living is actual more communal. The living space the kitchen, and all of that is utilized by all the residents together as if it was a big family type atmosphere. It is a very exciting project. Were excited that the developers bring in here to Kokomo, and Howard County. I would ask for your approval for this rezoning.
Cont. Ordinance #6934.
Vote for passage:
Aye: All
Nay: None
The vote was 8 to 0 for passage on first, and second reading.

President Hayes states, this marks the end of this Council Meeting, and our next Council Meeting will be July 8th, 2019; with an Informational Meeting at 5:30 P.M. in the Louks Room; and Council Meeting at 6:00 P.M. in the Council Chambers.

Adjourned at 7:10 P.M.

ATTEST: ________________________

_____________________
Presiding Officer

_______________________
City Clerk
KOKOMO COMMON COUNCIL
OF HOWARD COUNTY, INDIANA

RESOLUTION NO. 2732

RESOLUTION OF THE COMMON COUNCIL OF THE
CITY OF KOKOMO, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE
FOR A LATE-FILED COMPLIANCE WITH FORM CF-1 FOR DELPHI
POWERTRAIN SYSTEMS, LLC, KOKOMO, INDIANA (COUNTY ROAD ERA)
UNDER CONFIRMATORY RESOLUTIONS 2575 AND 2594

WHEREAS, the Common Council has previously designated and declared by Declaratory
Resolution No. 2573, Confirmatory Resolution No. 2575 (Exhibit A), and Amendatory Resolution
2594 (Exhibit B), property for Delphi Powertrain Systems, LLC, Kokomo, Indiana ("Applicant")
an economic revitalization area under Indiana Code 6-1.1-12.1, et. al.; and

WHEREAS, the original Statement of Benefits Real Estate Improvements (SB-1/ Real
Property), dated February 9, 2010, and the economic revitalization area designation application
submitted by Applicant and approved under Confirmatory Resolution No. 2575 was for
$59,035,000,000 in personal property improvements; and

WHEREAS, Applicant was required to file under I.C. 6-1.1-12.1, a Compliance with
Statement of Benefits Personal Property (Form CF-1/PP) with the Howard County Assessor and
the City of Kokomo on or before May 15, 2019; and

WHEREAS, Applicant was also required to file the Compliance with Statement of
Benefits Personal Property and initial deduction application (Form 322/RE) with the Howard
County Auditor; and

WHEREAS, Applicant did not comply with the filing deadline of May 15, 2019 to file the
Compliance with Statement of Benefits Personal Property with the Howard County Assessor,
Howard County Auditor and the City of Kokomo;

WHEREAS, Applicant filed the completed Compliance with Statement of Benefits
Personal Property with the Center Township Assessor and Howard County Auditor on June 7,
2019 (Exhibit C), and the Center Township Assessor sent the Compliance with Statement of
Benefits Personal Property to the City of Kokomo on June 12, 2019; and

WHEREAS, other than the noncompliance with the filing date and failure to notify the
City of Kokomo directly, Applicant otherwise qualifies for the deduction; and

WHEREAS, I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3 permit noncompliance events
such as the untimely filing of an application, statement of benefits, or another document required
to be filed under I.C. 6-1.1-12.1;
NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA:

SECTION 1. The Common Council hereby waives all nonconformities that are waiveable under state and local law and determines that said noncompliance was corrected prior to the adoption of this Resolution. Therefore, Applicant shall be treated as if it had complied with the procedural requirements of I.C. 6-1.1-12.1.

SECTION 2. As authorized by I.C. 6-1.1-12.1-9.5(d), the Common Council will permit Applicant to continue to receive the economic revitalization area personal property deductions remaining under Resolution 2575.

SECTION 3. The Howard County Auditor and Howard County Assessor shall be supplied with a copy of this Resolution, upon passage.

SECTION 4. Pursuant to I.C. 6-1.1-12.1-9.5, the Council shall certify a copy of the Resolution to Applicant and The Department of Local Government Finance.

SECTION 5. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA

this ___ day of ____________, 2019.

__________________________
Presiding Officer

ATTEST:

__________________________
Brenda Ott
City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this ___ day of ____________, 2019, at __:______ __.m.

__________________________
City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this ___ day of ____________, 2019, at __:______ __.m.

__________________________
Greg Goodnight, Mayor
City of Kokomo, Indiana

ATTEST:

__________________________
Brenda Ott
City Clerk
Exhibit A – Resolution No. 2575
WHEREAS, I.C. 6-1.1-12.1 empowers the fiscal body of a County, City, or Town to designate Economic Revitalization Areas and determine the length of the abatement period for such property by following a procedure involving adoption of a preliminary resolution, provision of public notice, conducting of a public hearing, and adoption of a resolution confirming the preliminary resolution or a modified version of the preliminary resolution; and

WHEREAS, the Kokomo Common Council (hereinafter “Council”) serves as the fiscal body for the City of Kokomo, Indiana and thus is empowered to designate Economic Revitalization Areas; and

WHEREAS, I.C. 6-1.1-12.1 empowers Council, at the time an Economic Revitalization Area is designated, to limit the dollar amount of the deduction that will be allowed with respect to a project; and

WHEREAS, I.C. 6-1.1-12.1 requires an applicant for Economic Revitalization Area designation to provide a statement of benefits and requires the Council, before it makes a decision to designate such an area as an Economic Revitalization Area, to determine that the project can be reasonably expected to yield the benefits identified in the statement of benefits and determine that the totality of benefits arising from the project is sufficient to justify Economic Revitalization Area designation; and

WHEREAS, one or more persons (hereinafter "Applicant") named in the attachment to this resolution, which is incorporated herein by reference, has an interest in the geographical area located at 2705 S. Goyer Road, 2100 and 2151 E. Lincoln Road, in Kokomo, Indiana (hereinafter "Subject Real Estate") described in such attachment; and

WHEREAS, the Applicant has requested the Subject Real Estate be designated as an Economic Revitalization Area for the purpose of achieving property tax savings in connection with the Project set forth in the attachment to this resolution and occurring on the Subject Real Estate; and
WHEREAS, the Council has reviewed the statement of benefits provided by the Applicant and has received evidence about whether the Subject Real Estate should be designated as an Economic Revitalization Area; and

WHEREAS, the Applicant and the City of Kokomo shall enter into a Memorandum of Agreement in the form attached to this resolution at the time of passage of the Confirmatory Economic Revitalization Area Resolution (the "Confirmatory Resolution") by the Council which shall be utilized to measure compliance with the proposed project described in the attachment to this resolution should the tax abatement be fully confirmed by the Council;

NOW, THEREFORE, IT IS RESOLVED:

1. That the Subject Real Estate meets the standard for designation as an Economic Revitalization Area as defined in I.C. 6-1.1-12.1-1 inasmuch as the Subject Real Estate has become undesirable for, or impossible of, normal development and occupancy because of a lack of development, cessation of growth, and other factors which prevent a normal development of property or use of property; and that as a result the Council now confirms, adopts and approves such Preliminary Resolution and thereby preliminarily designates the Subject Real Estate as an Economic Revitalization Area subject to the adoption of the Confirmatory Resolution.

2. That designation as an Economic Revitalization Area allows the abatement of property taxes only relative to the Project and the effectiveness of the designation can be terminated by action of the Council if:

   A. Construction on the Subject Real Estate is not in substantial conformance with the project description contained in the final resolutions as supplemented by information in the application, site plan and elevations; or

   B. Construction of the Project is not initiated within four (4) years of the date the final resolution designating the Subject Real Estate as an Economic Revitalization Area is adopted.

3. The Economic Revitalization Area designation terminates four (4) years after the date the final resolution is adopted; however, relative to redevelopment or rehabilitation completed before the end of the four (4) year period, this termination does not limit the period of time the applicant or successor owner is entitled to receive a partial abatement of property taxes to four (4) years, it being understood and agreed that the Applicant is entitled to a full five (5) year property tax abatement in accordance with the Memorandum of Agreement.

4. This Economic Revitalization Area designation is limited to allowing the partial abatement of personal property taxes attributable to redevelopment or rehabilitation activities. This designation is being made pursuant to I.C. 6-1.1-12.1-4.5, which allows for the abatement of personal property taxes for the installation of new manufacturing equipment, new research and development equipment, new logistical distribution equipment, or new information technology equipment.
5. The Council has determined that the project can be reasonably expected to yield the benefits identified in the attached "statement of benefits" and the "statement of benefits" is sufficient to justify the partial abatement of property taxes requested, based on the following findings:

A. The estimate of the cost of the equipment is reasonable for equipment of that type.

B. The estimate of the number of individuals who will be employed or whose employment will be retained can reasonably be expected to result from the installation of the equipment.

C. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed installation of equipment.

D. Other benefits about which information was requested are benefits which can reasonably be expected to result from the proposed installation of equipment.

E. The "Totality of Benefits" is sufficient to justify the deduction.

6. Under the authority of I.C. 6-1.1-12.1-5.1, the Council or its designee may survey projects receiving Economic Revitalization Area designation for compliance with job creation/retention figures, salaries associated with these figures and investment figures contained in the applicant's approved Final Economic Revitalization Area Resolution, the Memorandum of Agreement executed by and between the Applicant and the City, attached hereto and made a part hereof, and/or the statement of benefits form. The Council may reduce the dollar amount, or rescind the deduction in its entirety, and/or require repayment of all or a portion of the deductions received by the applicant for failure to achieve the benefits identified in the Memorandum of Agreement and/or "statement of benefits", or for failure to respond to the mandatory survey.

7. The Subject Real Estate and Project area are preliminarily approved for an abatement period of five (5) years subject to passage of the Confirmatory Resolution by the Council.

8. The combined value of personal property residing within the confines of the Subject Real Estate, and under the ownership of the Applicant, eligible for tax abatement, together with the value of personal property eligible for abatement within the confines of the real estate described in Common Council Resolution No. 2573, adopted on the date hereof, shall be limited to a sum total of fifty million dollars and no cents ($50,000,000.00) for the term of the abatement. This limitation is being made pursuant to the authority granted the Council, as designating body, under I.C. 6-1.1-12.1-2(i)(3).

9. This resolution incorporates, by reference, I.C. 6-1.1-12.1-12 as it relates to the recovery of abated property tax monies from the Applicant if the Applicant ceases operations within the geographic confines of the Subject Real Estate and the Council finds that the Applicant
obtained the deduction by intentionally providing false information concerning the Applicant's plans to continue operations at the facility.

10. Pursuant to I.C. 6-1-1-12.1-14, the Council, acting in its authority as designating body, declares that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings, not to exceed the lesser of fifteen (15) percent or one hundred thousand dollars ($100,000.00), of the abated property taxes. If in the event that the Kokomo Redevelopment Commission is dissolved then the Council reserves the right to name another entity to receive the proceeds of this abatement pursuant to this statute.

11. A copy of this resolution shall be filed with the Howard County Auditor and the Howard County Assessor.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
this 12th day of April, 2010.

ATTEST:

City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this 12th day of April, 2010, at 8:00 A.M.

City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this 13th day of April, 2010, at 8:00 A.M.

Greg Goodnight, Mayor
City of Kokomo, Indiana

ATTEST:
Subject Real Estate
Exhibit B - Amendatory Resolution 2594
WHEREAS, pursuant to Indiana Code 6-1.1-12.1-1, et. seq. (the “Act”), the City of Kokomo, Indiana (the “City”) by and through its Common Council acting in its capacity as the fiscal body of the City and as the designating body identified in the Act (the “Common Council”) has the right and opportunity to abate the payment of real property taxes for real estate located within an area declared by the Common Council to be an Economic Revitalization Area and to also abate the payment of personal property taxes within the Economic Revitalization Area;

WHEREAS, pursuant to the Act, the Common Council may find that a particular area within the jurisdiction of the City is an Economic Revitalization Area and may by adoption of a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded by the Common Council;

WHEREAS, Delphi Automotive Systems, LLC (the “Applicant”) has an interest in multiple geographical areas located at 1501 E. County Road 200 N., 2705 S. Goyer Road, and at 2100 and 2151 E. Lincoln Road, in the City, and on February 9, 2010, requested that areas designated as two separate Economic Revitalization Areas in connection with certain real and personal property improvements and investments in these locations;

WHEREAS, after making certain findings in accordance with the Act, the Common Council on April 12, 2010 adopted Declaratory Resolution No. 2573 (the “County Road ERA Declaratory Resolution”), declaring an area whose boundaries include 1501 E. County Road 200 N., which is located within the corporate boundaries of the City, as more particularly described in the County Road ERA Declaratory Resolution and shown on the map attached to the County Road ERA Declaratory Resolution and incorporated hereto as Exhibit A, as an Economic Revitalization Area (the “County Road ERA”) for a period of four (4) years, expiring on April 26, 2014, for the purpose of receiving real property tax abatement and/or personal property tax abatement within the County Road ERA pursuant to the applicable procedures of the Act;

WHEREAS, after making certain finding in accordance with the Act, the Common Council on April 12, 2010 adopted Declaratory Resolution No. 2575 (the “Goyer-Lincoln ERA Declaratory Resolution”), declaring an area whose boundaries include 2705 S. Goyer Road, and 2100 and 2151 E. Lincoln Road, which are located within the corporate boundaries of the City, as more particularly described in the Goyer-Lincoln ERA Declaratory Resolution and shown on
the map attached to the Goyer-Lincoln ERA Declaratory Resolution and incorporated hereto as Exhibit B, as an Economic Revitalization Area (the "Goyer-Lincoln ERA") for a period of four (4) years, expiring on April 26, 2014, for the purpose of receiving real property tax abatement and/or personal property tax abatement within the Goyer-Lincoln ERA pursuant to the applicable procedures of the Act;

WHEREAS, the Applicant filed with the Common Council a Statement of Benefits Personal Property (Form SB-1/PP) (the "First Form") dated February 9, 2010, which described the proposed personal property that the Applicant intends to acquire and install within and on the County Road ERA and the Goyer-Lincoln ERA as power electronics equipment, surface mount equipment, final assembly equipment, solder machines, functional testers, laboratory and test equipment for electronics and manufacturing equipment, in order to receive a personal property tax abatement for a period of five (5) years (the "Project") and, in conjunction therewith, the Applicant and the City entered into a Memorandum of Agreement, dated April 26, 2010, which will be used to measure compliance with the Project (the "First Agreement"), attached hereto as Exhibit C;

WHEREAS, after following the proper publication of legal notices, on April 26, 2010, the Common Council conducted a public hearing on the County Road ERA Declaratory Resolution and adopted Resolution No. 2574 (the “County Road ERA Confirmatory Resolution”), and thereafter the Common Council conducted a public hearing on the Goyer-Lincoln ERA Declaratory Resolution and adopted Resolution No. 2576 (the “Goyer-Lincoln ERA Confirmatory Resolution”), pursuant to the Act, which both the County Road ERA Confirmatory Resolution and the Goyer-Lincoln ERA Confirmatory Resolution confirmed i.) the findings and designation of the Common Council within the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution, ii.) the term of both the County Road ERA and the Goyer-Lincoln ERA shall be for a period of four (4) years, expiring on April 26, 2014, iii.) authorizing the Applicant to receive a five (5) year personal property tax abatement on certain personal property as described in the First SB-1/PP Form in both the County Road ERA and the Goyer-Lincoln ERA, iv.) that the amount of the personal property tax abatement shall be limited to a sum total of Fifty-Nine Million Thirty-Five Thousand Dollars and no cents ($59,035,000.00) for the five (5) year period of the personal property abatement, and v.) authorizing the Kokomo Redevelopment Commission to annually receive a portion of the tax savings, not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000.00) of the abated property taxes of the Project in the County Road ERA and the Goyer-Lincoln ERA, among other matters as authorized and described therein pursuant to the Act (the "First Abatement");

WHEREAS, in addition to the personal property abatement authorized within the First Abatement and described within the First SB-1/PP Form and First Agreement, the Applicant intends to make additional personal and real property improvements and investments within the County Road ERA and the Goyer-Lincoln ERA;

WHEREAS, it is the desire and intent of the Applicant and the City to amend both the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution to include the abatement of certain additional personal and real property improvements and
WHEREAS, the amendment to the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution shall not affect the term or expiration period of either the County Road ERA or the Goyer-Lincoln ERA or the terms of the First Abatement, and the additional personal property tax abatement for the Expanded Project shall be for the same five (5) year abatement period as is the case with respect to the personal property abatement authorized in the First Abatement for the Project;

WHEREAS, the Applicant has filed with this Common Council two (2) additional Statement of Benefits Personal Property (SB-1/PP) Forms (the “Second SB-1/PP Forms”), both dated September 13, 2010, which collectively describe certain personal property, including power electronics validation equipment, surface mount equipment, solder machines, functional testers, other validation/test equipment, chillers, boilers, air compressors and other utilities-related equipment, to be acquired and installed by the Applicant within the County Road ERA and the Goyer-Lincoln ERA in order to receive an additional five (5) year personal property tax abatement for the Expanded Project (the term of such abatement runs separate from the personal property abatement authorized on April 26, 2010);

WHEREAS, the Applicant has also filed with this Common Council a Statement of Benefits Real Estate Improvements (Form SB-1/Real Property) (“Form SB-1/RP”), dated September 13, 2010, which describes the proposed new improvements to be constructed by the Applicant as two buildings that include a 70,000 square foot process validation laboratory and a 10,000 square foot stand-alone utilities structure to provide power and HVAC support to both the existing CTC building and the new engineering laboratory, in order to receive a ten (10) year real property tax abatement for the Expanded Project;

WHEREAS, in conjunction with the adoption of this resolution (the “Amendatory Resolution”), the Applicant and the City will enter into an Amendment to Memorandum of Agreement which will be used to measure compliance with the Project and the Expanded Project, and the specific terms and conditions applicable to the various abatements that have previously been authorized and that are authorized pursuant to this resolution (the “Amended Agreement”), attached hereto as Exhibit D,

WHEREAS, this Common Council has reviewed the Second SB-1/PP Forms, the Form SB-1/RP and the Amended Agreement; and

WHEREAS, the improvement of the County Road ERA and the Goyer-Lincoln ERA will be of public utility and will be to the benefit and welfare of the citizens and taxpayers of the City.
NOW, THEREFORE, IT IS RESOLVED:

1. The proposed Project and Expanded Project will be located in the County Road ERA and the Goyer-Lincoln ERA which have both been designated as Economic Revitalization Areas pursuant to the Act.

2. Based upon the information in the Second SB-1/IPP Forms and the Form SB-1/RP, the Common Council hereby approves these forms and makes the following findings:

   (a) The estimate of $24,055,147 as the value of the new personal property to be installed as part of the Expanded Project is reasonable for projects of that nature.

   (b) The estimate of $4,850,000 as the value of the real property improvements to be constructed as part of the Expanded Project is reasonable for projects of that nature.

   (c) The Applicant’s estimate of the individuals whose employment will be retained can be reasonably expected to result from the installation of new personal and real property constituting the Expanded Project.

   (d) The Applicant’s estimate of $18,410,200 of the annual salaries of those individuals whose employment will be retained as part of the Expanded Project can be reasonably expected to result from the installation of new personal and improvements to real property constituting the Expanded Project.

   (e) The totality of benefits, from the County Road ERA Declaratory Resolution, the Goyer-Lincoln ERA Declaratory Resolution and this Amendatory Resolution, is sufficient to justify the granting of real and personal property tax abatement to the Applicant through the deduction provided by the Act.

3. The Common Council hereby reaffirms the First Abatement for the Project as authorized within the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution and as described within the First SB-1/IPP Form and First Agreement, and that the Common Council, pursuant to Indiana Code 6-1-1-12.1-14, further reaffirms that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings from the First Abatement, not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated property taxes of the Project in the County Road ERA and the Goyer-Lincoln ERA, as more specifically detailed First Agreement, and that such abatement fee and its calculation under Indiana Code 6-1-1-12.1-14 is separate and distinct from the Common Council’s authorization of the Second Abatement pursuant to this Amendatory Resolution.

4. The Common Council hereby approves a five (5) year personal property tax deduction for the Expanded Project for additional personal property as described within the Second SB-1/IPP Forms and Amended Agreement. The period for this personal property tax deduction for the additional personal property being acquired and installed in the County
Road ERA and the Goyer-Lincoln ERA for the Expanded Project shall be five (5) years utilizing such schedule provided in the Act, however, and pursuant to Indiana Code 6-1.1-12.1-2(i), the amount of the personal property abatement shall be limited to Twenty Four Million Fifty Five Thousand One Hundred and Forty-Seven Dollars ($24,055,147) for the term of the personal property abatement for the Expanded Project.

5. The Common Council hereby approves a ten (10) year real property tax deduction for the Expanded Project as described within the Form SB-1/RP and Amended Agreement. The period for real property tax deductions under the Act for the Expanded Project shall be ten (10) years utilizing such schedule provided in the Act, however, and pursuant to Indiana Code 6-1.1-12.1-2(i), the amount of the real property abatement shall be limited to Four Million Eight Hundred Fifty Thousand Dollars ($4,850,000) for the term of the real property abatement for the Expanded Project.

6. This Amendatory Resolution incorporates by reference Indiana Code 6-1.1-12.1-12 relating to the recovery of abated property tax monies from the Applicant if the Applicant ceases operations within the geographic confines and boundaries of the County Road ERA or the Goyer-Lincoln ERA, and the Common Council finds that the Applicant obtained the either the First Abatement or the Second Abatement, as described herein, by intentionally providing false information concerning the Applicant’s plans to continue operations and investment in the County Road ERA or the Goyer-Lincoln ERA. For purposes of recovering abated property tax monies, the First Abatement and the Second Abatement shall be considered separate and a recovery of abated property tax monies for one abatement shall not necessarily result in a recovery of abated property tax monies for the other abatement unless the recovery of abated tax monies for both abatements is authorized pursuant to Indiana Code 6-1.1-12.1-12 and the First Agreement and Amended Agreement.

7. The Common Council, acting in its authority as the designating body and consistent with the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution, declares that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings from each of the real property abatement and the personal property abatement that comprises the Second Abatement that shall be calculated pursuant to Indiana Code 6-1.1-12.1-14 to include: (i) an amount not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated real property taxes of the Expanded Project in the County Road ERA and the Goyer-Lincoln ERA, and, (ii) an amount not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated personal property taxes of the Expanded Project in the County Road ERA and the Goyer-Lincoln ERA (collectively, the “Deduction Fees”), provided however, that the amount of the Deduction Fees shall not exceed One Hundred Thousand Dollars ($100,000.00) in a given year, and if in the event that the Kokomo Redevelopment Commission is dissolved, then the Common Council reserves the right to name another entity to receive the proceeds of this abatement all pursuant to Indiana Code 6-1.1-12.1-14.
8. A copy of this Amendatory Resolution shall be filed with the Howard County Auditor and the Howard County Assessor.

9. This Amendatory Resolution shall be in full force and effect immediately upon its adoption.
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
this 25th day of October, 2010.

ATTEST:

City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this 25th day of October, 2010, at ___:___.

City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this 25th day of October, 2010, at ___:___.

Greg Goodnight, Mayor
City of Kokomo, Indiana

ATTEST:

This resolution prepared by:
Kostas A. Poulakidas, Esq.
Krieg DeVault LLP
12800 N. Meridian Street, Suite 300
Carmel, Indiana 46032
317-238-6261

KD_3822291_3.DOC
COMPLIANCE WITH STATEMENT OF BENEFITS
PERSONAL PROPERTY

INSTRUCTIONS:
1. Property owners whose Statement of Benefits was approved must file this form with the local Designating Body to show the extent to which there has been compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
2. This form must be filed with the Form 10J-ERA Schedule of Deduction from Assessed Value between January 1 and May 15 of each year, unless a filing extension under IC 6-1.1-3.7 has been granted. A person who obtains a filing extension must file between January 1 and the extended due date of each year.
3. With the approval of the designating body, compliance information for multiple projects may be consolidated on one (1) compliance (CF-1).

SECTION 1 TAXPAYER INFORMATION

Name of taxpayer: Delphi Powertrain Systems, LLC
Address of taxpayer (number and street, city, state, and ZIP code): 5825 Innovation Drive M/C 480 415 217 Troy, MI 48098
Name of contact person: 
DT Tax Department
County: Howard
DLOF taxing district number: 34-002
Telephone number: (248) 764-7700

SECTION 2 LOCATION AND DESCRIPTION OF PROPERTY

Name of designating body: City of Kokomo Common Council
Resolution number: 2574,2576,2594
Estimated start date: 1/15/2010
Location of property: 1501 E. County Road 200 N Kokomo, IN 46901
Description of new manufacturing equipment, or new research and development equipment, or new information technology equipment, or new logistical distribution equipment to be acquired:
R&D Related Equipment

SECTION 3 EMPLOYEES AND SALARIES

| Current number of employees | 1196 | 717 |
| Number of employees retained | 122,179,000.00 | 77,728,796.00 |
| Salaries | 720 | 717 |
| Number of additional employees | 0.750,000.00 | 77,728,796.00 |
| Salaries | 116 | 0 |

SECTION 4 COST AND VALUES

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<th>LOGIST DIS设备</th>
<th>IT EQUIPMENT</th>
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SECTION 5 WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

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<td>Other benefits</td>
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SECTION 6 TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative: [Signature]
Title: Assistant Secretary
Date signed (month, day, year): 1/15/14
INSTRUCTIONS: (IC 6-1.1-12.1-5.9)

1. This page does not apply to a Statement of Benefits filed before July 1, 1991; that deduction may not be terminated for a failure to comply with the Statement of Benefits.

2. Within forty-five (45) days after receipt of this form, the designating body may determine whether or not the property owner has substantially complied with the Statement of Benefits.

3. If the property owner is found NOT to be in substantial compliance, the designating body shall send the property owner written notice. The notice must include the reasons for the determination and the date, time and place of a hearing to be conducted by the designating body. If a notice is mailed to a property owner, a copy of the written notice will be sent to the County Assessor and the County Auditor.

4. Based on the information presented at the hearing, the designating body shall determine whether or not the property owner has made reasonable effort to substantially comply with the Statement of Benefits and whether any failure to substantially comply was caused by factors beyond the control of the property owner.

5. If the designating body determines that the property owner has NOT made reasonable effort to comply, then the designating body shall adopt a resolution terminating the deduction. The designating body shall immediately mail a certified copy of the resolution to: (1) the property owner; (2) the County Auditor; and (3) the County Assessor.

We have reviewed the CF-1 and find that:

☐ the property owner IS in substantial compliance

☐ the property owner IS NOT in substantial compliance

☐ other (specify)

Reasons for the determination (attach additional sheets if necessary)

Signature of authorized member Date signed (month, day, year)

Attested by Designating body

If the property owner is found not to be in substantial compliance, the property owner shall receive the opportunity for a hearing. The following date and time has been set aside for the purpose of considering compliance:

Time of hearing ☐ AM ☐ PM

Date of hearing (month, day, year) Location of hearing

HEARING RESULTS (to be completed after the hearing)

☐ Approved ☐ Denied (see instruction 5 above)

Reasons for the determination (attach additional sheets if necessary)

Signature of authorized member Date signed (month, day, year)

Attested by Designating body

APPEAL RIGHTS (IC 6-1.1-12.1-5.9.4(e))

A property owner whose deduction is denied by the designating body may appeal the designating body's decision by filing a complaint in the office of the clerk of Circuit or Superior Court together with a bond conditioned to pay the costs of the appeal if the appeal is determined against the property owner.
**INSTRUCTIONS:**
1. In order to receive a deduction, this schedule must be submitted with a timely filed Form 103-Long.
2. A separate schedule must be completed and attached to Form 103-Long for each approved Form SB-IIPP for that abatement.
3. Attach a copy of the applicable Form CF-1 to this schedule. First-time filings must also include the SB-1 and the Resolution from the designating body.
4. For any acquisitions included herein since the last assessment date, attach a list of the newly included equipment on Form 103-EL.

**SECTION 1**

**TAXPAYER INFORMATION**

Name of taxpayer: Delphi Powertrain Systems, LLC  
Name of contact person: DT Tax Department  
E-mail address of contact person: Dttax@delphi.com  
Telephone number: 248-764-7700  
Full address (number and street, city, state, and ZIP code): 1501 E CR 200N; 2151 E. Lincoln Rd; 2705 S. Goyer Rd.

**SECTION 2**

**ECONOMIC REVITALIZATION AREA INFORMATION**

City of Kokomo Common Council  
Resolution number: 2574,2576,2594  
Date designation approved (month, day, year): 4/28/2018 & 09/13/2010  
Length of abatement (years): 5  
Resolution number: 2574,2576,2594  
Date designation will terminate (month, day, year): 1/15/2019  
Does resolution limit dollar amount of dedication? Yes, and limit is based on equipment, No

**SECTION 3**

**ABATED EQUIPMENT POOLING SCHEDULE**

The total cost of depreciable assets is to be reported on Form 103-Long. This schedule includes only the values attributable to the new manufacturing, research and development, logistical distribution, and/or information technology equipment under abatement per the resolution and IC 6-1.1-12.1.

The Minimum Value Ratio applies if Line 53 is greater than Line 520 on page 2 of the Form 103-Long [IC 6-1.1-12.1-45(g)].

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<th>Minimum Value Ratio (if applicable)</th>
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<td>408,260.00</td>
<td>$</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SUB-TOTAL - POOLS 1 AND 2 (Total Lines 17 and 25, Enter to the right and on Page 2) $ 15,504.00

Page 1 of 2
### SECTION 3 (continued)

#### ABATED EQUIPMENT POOLING SCHEDULE

<table>
<thead>
<tr>
<th>Pool Number 3 (8 to 12 Year Life)</th>
<th>103 Schedule A, Column D, Adjusted Cost</th>
<th>TTV%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable) (5 decimal places)</th>
<th>Year</th>
<th>Year *</th>
<th>Percent</th>
<th>Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>26</td>
<td>1-2-18 To 1-1-19</td>
<td>$</td>
<td>40%</td>
<td>$</td>
<td>1</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>27</td>
<td>1-2-17 To 1-1-18</td>
<td>$</td>
<td>60%</td>
<td>$</td>
<td>2</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>28</td>
<td>1-2-16 To 1-1-17</td>
<td>$</td>
<td>55%</td>
<td>$</td>
<td>3</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>29</td>
<td>3-2-15 To 1-1-16</td>
<td>$</td>
<td>45%</td>
<td>$</td>
<td>4</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>30</td>
<td>3-2-14 To 1-1-15</td>
<td>$</td>
<td>37%</td>
<td>$</td>
<td>5</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>31</td>
<td>3-2-13 To 1-1-14</td>
<td>$</td>
<td>30%</td>
<td>$</td>
<td>6</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>32</td>
<td>3-2-12 To 3-1-13</td>
<td>$</td>
<td>25%</td>
<td>$</td>
<td>7</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>33</td>
<td>3-2-11 To 3-1-12</td>
<td>$</td>
<td>20%</td>
<td>$</td>
<td>8</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>34</td>
<td>3-2-10 To 3-1-11</td>
<td>$</td>
<td>16%</td>
<td>$</td>
<td>9</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>35</td>
<td>3-2-09 To 3-1-10</td>
<td>$</td>
<td>12%</td>
<td>$</td>
<td>10</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td><strong>TOTAL POOL NUMBER 3</strong></td>
<td></td>
<td>$</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>$</strong></td>
</tr>
</tbody>
</table>

#### POOL NUMBER 4 (13 Year and Longer Lives)

<table>
<thead>
<tr>
<th>Pool Number 4</th>
<th>103 Schedule A, Column D, Adjusted Cost</th>
<th>TTV%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable) (5 decimal places)</th>
<th>Year</th>
<th>Year *</th>
<th>Percent</th>
<th>Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>38</td>
<td>1-2-18 To 1-1-19</td>
<td>$</td>
<td>40%</td>
<td>$</td>
<td>1</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>39</td>
<td>1-2-17 To 1-1-18</td>
<td>$</td>
<td>60%</td>
<td>$</td>
<td>2</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>40</td>
<td>1-2-16 To 1-1-17</td>
<td>$</td>
<td>63%</td>
<td>$</td>
<td>3</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>41</td>
<td>3-2-15 To 1-1-16</td>
<td>$</td>
<td>54%</td>
<td>$</td>
<td>4</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>42</td>
<td>3-2-14 To 3-1-15</td>
<td>$</td>
<td>45%</td>
<td>$</td>
<td>5</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>43</td>
<td>3-2-13 To 3-1-14</td>
<td>$</td>
<td>40%</td>
<td>$</td>
<td>6</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>44</td>
<td>3-2-12 To 3-1-13</td>
<td>$</td>
<td>34%</td>
<td>$</td>
<td>7</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>45</td>
<td>3-2-11 To 3-1-12</td>
<td>$</td>
<td>29%</td>
<td>$</td>
<td>8</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>46</td>
<td>3-2-10 To 3-1-11</td>
<td>$</td>
<td>25%</td>
<td>$</td>
<td>9</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>47</td>
<td>3-2-09 To 3-1-10</td>
<td>$</td>
<td>21%</td>
<td>$</td>
<td>10</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td><strong>TOTAL POOL NUMBER 4</strong></td>
<td></td>
<td>$</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>$</strong></td>
</tr>
</tbody>
</table>

### SPECIAL TOOLING

Round all figures to the nearest $1. Report only the cost of abated special tools, dies, jigs, etc. (50% AC, 4.3/6-2)

<table>
<thead>
<tr>
<th>True Tax Value (included on Form 106-7)</th>
<th>Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abatement Year</td>
<td>Year *</td>
</tr>
<tr>
<td>S1</td>
<td>1-2-18 To 1-1-19</td>
</tr>
<tr>
<td>S2</td>
<td>1-2-17 To 1-1-18</td>
</tr>
<tr>
<td>S3</td>
<td>1-2-16 To 1-1-17</td>
</tr>
<tr>
<td>S4</td>
<td>3-2-15 To 1-1-18</td>
</tr>
<tr>
<td>S5</td>
<td>3-2-14 To 3-1-15</td>
</tr>
<tr>
<td>S6</td>
<td>3-2-13 To 3-1-14</td>
</tr>
<tr>
<td>S7</td>
<td>3-2-12 To 3-1-13</td>
</tr>
<tr>
<td>S8</td>
<td>3-2-11 To 3-1-12</td>
</tr>
<tr>
<td>S9</td>
<td>3-2-10 To 3-1-11</td>
</tr>
<tr>
<td>S10</td>
<td>3-2-09 To 3-1-10</td>
</tr>
<tr>
<td><strong>S11 TOTAL SPECIAL TOOLING</strong></td>
<td></td>
</tr>
</tbody>
</table>

#### Limit Amount of Abatement Stated in Resolution

| AMOUNT OF DEDUCTION CLAIMED | $18,504.00 |

### Notes:
- Obsolescence claimed on Form 106?
  - ☐ Yes
  - ☑ No

**NOTE:** If obsolescence is claimed on depreciable assets, the applicable adjustment must be taken on the Abatement Deduction being claimed. Show calculations on Form 106, Line numbers on this form match the line numbers on the Form 106-Long. Lines were added to Pools 1 and 2 and deleted from Pools 3 and 4 to reflect the ten (10) year abatement limitation.

*This column may be used when the abatement year does not correlate with the acquisition year within the pool. An example might be when used equipment is moved into Indiana from out of state and it was granted an abatement.*
COMPLIANCE WITH STATEMENT OF BENEFITS
PERSONAL PROPERTY

Date Form 51765 (RA 3-11-16)
Prescribed by the Department of Local Government Finance

INSTRUCTIONS:
1. Property owners whose Statement of Benefits was approved must file this form with the local Designating Body to show the extent to which there has been compliance with the Statement of Benefits. (IC 6-1-1.12-1.5(b))
2. This form must be filed with the Form 103-ERA Schedule of Deduction from Assessed Value between January 1 and May 15 of each year, unless a filing extension under IC 6-1-1.3-7 has been granted. A person who obtains a filing extension must file between January 1 and the extended due date of each year.
3. With the approval of the designating body, compliance information for multiple projects may be consolidated on one (1) compliance form.

SECTION 1
TAXPAYER INFORMATION

Name of taxpayer: Deiphi Powertrain Systems, LLC
Address of taxpayer: 5825 Innovation Drive M/C 480 415 217 Troy, MI 48098
County: Howard
City: Kokomo
Telephone number: (248) 764-7700

SECTION 2
LOCATION AND DESCRIPTION OF PROPERTY

Name of Designating Body: Kokomo Common Council
Resolution number: 2545
Estimated start date (month, day, year): 10/01/2008
Location of property: E. Boulevard & Lincoln Road Locations
Description of new manufacturing equipment, or new research and development equipment, or new information technology equipment, or new logistical distribution equipment to be acquired:
Estimated completion date (month, day, year): 12/31/2012

SECTION 3
EMPLOYEES AND SALARIES

<table>
<thead>
<tr>
<th>EMPLOYEES AND SALARIES</th>
<th>AS ESTIMATED ON SB-1</th>
<th>ACTUAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current number of employees</td>
<td>3022</td>
<td>713</td>
</tr>
<tr>
<td>Salaries</td>
<td>414,990,000.00</td>
<td>77,726,796.00</td>
</tr>
<tr>
<td>Number of employees retained</td>
<td>3331</td>
<td>713</td>
</tr>
<tr>
<td>Salaries</td>
<td>315,837,500.00</td>
<td>77,726,796.00</td>
</tr>
<tr>
<td>Number of additional employees</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salaries</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SECTION 4
COST AND VALUES

<table>
<thead>
<tr>
<th>MANUFACTURING EQUIPMENT</th>
<th>R &amp; D EQUIPMENT</th>
<th>LOGIST DIST EQUIPMENT</th>
<th>IT EQUIPMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>AS ESTIMATED ON SB-1</td>
<td>COST</td>
<td>ASSESSED VALUE</td>
<td>COST</td>
</tr>
<tr>
<td>Values before project</td>
<td>1,453,777.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Plus: Values of proposed project</td>
<td>100,000,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less: Values of any property being replaced</td>
<td>100,000,000.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net values upon completion of project</td>
<td>303,777.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>ACTUAL</td>
<td>COST</td>
<td>ASSESSED VALUE</td>
<td>COST</td>
</tr>
<tr>
<td>Values before project</td>
<td>As approved by GDF</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Plus: Values of proposed project</td>
<td>7,066,277.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Less: Values of any property being replaced</td>
<td>35,866.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net values upon completion of project</td>
<td>7,030,277.00</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NOTE: The COST of the property is confidential pursuant to IC 6-1-1.12-1.5(b).

SECTION 5
WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

<table>
<thead>
<tr>
<th>WASTE CONVERTED AND OTHER BENEFITS</th>
<th>AS ESTIMATED ON SB-1</th>
<th>ACTUAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount of solid waste converted</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amount of hazardous waste converted</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other benefits</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SECTION 6
TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative:

Date signed: 11/17/11

Page 1 of 2
OPTIONAL: FOR USE BY A DESIGNATING BODY WHO ELECTS TO REVIEW THE COMPLIANCE WITH STATEMENT OF BENEFITS (FORM CF-1)

INSTRUCTIONS: (IC 6-1.1-12.1-5.3)

1. This page does not apply to a Statement of Benefits filed before July 1, 1991; that deduction may not be terminated for a failure to comply with the Statement of Benefits.

2. Within forty-five (45) days after receipt of this form, the designating body may determine whether or not the property owner has substantially complied with the Statement of Benefits.

3. If the property owner is found NOT to be in substantial compliance, the designating body shall send the property owner written notice. The notice must include the reasons for the determination and the date, time and place of a hearing to be conducted by the designating body. If a notice is mailed to a property owner, a copy of the written notice will be sent to the County Assessor and the County Auditor.

4. Based on the information presented at the hearing, the designating body shall determine whether or not the property owner has made reasonable effort to substantially comply with the Statement of Benefits and whether any failure to substantially comply was caused by factors beyond the control of the property owner.

5. If the designating body determines that the property owner has NOT made reasonable effort to comply, then the designating body shall adopt a resolution terminating the deduction. The designating body shall immediately mail a certified copy of the resolution to: (1) the property owner; (2) the County Auditor; and (3) the County Assessor.

We have reviewed the CF-1 and find that:

☐ the property owner IS in substantial compliance
☐ the property owner IS NOT in substantial compliance
☐ other (specify) ____________________________

Reasons for the determination (attach additional sheets if necessary)

Signature of authorized member ____________________________ Date signed (month, day, year)

Attested by: ____________________________ Designating body

If the property owner is found not to be in substantial compliance, the property owner shall receive the opportunity for a hearing. The following date and time has been set aside for the purpose of considering compliance:

Time of hearing: ☐ AM ☐ PM Date of hearing: ____________________________ Location of hearing: ____________________________

HEARING RESULTS (to be completed after the hearing)

☐ Approved ☐ Denied (see instruction 5 above)

Reasons for the determination (attach additional sheets if necessary)

Signature of authorized member ____________________________ Date signed (month, day, year)

Attested by: ____________________________ Designating body

APPEAL RIGHTS [IC 6-1.1-12.1-5.3(6)]

A property owner whose deduction is denied by the designating body may appeal the designating body's decision by filing a complaint in the office of the clerk of Circuit or Superior Court together with a bond conditioned to pay the costs of the appeal if the appeal is determined against the property owner.
## SCHEDULE OF DEDUCTION FROM ASSESSED VALUATION PERSONAL PROPERTY IN ECONOMIC REVITALIZATION AREA

State Form 52503 (R16110-18)  
Prescribed by the Department of Local Government Finance

### INSTRUCTIONS:
1. In order to receive a deduction, this schedule must be submitted with a timely filed Form 103-Long.
2. A separate schedule must be completed and attached to Form 103-Long for each approved Form SB-1/IPP for that abatement.
3. Attach a copy of the applicable Form CF-1 to this schedule. First-time filings must also include the SB-1 and the Resolution from the designating body.
4. For any acquisitions included herein since the last assessment date, attach a list of the newly included equipment on Form 103-EL.

### SECTION 1  TAXPAYER INFORMATION

<table>
<thead>
<tr>
<th>Name of taxpayer</th>
<th>Delphi Powertrain Systems, LLC</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name of contact person</td>
<td>DT Tax Department</td>
</tr>
<tr>
<td>Full address (number and street, city, state, and ZIP code)</td>
<td>1501 E CR 200N; 2151 E, Lincoln Rd. 2705 S. Gayer Rd.</td>
</tr>
<tr>
<td>E-mail address of contact person</td>
<td><a href="mailto:Deltax@delphi.com">Deltax@delphi.com</a></td>
</tr>
<tr>
<td>Telephone number</td>
<td>248-764-7700</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>County</th>
<th>Howard</th>
</tr>
</thead>
<tbody>
<tr>
<td>Township</td>
<td>Center</td>
</tr>
<tr>
<td>Taxing District</td>
<td>City of Kokomo</td>
</tr>
</tbody>
</table>

### SECTION 2  ECONOMIC REVITALIZATION AREA INFORMATION

<table>
<thead>
<tr>
<th>Name of body designating the Economic Revitalization Area</th>
<th>City of Kokomo Common Council</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution number</td>
<td>2545</td>
</tr>
<tr>
<td>Date designation approved (month, day, year)</td>
<td>8/29/2008</td>
</tr>
<tr>
<td>Date designation will terminate (month, day, year)</td>
<td>9/29/2022</td>
</tr>
</tbody>
</table>

The total cost of depreciable assets is to be reported on Form 103-Long. This schedule includes only the values attributable to the new manufacturing, research and development, logistical distribution, and/or information technology equipment under abatement per the resolution and IC 6-1-12.1.

### POOL NUMBER 1 (1 TO 4 YEAR LIFE)

<table>
<thead>
<tr>
<th>103 Schedule A, Column C, Adjusted Cost</th>
<th>TVP%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable)</th>
<th>Year</th>
<th>Year*</th>
<th>Percent Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.2-18 To 1.1-19</td>
<td>65%</td>
<td>$</td>
<td></td>
<td>1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.2-17 To 1.1-18</td>
<td>50%</td>
<td>$</td>
<td></td>
<td>2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.2-16 To 1.1-17</td>
<td>35%</td>
<td>$</td>
<td></td>
<td>3</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25%</td>
<td>4</td>
<td>$</td>
<td></td>
<td>5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>35%</td>
<td>6</td>
<td>$</td>
<td></td>
<td>9</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20%</td>
<td>7</td>
<td>$</td>
<td></td>
<td>10</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25%</td>
<td>8</td>
<td>$</td>
<td></td>
<td>12</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL POOL NUMBER 1</td>
<td>$</td>
<td>$</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### POOL NUMBER 2 (5 TO 8 YEAR LIFE)

<table>
<thead>
<tr>
<th>103 Schedule A, Column C, Adjusted Cost</th>
<th>TVP%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable)</th>
<th>Year</th>
<th>Year*</th>
<th>Percent Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.2-18 To 1.1-19</td>
<td>60%</td>
<td>$</td>
<td></td>
<td>1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.2-17 To 1.1-18</td>
<td>50%</td>
<td>$</td>
<td></td>
<td>2</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1.2-16 To 1.1-17</td>
<td>35%</td>
<td>$</td>
<td></td>
<td>3</td>
<td></td>
<td></td>
</tr>
<tr>
<td>35%</td>
<td>4</td>
<td>$</td>
<td></td>
<td>5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25%</td>
<td>6</td>
<td>$</td>
<td></td>
<td>9</td>
<td></td>
<td></td>
</tr>
<tr>
<td>20%</td>
<td>7</td>
<td>$</td>
<td></td>
<td>10</td>
<td></td>
<td></td>
</tr>
<tr>
<td>25%</td>
<td>8</td>
<td>$</td>
<td></td>
<td>12</td>
<td></td>
<td></td>
</tr>
<tr>
<td>TOTAL POOL NUMBER 2</td>
<td>$</td>
<td>$</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

### SUB-TOTAL - POOLS 1 AND 2

$6,071 00
### SECTION 3 (continued)

#### ABATED EQUIPMENT POOLING SCHEDULE

**POOL NUMBER 3 (8 TO 12 YEAR LIFE)**

<table>
<thead>
<tr>
<th>103 Schedule A, Column C: Adjusted Cost</th>
<th>TTIV%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable) (6 decimal places)</th>
<th>Year</th>
<th>Year *</th>
<th>Percent</th>
<th>Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>26</td>
<td>1-2-18 To 1-1-19</td>
<td>$40%</td>
<td>$</td>
<td>1</td>
<td>%</td>
<td>$</td>
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</tr>
<tr>
<td>27</td>
<td>1-2-17 To 1-1-18</td>
<td>60%</td>
<td>2</td>
<td></td>
<td></td>
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</tr>
<tr>
<td>28</td>
<td>1-2-16 To 1-1-17</td>
<td>50%</td>
<td>3</td>
<td></td>
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<td></td>
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</tr>
<tr>
<td>29</td>
<td>3-2-15 To 1-1-16</td>
<td>45%</td>
<td>4</td>
<td></td>
<td></td>
<td></td>
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</tr>
<tr>
<td>30</td>
<td>3-2-14 To 3-1-15</td>
<td>37%</td>
<td>5</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>31</td>
<td>3-2-13 To 3-1-14</td>
<td>30%</td>
<td>6</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>32</td>
<td>3-2-12 To 3-1-13</td>
<td>25%</td>
<td>7</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>33</td>
<td>3-2-11 To 3-1-12</td>
<td>20%</td>
<td>8</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>34</td>
<td>3-2-10 To 3-1-11</td>
<td>16%</td>
<td>9</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>35</td>
<td>3-2-09 To 3-1-10</td>
<td>12%</td>
<td>10</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL POOL NUMBER 3</strong></td>
<td>$</td>
<td>$</td>
<td></td>
<td></td>
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</tr>
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**POOL NUMBER 4 (13 YEAR AND LONGER LIVES)**

<table>
<thead>
<tr>
<th>103 Schedule A, Column C: Adjusted Cost</th>
<th>TTIV%</th>
<th>True Tax Value</th>
<th>Minimum Value Ratio (if applicable) (6 decimal places)</th>
<th>Year</th>
<th>Year *</th>
<th>Percent</th>
<th>Deduction Claimed</th>
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</thead>
<tbody>
<tr>
<td>38</td>
<td>1-2-18 To 1-1-19</td>
<td>$40%</td>
<td>$</td>
<td>1</td>
<td>%</td>
<td>$</td>
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</tr>
<tr>
<td>39</td>
<td>1-2-17 To 1-1-18</td>
<td>60%</td>
<td>2</td>
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<td></td>
<td></td>
</tr>
<tr>
<td>40</td>
<td>1-2-16 To 1-1-17</td>
<td>60%</td>
<td>3</td>
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</tr>
<tr>
<td>41</td>
<td>3-2-15 To 1-1-16</td>
<td>54%</td>
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<tr>
<td>42</td>
<td>3-2-14 To 3-1-15</td>
<td>45%</td>
<td>5</td>
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<td></td>
</tr>
<tr>
<td>43</td>
<td>3-2-13 To 3-1-14</td>
<td>40%</td>
<td>6</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>44</td>
<td>3-2-12 To 3-1-13</td>
<td>34%</td>
<td>7</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>45</td>
<td>3-2-11 To 3-1-12</td>
<td>29%</td>
<td>8</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>46</td>
<td>3-2-10 To 3-1-11</td>
<td>25%</td>
<td>9</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>47</td>
<td>3-2-09 To 3-1-10</td>
<td>21%</td>
<td>10</td>
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<tr>
<td><strong>TOTAL POOL NUMBER 4</strong></td>
<td>$</td>
<td>$</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$</td>
</tr>
</tbody>
</table>

**SPECIAL TOOLING**

Round all figures to the nearest $1. Report only the cost of abated special tools, dies, jigs, etc. (50 IAC 4.2-6-2).

<table>
<thead>
<tr>
<th>True Tax Value (included on Form 105-T)</th>
<th>Abatement</th>
<th>Deduction Claimed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Year</td>
<td>Year *</td>
<td>Percent</td>
</tr>
<tr>
<td>S1</td>
<td>1-2-18 To 1-1-19</td>
<td>30%</td>
</tr>
<tr>
<td>S2</td>
<td>1-2-17 To 1-1-18</td>
<td>3%</td>
</tr>
<tr>
<td>S3</td>
<td>1-2-16 To 1-1-17</td>
<td>3%</td>
</tr>
<tr>
<td>S4</td>
<td>3-2-15 To 1-1-16</td>
<td>3%</td>
</tr>
<tr>
<td>S5</td>
<td>3-2-14 To 3-1-15</td>
<td>3%</td>
</tr>
<tr>
<td>S6</td>
<td>3-2-13 To 3-1-14</td>
<td>3%</td>
</tr>
<tr>
<td>S7</td>
<td>3-2-12 To 3-1-13</td>
<td>3%</td>
</tr>
<tr>
<td>S8</td>
<td>3-2-11 To 3-1-12</td>
<td>3%</td>
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<tr>
<td>S9</td>
<td>3-2-10 To 3-1-11</td>
<td>3%</td>
</tr>
<tr>
<td>S10</td>
<td>3-2-09 To 3-1-10</td>
<td>3%</td>
</tr>
<tr>
<td><strong>S11 TOTAL SPECIAL TOOLING</strong></td>
<td>$</td>
<td>$</td>
</tr>
</tbody>
</table>

**SUB-TOTAL POOLS 1 AND 2**

| $ | $ |

**SUB-TOTAL POOLS 3 AND 4**

| $ | $ |

**SUB-TOTAL SPECIAL TOOLING**

| $ | $ |

**TOTAL ALL POOLS AND SPECIAL TOOLING**

| $ | $ |

**LIMIT ON AMOUNT OF ABATEMENT STATED IN RESOLUTION**

| $ | $ |

**AMOUNT OF DEDUCTION CLAIMED** - Lesser of resolution limit on abatement or total pool deduction. (Carryforward forward to the Summary Section on Page 1 of the form 103-Long.)

| $ | $ |

**Obsolescence claimed on Form 106**

- Yes
- No

NOTE: If obsolescence is claimed on depreciable assets, the applicable adjustment must be taken on the Abatement Deduction being claimed. Show calculations on Form 106.

*Line numbers on this form match the line numbers on the Form 103-Long. Lines were added to Pools 1 and 2 and deleted from Pools 3 and 4 to reflect the ten [10] year abatement limitation. This column may be used when the abatement year does not coincide with the acquisition year within the pool.*

*An example might be when used equipment is moved into Indiana from out of state and it was granted an abatement.*

Page 2 of 2
KOKOMO COMMON COUNCIL
OF HOWARD COUNTY, INDIANA

RESOLUTION NO. 2733

RESOLUTION OF THE COMMON COUNCIL OF THE
CITY OF KOKOMO, INDIANA, APPROVING A WAIVER OF NONCOMPLIANCE
FOR LATE-FILED COMPLIANCE WITH FORM CF-1 FOR APTIV SERVICES US,
LLC (FORMERLY KNOWN AS DELPHI AUTOMOTIVE SYSTEMS, LLC), (GOYER-
LINCOLN ERA) UNDER CONFIRMATORY RESOLUTIONS 2576 AND 2594

WHEREAS, the Common Council has previously designated and declared by Declaratory
Resolution No. 2574 and Confirmatory Resolution No. 2576 (Exhibit A) for personal property and
Amendatory Resolution 2594 (Exhibit B) for real property for Delphi Powertrain Systems, LLC,
Kokomo, Indiana ("Applicant") an economic revitalization area under Indiana Code 6-1.1-12.1, et. al.; and

WHEREAS, the original Statement of Benefits Real Estate Improvements (SB-1/ Real
Property), dated February 9, 2010, and the economic revitalization area designation application
submitted by Applicant and approved under by Amendatory Resolution 2594 was for $4,850,000
in personal property improvements; and

WHEREAS, Applicant was required to file under I.C. 6-1.1-12.1, a Compliance with
Statement of Benefits Real Estate Improvements CF-1/Real Property) with the Howard County
Auditor and the City of Kokomo on or before May 15, 2019; and

WHEREAS, Applicant was also required to file the Compliance with Statement of
Benefits Real Estate Improvements and initial deduction application (Form 322/RE) with the
Howard County Auditor; and

WHEREAS, Applicant did not comply with the filing deadline of May 15, 2019 to file the
Real Estate Improvements with the Howard County Assessor, Howard County Auditor and the
City of Kokomo;

WHEREAS, Applicant filed the completed Compliance with Statement of Benefits Forms
with the Howard County Auditor on June 7, 2019 (Exhibit C), and Howard County Auditor sent
the Compliance Forms to the City of Kokomo on June 12, 2019; and

WHEREAS, other than the noncompliance with the filing date and failure to notify the
City of Kokomo directly, Applicant otherwise qualifies for the deduction; and

WHEREAS, I.C. 6-1.1-12.1-9.5 and I.C. 6-1.1-12.1-11.3 permit noncompliance events
such as the untimely filing of an application, statement of benefits, or another document required
to be filed under I.C. 6-1.1-12.1;
NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA:

SECTION 1. The Common Council hereby waives all nonconformities that are waiveable under state and local law and determines that said noncompliance was corrected prior to the adoption of this Resolution. Therefore, Applicant shall be treated as if it had complied with the procedural requirements of I.C. 6-1.1-12.1.

SECTION 2. As authorized by I.C. 6-1.1-12.1-9.5(d), the Common Council will permit Applicant to continue to receive the economic revitalization area real property deductions remaining under Resolution 2576 and 2594.

SECTION 3. The Howard County Auditor shall be supplied with a copy of this Resolution, upon passage.

SECTION 4. Pursuant to I.C. 6-1.1-12.1-9.5, the Council shall certify a copy of the Resolution to Applicant and The Department of Local Government Finance.

SECTION 5. That this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
this ___ day of ____________, 2019.

__________________________
Presiding Officer

ATTEST:

__________________________
Brenda Ott
City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this ___ day of ____________, 2019, at ___:_______ m.

__________________________
City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this ___ day of ____________, 2019, at ___:_______ m.

__________________________
Greg Goodnight, Mayor
City of Kokomo, Indiana

ATTEST:

__________________________
Brenda Ott
City Clerk
KOKOMO COMMON COUNCIL OF HOWARD COUNTY, INDIANA

CONFIRMATORY ECONOMIC REVITALIZATION AREA RESOLUTION

RESOLUTION NO. 2576

PERSONAL PROPERTY TAX ABATEMENT
2705 S. GOYER ROAD, 2100 AND 2151 E. LINCOLN ROAD, KOKOMO, INDIANA

WHEREAS, I.C. 6-1-1-12.1 allows a partial abatement of property taxes attributable to "redevelopment or rehabilitation" activities (hereinafter "Project") in "Economic Revitalization Areas"; and

WHEREAS, I.C. 6-1-1-12.1 empowers the fiscal body of a County, City, or Town to designate Economic Revitalization Areas and determine the length of the abatement period for such property by following a procedure involving adoption of a preliminary resolution, provision of public notice, conducting of a public hearing, and adoption of a resolution confirming the preliminary resolution or a modified version of the preliminary resolution; and

WHEREAS, the Kokomo Common Council (hereinafter "Council") serves as the fiscal body for the City of Kokomo, Indiana and thus is empowered to designate Economic Revitalization Areas; and

WHEREAS, I.C. 6-1-1-12.1 empowers the Council, at the time an Economic Revitalization Area is designated, to limit the dollar amount of the deduction that will be allowed with respect to a project; and

WHEREAS, I.C. 6-1-1-12.1 requires an applicant for Economic Revitalization Area designation to provide a statement of benefits and requires the Council, before it makes a decision to designate such an area as an Economic Revitalization Area, to determine that the project can be reasonably expected to yield the benefits identified in the statement of benefits and determine that the totality of benefits arising from the project is sufficient to justify Economic Revitalization Area designation; and

WHEREAS, one or more persons (hereinafter "Applicant") named in the attachment to this resolution, which is incorporated herein by reference, has an interest in the geographical area located at 2705 S. Goyer Road, 2100 and 2151 E. Lincoln Road, in Kokomo, Indiana (hereinafter "Subject Real Estate") described in such attachment; and

WHEREAS, the Applicant has requested the Subject Real Estate be designated as an Economic Revitalization Area for the purpose of achieving property tax savings in connection with the Project set forth in the attachment to this resolution and occurring on the Subject Real Estate; and
WHEREAS, during a preliminary hearing at 7 p.m. on Monday, April 12, 2010 the Council has received evidence about whether the subject real estate should be designated as an Economic Revitalization Area; and the Council adopted Preliminary Resolution No. 2575, preliminarily designating the subject real estate as an Economic Revitalization Area for an abatement period of five (5) years, subject to the adoption of a confirming resolution by the Council and subject also to limiting conditions and it fixed 7 p.m. on Monday April 26, 2010 in the Council Chambers of the Kokomo City Hall for final public hearing for the receiving of remonstrances and objections from persons interested in or affected by the project; and

WHEREAS, pursuant to Preliminary Resolution No. 2575, the applicant and the City have entered into a Memorandum of Agreement which shall be used to measure compliance with the proposed project described in the attachment of this resolution; and

WHEREAS, proper legal notices were published indicating the adoption of such Preliminary Resolution and stating when and where such final public hearing would be held;

NOW, THEREFORE, IT IS RESOLVED:

1. The Council now confirms, adopts and approves such Preliminary Resolution and thereby finds, and establishes the area detailed in Attachment A as an Economic Revitalization Area subject to the conditions that designation as an Economic Revitalization Area allows the abatement of property taxes only relative to the project and the effectiveness of the designation can be terminated by action of the Council if:

   A. Construction on the Subject Real Estate is not in substantial conformance with the project description contained in the final resolutions as supplemented by information in the application, site plan and elevations; or

   B. Construction of the Project is not initiated within four (4) years of the date the final resolution designating the Subject Real Estate as an Economic Revitalization Area is adopted.

   C. Purchase and placement of personal property within Subject Real Estate does not occur within four (4) years of the date of the final designation the Subject Real Estate as an Economic Revitalization Area.

2. The Economic Revitalization Area designation terminates four (4) years after the date the final resolution is adopted; however, relative to redevelopment or rehabilitation completed before the end of the four (4) year period, this termination does not limit the period of time the applicant or successor owner is entitled to receive a partial abatement of property taxes to four (4) years, it being understood and agreed that the Applicant is entitled to a full five (5) year property tax abatement in accordance with the Memorandum of Agreement.

3. This Economic Revitalization Area designation is limited to allowing the partial abatement of personal property taxes attributable to redevelopment or rehabilitation activities. This designation is being made pursuant to I.C. 6-1.1-12.1-4.5, which allows for the abatement
of personal property taxes for the installation of new manufacturing equipment, new research and development equipment, new logistical distribution equipment, or new information technology equipment.

4. The Council has determined that the project can be reasonably expected to yield the benefits identified in the attached "statement of benefits" and the "statement of benefits" is sufficient to justify the partial abatement of property taxes requested, based on the following findings:

A. The estimate of the cost of the equipment is reasonable for equipment of that type.

B. The estimate of the number of individuals who will be employed or whose employment will be retained can reasonably be expected to result from the installation of the equipment.

C. The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed installation of equipment.

D. Other benefits about which information was requested are benefits which can reasonably be expected to result from the proposed installation of equipment.

E. The "Totality of Benefits" is sufficient to justify the deduction.

5. Under the authority of I.C. 6-1.1-12.1-5.1, the Council or its designee may survey projects receiving Economic Revitalization Area designation for compliance with job creation/retention figures, salaries associated with these figures and investment figures contained in the applicant's approved Final Economic Revitalization Area Resolution, the Memorandum of Agreement executed by and between the Applicant and the City, attached hereto and made a part hereof, and/or the statement of benefits form. The Council may reduce the dollar amount, or rescind the deduction in its entirety, and/or require repayment of all or a portion of the deductions received by the applicant for failure to achieve the benefits identified in the Memorandum of Agreement and/or "statement of benefits", or for failure to respond to the mandatory survey as set forth in the Memorandum of Agreement.

6. The Subject Real Estate and Project area are recommended for an abatement period of five (5) years.

7. The combined value of personal property residing within the confines of the Subject Real Estate, and under the ownership of the Applicant, eligible for tax abatement, together with the value of personal property eligible for abatement within the confines of the real estate described in Common Council Resolution No. 2576, adopted on the date hereof, shall be limited to a sum total of fifty-nine million thirty-five thousand dollars and no cents ($59,035,000.00) for the term of the abatement. This limitation is being made pursuant to the authority granted the Council, as designating body, under I.C. 6-1.1-12.1-2(i)(3).
8. This resolution incorporates, by reference, I.C. 6-1.1-12.1-12 as it relates to the recovery of abated property tax monies from the Applicant if the Applicant ceases operations within the geographic confines of the Subject Real Estate and the Council finds that the Applicant obtained the deduction by intentionally providing false information concerning the Applicant’s plans to continue operations at the facility.

9. Pursuant to I.C. 6-1-1-12.1-14, the Council, acting in its authority as designating body, declares that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings, not to exceed the lesser of fifteen (15) percent or one hundred thousand dollars ($100,000.00), of the abated property taxes. If in the event that the Kokomo Redevelopment Commission is dissolved then the Council reserves the right to name another entity to receive the proceeds of this abatement pursuant to this statute.

10. A copy of this resolution shall be filed with the Howard County Auditor and the Howard County Assessor.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
this 26th day of April, 2010.

Presiding Officer

City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this 27th day of April, 2010, at 8:00 a.m.

City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this 27th day of April, 2010, at 8:00 a.m.

Greg Goodnight, Mayor
City of Kokomo, Indiana

ATTEST:

City Clerk

ATTEST:
Subject Real Estate

2100 E. Lincoln Rd.
34-10-08-100-001,005-003

2150 E. Lincoln Rd.
34-10-08-100-001,002-003
Exhibit B – Amendatory Resolution No. 2594
WHEREAS, pursuant to Indiana Code 6-1.1-12.1-1, et. seq. (the "Act"), the City of Kokomo, Indiana (the "City") by and through its Common Council acting in its capacity as the fiscal body of the City and as the designating body identified in the Act (the "Common Council") has the right and opportunity to abate the payment of real property taxes for real estate located within an area declared by the Common Council to be an Economic Revitalization Area and to also abate the payment of personal property taxes within the Economic Revitalization Area;

WHEREAS, pursuant to the Act, the Common Council may find that a particular area within the jurisdiction of the City is an Economic Revitalization Area and may by adoption of a resolution declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded by the Common Council;

WHEREAS, Delphi Automotive Systems, LLC (the "Applicant") has an interest in multiple geographical areas located at 1501 E. County Road 200 N., 2705 S. Goyer Road, and at 2100 and 2151 E. Lincoln Road, in the City, and on February 9, 2010, requested that these areas be designated as two separate Economic Revitalization Areas in connection with certain real and personal property improvements and investments in these locations;

WHEREAS, after making certain findings in accordance with the Act, the Common Council on April 12, 2010 adopted Declaratory Resolution No. 2573 (the "County Road ERA Declaratory Resolution"), declaring an area whose boundaries include 1501 E. County Road 200 N., which is located within the corporate boundaries of the City, as more particularly described in the County Road ERA Declaratory Resolution and shown on the map attached to the County Road ERA Declaratory Resolution and incorporated hereto as Exhibit A, as an Economic Revitalization Area (the "County Road ERA") for a period of four (4) years, expiring on April 26, 2014, for the purpose of receiving real property tax abatement and/or personal property tax abatement within the County Road ERA pursuant to the applicable procedures of the Act;

WHEREAS, after making certain finding in accordance with the Act, the Common Council on April 12, 2010 adopted Declaratory Resolution No. 2575 (the "Goyer-Lincoln ERA Declaratory Resolution"), declaring an area whose boundaries include 2705 S. Goyer Road, and 2100 and 2151 E. Lincoln Road, which are located within the corporate boundaries of the City, as more particularly described in the Goyer-Lincoln ERA Declaratory Resolution and shown on
the map attached to the Goyer-Lincoln ERA Declaratory Resolution and incorporated hereto as Exhibit B, as an Economic Revitalization Area (the "Goyer-Lincoln ERA") for a period of four (4) years, expiring on April 26, 2014, for the purpose of receiving real property tax abatement and/or personal property tax abatement within the Goyer-Lincoln ERA pursuant to the applicable procedures of the Act;

WHEREAS, the Applicant filed with the Common Council a Statement of Benefits Personal Property (Form SB-1/PP) (the "First SB-1/PP Form"), dated February 9, 2010, which described the proposed personal property that the Applicant intends to acquire and install within and on the County Road ERA and the Goyer-Lincoln ERA as electronics equipment, surface mount equipment, final assembly equipment, solder machines, functional testers, laboratory and test equipment for electronics and manufacturing equipment, in order to receive a personal property tax abatement for a period of five (5) years (the "Project") and, in conjunction therewith, the Applicant and the City entered into a Memorandum of Agreement, dated April 26, 2010, which will be used to measure compliance with the Project (the "First Agreement"), attached hereto as Exhibit C;

WHEREAS, after following the proper publication of legal notices, on April 26, 2010, the Common Council conducted a public hearing on the County Road ERA Declaratory Resolution and adopted Resolution No. 2574 (the "County Road ERA Confirmatory Resolution"), and thereafter the Common Council conducted a public hearing on the Goyer-Lincoln ERA Declaratory Resolution and adopted Resolution No. 2576 (the "Goyer-Lincoln ERA Confirmatory Resolution"), pursuant to the Act, which both the County Road ERA Confirmatory Resolution and the Goyer-Lincoln ERA Confirmatory Resolution confirmed i.) the findings and designation of the Common Council within County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution, ii.) the term of both the County Road ERA and the Goyer-Lincoln ERA shall be for a period of four (4) years, expiring on April 26, 2014, iii.) authorizing Applicant to receive a five (5) year personal property tax abatement on certain personal property as described in the First SB-1/PP Form in both the County Road ERA and the Goyer-Lincoln ERA, iv.) that the amount of the personal property abatement shall be limited to a sum total of Fifty-Nine Million Thirty-Five Thousand Dollars and no cents ($59,035,000.00) the five year period the properly abatement, authorizing Kokomo Redevelopment to annually a portion of the tax not to the of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000.00) of the abated property taxes the Project in the County Road ERA and the Goyer-Lincoln ERA, among other matters as authorized and described to the Act (the "First Abatement");

WHEREAS, in addition to the personal property abatement authorized within the First Abatement and described within the First SB-1/PP Form and First Agreement, the Applicant intends to make additional personal and real property improvements and investments within the County Road ERA and the Goyer-Lincoln ERA;

WHEREAS, it is the desire and intent of the Applicant and the City to amend both the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution to include the abatement of certain additional personal and real property improvements and
investments (the “Second Abatement”) within both the County Road ERA and the Goyer-Lincoln ERA by the Applicant (the “Expanded Project”);

WHEREAS, the amendment to the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution shall not affect the term or expiration period of either the County Road ERA or the Goyer-Lincoln ERA or the terms of the First Abatement, and the additional personal property tax abatement for the Expanded Project shall be for the same five (5) year abatement period as is the case with respect to the personal property abatement authorized in the First Abatement for the Project;

WHEREAS, the Applicant has filed with this Common Council two (2) additional Statement of Benefits Personal Property (SB-1/PP Forms) (the “Second SB-1/PP Forms”), both dated September 13, 2010, which collectively describe certain personal property, including power electronics validation equipment, surface mount equipment, solder machines, functional testers, other validation/test equipment, chillers, boilers, air compressors and other utilities-related equipment, to be acquired and installed by the Applicant within the County Road ERA and the Goyer-Lincoln ERA in order to receive an additional five (5) year personal property tax abatement for the Expanded Project (the term of such abatement runs separate from the personal property abatement authorized on April 26, 2010);

WHEREAS, the Applicant has also filed with this Common Council a Statement of Benefits Real Estate Improvements (Form SB-1/Real Property) (“Form SB-1/RP”), dated September 13, 2010, which describes the proposed new improvements to be constructed by the Applicant as two buildings that include a 70,000 square foot process and validation laboratory and a 10,000 square foot stand-alone utilities structure to provide power and HVAC support to both the existing CTC building and the new engineering laboratory, in order to receive a ten (10) year real property tax abatement for the Expanded Project;

WHEREAS, in conjunction with the adoption of this resolution (the “Amendatory Resolution”), the Applicant and the City will enter into an Amendment to Memorandum of Agreement which will be used to measure compliance with the Project and the Expanded Project, and the specific terms and conditions applicable to the various abatements that have previously been authorized and that are authorized pursuant to this resolution (the “Amended Agreement”), attached hereto as Exhibit D;

WHEREAS, this Common Council has reviewed the Second SB-1/PP Forms, the Form SB-1/RP and the Amended Agreement; and

WHEREAS, the improvement of the County Road ERA and the Goyer-Lincoln ERA will be of public utility and will be to the benefit and welfare of the citizens and taxpayers of the City.
NOW, THEREFORE, IT IS RESOLVED:

1. The proposed Project and Expanded Project will be located in the County Road ERA and the Goyer-Lincoln ERA which have both been designated as Economic Revitalization Areas pursuant to the Act.

2. Based upon the information in the Second SB-1/PP Forms and the Form SB-1/RP, the Common Council hereby approves these forms and makes the following findings:

   (a) The estimate of $24,055,147 as the value of the new personal property to be installed as part of the Expanded Project is reasonable for projects of that nature.

   (b) The estimate of $4,850,000 as the value of the real property improvements to be constructed as part of the Expanded Project is reasonable for projects of that nature.

   (c) The Applicant's estimate of the individuals whose employment will be retained can be reasonably expected to result from the installation of new personal and real property constituting the Expanded Project.

   (d) The Applicant's estimate of $18,410,200 of the annual salaries of those individuals whose employment will be retained as part of the Expanded Project can be reasonably expected to result from the installation of new personal and real property improvements to real property constituting the Expanded Project.

   (e) The totality of benefits, from the County Road ERA Declaratory Resolution, the Goyer-Lincoln ERA Declaratory Resolution and this Amendatory Resolution, is sufficient to justify the granting of real and personal property tax abatement to the Applicant through the deduction provided by the Act.

3. The Common Council hereby reaffirms the First Abatement for the Project as authorized within the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution and as described within the First SB-1/PP Form and First Agreement, and that the Common Council, pursuant to Indiana Code 6-1-1-12.1-14, further reaffirms that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings from the First Abatement, not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated property taxes of the Project in the County Road ERA and the Goyer-Lincoln ERA, as more specifically detailed First Agreement, and that such abatement fee and its calculation under Indiana Code 6-1-1-12.1-14 is separate and distinct from the Common Council's authorization of the Second Abatement pursuant to this Amendatory Resolution.

4. The Common Council hereby approves a five (5) year personal property tax deduction for the Expanded Project for additional personal property as described within the Second SB-1/PP Forms and Amended Agreement. The period for this personal property tax deduction for the additional personal property being acquired and installed in the County
1.1-12.1-2(i), amount 
Million Fifty Five Thousand One Hundred and 
the term of the property abatement the Expanded 
5. 	 Common Council approves a ten (10) years utilizing schedule provided in the Act, however, and pursuant to Indiana Code 6-1.1-12.1-2(i), the amount of the real property abatement shall be limited to Twenty Four Million Fifty Five Thousand One Hundred and Forty-Seven Dollars ($24,055,147) for the term of the personal property abatement for the Expanded Project.

5. The Common Council hereby approves a ten (10) year property tax deduction for the Expanded Project as described within the Form SB-1/RP and Amended Agreement. The period for real property tax deductions under the Act for the Expanded Project shall be ten (10) years utilizing such schedule provided in the Act, however, and pursuant to Indiana Code 6-1.1-12.1-2(i), the amount of the real property abatement shall be limited to Four Million Eight Hundred Fifty Thousand Dollars ($4,850,000) for the term of the real property abatement for the Expanded Project.

6. This Amendatory Resolution incorporates by reference Indiana Code 6-1.1-12.1-12 relating to the recovery of abated property tax monies from the Applicant if the Applicant ceases operations within the geographic confines and boundaries of the County Road ERA or the Goyer-Lincoln ERA, and the Common Council finds that the Applicant obtained the either the First Abatement or the Second Abatement, as described herein, by intentionally providing false information concerning the Applicant’s plans to continue operations and investment in the County Road ERA or the Goyer-Lincoln ERA. For purposes of recovering abated property tax monies, the First Abatement and the Second Abatement shall be considered separate and a recovery of abated property tax monies for one abatement shall not necessarily result in a recovery of abated property tax monies for the other abatement unless the recovery of abated tax monies for both abatements is authorized pursuant to Indiana Code 6-1.1-12.1-12 and the First Agreement and Amended Agreement.

7. The Common Council, acting in its authority as the designating body and consistent with the County Road ERA Declaratory Resolution and the Goyer-Lincoln ERA Declaratory Resolution, declares that the Kokomo Redevelopment Commission shall annually receive a portion of the tax savings from each of the real property abatement and the personal property abatement that comprises the Second Abatement that shall be calculated pursuant to Indiana Code 6-1.1-12.1-14 to include both: (i.) an amount not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated real property taxes of the Expanded Project in the County Road ERA and the Goyer-Lincoln ERA, and, (ii.) an amount not to exceed the lesser of fifteen percent (15%) or One Hundred Thousand Dollars ($100,000) of the abated personal property taxes of the Expanded Project in the County Road ERA and the Goyer-Lincoln ERA (collectively, the “Deduction Fees”); provided however, that the amount of the Deduction Fees shall not exceed One Hundred Thousand Dollars ($100,000.00) in a given year, and if in the event that the Kokomo Redevelopment Commission is dissolved, then the Common Council reserves the right to name another entity to receive the proceeds of this abatement all pursuant to Indiana Code 6-1.1-12.1-14.
8. A copy of this Amendatory Resolution shall be filed with the Howard County Auditor and the Howard County Assessor.

9. This Amendatory Resolution shall be in full force and effect immediately upon its adoption.
ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KOKOMO, INDIANA
this 25th day of October, 2010.

ATTEST:

City Clerk

PRESENTED by me to the Mayor of the City of Kokomo, Indiana, this 25th day of October, 2010, at 8 o'clock A.M.

City Clerk

APPROVED by me, as Mayor of the City of Kokomo, Indiana, this 25th day of October, 2010, at 8 o'clock P.M.

Greg Goodnight, Mayor
City of Kokomo, Indiana

This resolution prepared by:
Kostas A. Poulakidas, Esq.
Krieg DeVault LLP
12800 N. Meridian Street, Suite 300
Carmel, Indiana 46032
317-238-0261
Exhibit C - Compliance with Statement of Benefits for Personal Property Improvements
INSTRUCTIONS:
1. This form does not apply to property located in a residentially distressed area or any deduction for which the Statement of Benefits was approved before July 1, 1991.
2. Property owners must file this form with the county auditor and the designating body for their review regarding the compliance of the project with the Statement of Benefits (Form SB-1/Real Property).
3. This form must accompany the initial deduction application (Form 3221RE) that is filed with the county auditor.
4. This form must also be updated each year in which the deduction is applicable. It is filed with the county auditor and the designating body before May 15, or by the due date of the real property owner's personal property return that is filed in the township where the property is located. (IC 6-1.1-12.1-5 (b)).
5. With the approval of the designating body, compliance information for multiple projects may be consolidated on one (1) compliance form (Form CP-1/Real Property).

SECTION 1: TAXPAYER INFORMATION

<table>
<thead>
<tr>
<th>Name of taxpayer</th>
<th>Apity Services US, LLC (fka Delphi Automotive Systems, LLC)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Address</td>
<td>5725 Innovation Dr. Troy, MI 48007</td>
</tr>
<tr>
<td>DGF taxing district number</td>
<td>34-002</td>
</tr>
</tbody>
</table>

| Name of contact person | Marcus Trice |
| Telephone number       | (248) 513-2456 |

SECTION 2: LOCATION AND DESCRIPTION OF PROPERTY

| Name of designating body | City of Kokomo Common Council |
| Telephone number         | 2594                          |

| Location of property | 2151 E. Lincoln Road Kokomo |
| Actual start date (month, day, year) | 11/01/2010 |

SECTION 3: EMPLOYEES AND SALARIES

<table>
<thead>
<tr>
<th>EMPLOYEES AND SALARIES</th>
<th>AS ESTIMATED ON SB-1</th>
<th>ACTUAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Current number of employees</td>
<td>713</td>
<td>713</td>
</tr>
<tr>
<td>Salaries</td>
<td>77,726,796</td>
<td>78,373,843</td>
</tr>
<tr>
<td>Number of employees retained</td>
<td>61</td>
<td>61</td>
</tr>
<tr>
<td>Salaries</td>
<td>6,477,233</td>
<td>6,523,928</td>
</tr>
<tr>
<td>Number of additional employees</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Salaries</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SECTION 4: COST AND VALUES

<table>
<thead>
<tr>
<th>REAL ESTATE IMPROVEMENTS</th>
<th>AS ESTIMATED ON SB-1</th>
<th>ACTUAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Values before project</td>
<td>22,300,000.00</td>
<td>22,300,000.00</td>
</tr>
<tr>
<td>Plus: Values of proposed project</td>
<td>4,950,000.00</td>
<td>4,950,000.00</td>
</tr>
<tr>
<td>Less: Values of any property being replaced</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Net values upon completion of project</td>
<td>27,250,000.00</td>
<td>27,250,000.00</td>
</tr>
</tbody>
</table>

SECTION 5: WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

<table>
<thead>
<tr>
<th>WASTE CONVERTED AND OTHER BENEFITS</th>
<th>AS ESTIMATED ON SB-1</th>
<th>ACTUAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>Amount of solid waste converted</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Amount of hazardous waste converted</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Other benefits</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

SECTION 6: TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorizing representative: __________________________
Title: Duly Authorized Agent
Date signed (month, day, year): ____________
INSTRUCTIONS: (IC 6-1.1-12.1-5.1 (b) and IC 6-1.1-12.1-5.9)

1. Not later than forty-five (45) days after receipt of this form, the designating body may determine whether or not the property owner has substantially complied with the Statement of Benefits (Form SB-1/Real Property).

2. If the property owner is found NOT to be in substantial compliance, the designating body shall send the property owner written notice. The notice must include the reasons for the determination and the date, time and place of a hearing to be conducted by the designating body. The date of this hearing may not be more than thirty (30) days after the date this notice is mailed. A copy of the notice may be sent to the county auditor and the county assessor.

3. Based on the information presented at the hearing, the designating body shall determine whether or not the property owner has made reasonable efforts to substantially comply with the Statement of Benefits (Form SB-1/Real Property) and whether any failure to substantially comply was caused by factors beyond the control of the property owner.

4. If the designating body determines that the property owner has NOT made reasonable efforts to comply, then the designating body shall adopt a resolution terminating the property owner’s deduction. If the designating body adopts such a resolution, the deduction does not apply to the next installment of property taxes owed by the property owner or to any subsequent installment of property taxes. The designating body shall immediately mail a certified copy of the resolution to: (1) the property owner; (2) the county auditor; and (3) the county assessor.

We have reviewed the CF-1 and find that:

☐ the property owner IS in substantial compliance

☐ the property owner IS NOT in substantial compliance

☐ other (specify) ____________________________

Reasons for the determination (attach additional sheets if necessary):

__________________________________________________________________________

__________________________________________________________________________

Signature of authorized member ____________________________ Date signed (month, day, year) ____________________________

Attached by: ____________________________ Designating body ____________________________

If the property owner is found not to be in substantial compliance, the property owner shall receive the opportunity for a hearing. The following date and time has been set aside for the purpose of considering compliance. (Hearing must be held within thirty (30) days of the date of mailing of this notice.)

☐ AM ☐ PM

Date of hearing (month, day, year) ____________________________ Location of hearing ____________________________

HEARING RESULTS (to be completed after the hearing)

☐ Approved ☐ Denied (see instruction 4 above)

Reasons for the determination (attach additional sheets if necessary):

__________________________________________________________________________

__________________________________________________________________________

Signature of authorized member ____________________________ Date signed (month, day, year) ____________________________

Attached by: ____________________________ Designating body ____________________________

APPEAL RIGHTS (IC 6-1.1-12.1-5.9(e))

A property owner whose deduction is denied by the designating body may appeal the designating body’s decision by filing a complaint in the office of the Circuit or Superior Court together with a bond conditioned to pay the costs of the appeal if the appeal is determined against the property owner.