

TO THE HONORABLE BOARD OF COMMISSIONERS OF BERRIEN COUNTY, MICHIGAN:
Your Finance Committee respectfully recommends the adoption of the following:

RESOLUTION

WHEREAS, Berrien County was notified that Indiana Michigan Power Company filed an appeal with the Tax Tribunal seeking a reduction in taxable value for the D.C. Cook Plant located in Lake Charter Township; and

WHEREAS, the taxing units affected by this appeal include Lake Michigan College, Berrien RESA, the Bridgman School District, Lake Charter Township and Berrien County; and

WHEREAS, if successful, the Indiana Michigan Power Company appeal will reduce Berrien County annual tax revenues by \$1,961,143 which is 25.4% of the total revenue loss to the above listed parties (\$7,709,814); and

WHEREAS, all of the parties listed have agreed to share in the cost of challenging this appeal and have memorialized that in a cost sharing agreement.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Berrien County Board of Commissioners approves the proposed cost sharing agreement and authorizes the Chairman of the Board to execute said agreement with Lake Michigan College, Berrien RESA, Bridgman Schools, and Lake Charter Township for the anticipated legal fees associated with challenging the AEP appeal.

BE IT FURTHER RESOLVED that Berrien County will pay for 25.4% of legal fees.

BE IT FURTHER RESOLVED that the formalization of Berrien County's participation in this agreement is contingent upon all parties acceptance as outlined in the agreement.

**Respectfully submitted,
BERRIEN COUNTY FINANCE COMMITTEE**

Mamie L. Yarbrough, Finance Chairperson

Jon Hinkelman, Vice Chair

Teri Sue Freehling

Ezra A. Scott

RESOLUTION APPROVED AS TO FORM	
Administrative _____	Date 6-22-22
Comments Attached _____	
Corporate Counsel TH _____	Date 6/22/22
Comments Attached _____	