

**RESOLUTION NO. 25 of 2019**

BY THE CADDO PARISH COMMISSION:

A RESOLUTION OF THE CADDO PARISH COMMISSION TO AMEND RESOLUTIONS NO. 27 AND NO. 77 OF 2018 APPROVING **CALUMET SHREVEPORT REFINING, LLC AND CALUMET BRANDED PRODUCTS, LLC** FOR PARTICIPATION IN THE INDUSTRIAL TAX EXEMPTION PROGRAM AT **3333 MIDWAY STREET AND 10411 HWY 1, SHREVEPORT OF THE PROJECT SITES**

**WHEREAS**, Article 7, Section 21(F) of the Louisiana Constitution provides for the Board of Commerce and Industry (“BCI”), with the approval of the Governor, to approve contracts for the exemption of ad valorem taxes of a new manufacturing establishment or an addition to an existing manufacturing establishment, on such terms and conditions as the board, with the approval of the Governor, deems in the best interest of the state;

**WHEREAS**, **Calumet Shreveport Refining, LLC and Calumet Branded Products, LLC (collectively referred to in this resolution as “Calumet”)** has applied for an Industrial Tax Exemption (“ITE”) and seeks approval of the BCI and the Governor for a contract granting that exemption;

**WHEREAS**, the Caddo Parish Commission approved resolutions no. 27 and no. 77 of 2018 establishing the terms and conditions of Calumet’s participation in the ITE program; however, the resolutions did not include the correct names for Calumet operations; and

**WHEREAS**, Calumet Shreveport Lubricants & Waxes, LLC should have been **Calumet Shreveport Refining, LLC** and Calumet Packaging, LLC should have been **Calumet Branded Products, LLC**; and

**WHEREAS**, this resolution will amend resolutions #27 and #77 of 2018 to include the correct names for the Calumet operations as required by the BCI;

**WHEREAS**, Governor Edwards, through Executive Order JBE 16-73, has set forth the conditions for his approval of ITE contracts, and affirmed that those conditions are in the best interest of the state of Louisiana;

**WHEREAS**, Executive Order JBE 16-73 provides that ITE contracts should be premised upon job and payroll creation at new or expanded manufacturing plants or establishments, and that the percentage of exemption from ad valorem taxes, and length of the contract for such exemption, may vary depending upon the nature of the project and its economic development benefit in accordance with guidance received from the Secretary of Economic Development and concurred in by the appropriate parish or municipal governing authority, school board, and sheriff;

**WHEREAS**, Executive Order JBE 16-73 mandates that each exemption contract approved by the Governor shall include as Exhibit “A” a Cooperative Endeavor Agreement for the ITE between the State of Louisiana, the Louisiana Department of Economic Development, and the applicant for the ITE contract, which provides for the creation or retention of jobs, and provides for the exercise of the option in the Louisiana Constitution for the term or percentage of the parish ad valorem tax exemption granted in the contract, and provides for the reduction or loss of the exemption based upon the applicant’s compliance with the contract.

**WHEREAS**, Executive Order JBE 16-73 further requires that this parish commission together with the other required local governmental entities signify their consent to the terms of the exemption by resolution and the sheriff of this parish shall signify consent to the terms of the exemption by letter. Executive Order JBE 16-73 further provides that the resolutions of approval and the sheriff’s approval shall be attached as Exhibit “B” to the ITE contract between the BCI and Calumet; and

**WHEREAS**, Calumet and the Louisiana Department of Economic Development have advised that certain terms and conditions forming Exhibit “A” to the Industrial Tax Exemption Contract pending approval before the Louisiana Board of Commerce and Industry have been reached and have conveyed the same to this parish commission, and thus this matter is now ready for a determination of approval of this parish commission as required by Executive Order JBE 16-73,

**THEREFORE, BE IT RESOLVED**, upon consideration of the foregoing and the public discussion held this day, that the Caddo Parish Commission hereby approves the terms of the Industrial Tax Exemption contract based on the inclusion of the following terms and conditions into Exhibit “A” (the Cooperative Endeavor Agreement between the State of Louisiana, the Louisiana Department of Economic Development, and Calumet to the Industrial Tax Exemption contract between the Board of Commerce and Industry and Calumet with respect to its operations located at **3333 Midway Street and 10411 Hwy 1, Shreveport, Louisiana**:

<u>Project #</u>	<u>No. of New Direct Jobs</u>	<u>Payroll</u>	<u>Term of Exemption Contract</u>	<u>% of Exemption From Parish Taxes</u>	<u>Loss of Exemption for Non-Compliance</u>
<b><u>Calumet Shreveport Refining, LLC</u></b>					
2017-0091	1	\$36,840	5 Years	100%	100%
2017-0190	4	\$147,360	5 Years	100%	100%
2017-0191	4	\$147,360	5 Years	100%	100%
2017-0192	4	\$147,360	5 Years	100%	100%
20161561-ITE	5	\$184,200	5 Years	100%	100%
20161562-ITE	5	\$184,200	5 Years	100%	100%
	<u>23</u>	<u>\$847,320</u>			
<b><u>Calumet Branded Products, LLC</u></b>					
2017-0161	<u>60</u>	<u>\$2,500,000</u>	5 Years	100%	100%
<b>Total All</b>	<u>83</u>	<u>\$3,347,320</u>			

The Caddo Parish Commission further authorizes the Louisiana Department of Economic Development, on behalf of the Board of Commerce and Industry, to include this resolution in Exhibit "B" to the Industrial Tax Exemption Contract between the Board of Commerce and Industry and Calumet Manufacturing.

**BE IT FURTHER RESOLVED** by the Caddo Parish Commission that a copy of this resolution shall be forwarded to Board of Commerce and Industry and the Louisiana Department of Economic Development.

**BE IT FURTHER RESOLVED** if any provision or item of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications which can be given effect without the invalid provisions, items or applications, and to this end, the provisions of this resolution are hereby declared severable.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

**BE IT FURTHER RESOLVED** that all resolutions or parts thereof in conflict herewith are hereby repealed.

**THE FORGOING RESOLUTION WAS READ, AND, AFTER PUBLIC DISCUSSION, THE ROLL WAS CALLED ON THE ADOPTION THEREOF AND RESULTED AS FOLLOWS:**

**YEAS:**

**NAYS:**

**ABSENT:**

**ABSTAIN:**

AND the resolution was declared adopted on this 18<sup>th</sup> day of April, 2019.

Approved as to legal form:

\_\_\_\_\_  
Parish Attorney

\_\_\_\_\_  
Date