

RESOLUTION NO. _____

A RESOLUTION CERTIFYING LOCAL GOVERNMENT ENDORSEMENT OF BEN E. KEITH COMPANY, D/B/A BEN E. KEITH FOODS AND BEN E. KEITH MID-SOUTH, TO PARTICIPATE IN THE TAX BACK PROGRAM AS AUTHORIZED BY SECTION 15-4-2706(D) OF THE CONSOLIDATED INCENTIVE ACT OF 2003; AND FOR OTHER PURPOSES.

WHEREAS, in order to be considered for participation in the Tax Back Program, the local government must endorse a business to participate in the Tax Back Program and benefit from the sales and use tax refunds as provided in the Consolidated Incentive Act of 2003; and

WHEREAS, said endorsement must be made on specific form available from the Arkansas Department of Economic Development ("AEDC"); and

WHEREAS, in 2014, with the adoption of Resolution No. 8593, the City of North Little Rock endorsed the participation of Ben E. Keith Company (d/b/a Ben E. Keith Foods and Ben E. Keith Mid-South) in the Tax Back Program for new construction and expansion of its facilities in North Little Rock; and

WHEREAS, Ben E. Keith Company, #1 Ben E. Keith Way, North Little Rock, AR 72117, has sought to again participate in the program and more specifically has requested benefits accruing from a supplemental \$20M investment to expand its facilities on Ben E. Keith Way, including remodeling work, new construction, and additional equipment thereby creating new employment opportunities for North Little Rock; and

WHEREAS, the AEDC and Department of Finance and Administration have determined that it would be best for Ben E. Keith Company to submit a new Tax Back application for the additional investment in its facilities; and

WHEREAS, Ben E. Keith Company has agreed to furnish the local government all necessary information for compliance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Ben E. Keith Company, d/b/a Ben E. Keith Foods and Ben E. Keith Mid-South, is hereby endorsed by the City Council of North Little Rock, Arkansas for benefits from the sales and use tax refunds as provided by Section 15-4-2706(d) of the Consolidated Incentive Act of 2003.

SECTION 2: That the Department of Finance and Administration is authorized to refund local sales and use tax to Ben E. Keith Company, d/b/a Ben E. Keith Foods and Ben E. Keith Mid-South.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

Mayor Joe A. Smith

Joe A. Smith
JAS

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter, City Attorney

C. Jason Carter

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED	11:08	A.M.	_____	P.M.
By	<i>City Atty Jason Carter</i>			
DATE	<i>8-8-17</i>			
Diane Whitbey, City Clerk and Collector North Little Rock, Arkansas				
RECEIVED BY	<i>[Signature]</i>			