

RESOLUTION NUMBER: 2011-03

**RESOLUTION SETTING FORTH FINAL ACTION IN DETERMINING AN ECONOMIC REVITALIZATION AREA
AND CONFIRMING RESOLUTION NUMBER 2011-02 of June 6, 2011**

WHEREAS, the Common Council of the City of Franklin, Indiana has adopted a Community Investment Incentives Summary & Application Procedure on March 27, 2000; and

WHEREAS, pursuant to said Community Investment Incentives Summary & Application Procedure, *Premium Composite Technology North America, Inc.* has filed a "Tax Abatement Request", pursuant to IC 6-1.1-2.1-1 et seq.; and

WHEREAS, at a regular meeting of the Common Council of the City of Franklin, Indiana held on *June 6th, 2011*, said Common Council reviewed and approved said request and declared certain real estate within the City of Franklin, Indiana to be an "Economic Revitalization Area" pursuant to the specifications of *Resolution Number 2011-02* adopted and approved that date; and

WHEREAS, pursuant to IC 6-1.1-12.1-1 et seq. The Common Council of the City of Franklin, Indiana has properly published "Notice of Public Hearing by the Common Council of the City of Franklin, Indiana Regarding the Designation of Area as an Economic Revitalization Area"; and

WHEREAS, no remonstrance, written or oral, have been filed with regard to *Resolution Number 2011-02* stating opposition of any type or character, to said Resolution, or the designation of the real estate described therein as an "Economic Revitalization Area"; and

NOW, THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF FRANKLIN, INDIANA AS FOLLOWS:

- (1) Final Action. After legally required public notice, and after a public hearing pursuant to such notice, the Common Council of the City of Franklin, Indiana hereby takes "final action", as that phrase is defined in IC 6-1.1-12.1-1 et seq. With regard to the tax abatement request by *GROK Enterprises LLC and Nitrex Inc.* and the adoption of *Resolution Number 2011-02 of June 6, 2011*.
- (2) Confirmation of Resolution Number 2011-02. It is hereby declared by the Common Council of the City of Franklin, Indiana that *Resolution Number 2011-02*, adopted on *June 6th, 2011* is in all respects hereby affirmed, and it is hereby stated that the Economic Development Commission's determination that the real estate controlled by *GROK Enterprises LLC and Nitrex Inc.* and described in *Resolution Number 2011-02* is a designated as an Economic Revitalization Area.
- (3) Effective Date. This Resolution shall be effective immediately upon its passage subject to any right of appeal as provided by State law.
- (4) Filing with Johnson County Authorities. Upon adoption of the Resolution, the Clerk-Treasurer of the City of Franklin, Indiana shall cause a certified copy of this Resolution to be filed with the Johnson County Assessor and/or such other Johnson County government officials as shall be necessary to make *GROK Enterprises LLC and Nitrex Inc.* eligible to file for real estate tax abatement as to the real property and personal property and improvements contemplated by the tax abatement request reviewed and approved by *Resolution Number 2011-02* and ratified and affirmed by this Resolution.

DULY PASSED on this _____ day of _____, 20____, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of _____ in Favor and _____ Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

Voting Opposed:

Dr. William T. Murphy, President

Dr. William T. Murphy, President

Joseph P. Abban

Joseph P. Abban

Joseph R. Ault

Joseph R. Ault

Kenneth W. Austin

Kenneth W. Austin

Steve Barnett

Steve Barnett

Ann M. Gordon

Ann M. Gordon

Stephen D. Hougland

Stephen D. Hougland

Attest:

Janet P. Alexander
Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for her approval or veto pursuant to Indiana Code § 36-4-6-15, 16, this ____ day of _____, 20____ at _____ o'clock a.m. / p.m.

Janet P. Alexander,
Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me [Approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code § 36-4-6-16(a)(2)], this ____ day of _____, 20____ at _____ o'clock a.m. / p.m.

Fred L. Paris
Mayor

Attest:

Janet P. Alexander
Clerk-Treasurer

APPROVED AS TO FORM:

Robert H. Schafstall
City Attorney

*Prepared by:
Krista M. Linke, Director
Department of Planning & Economic Development*