

RESOLUTION NO. 2010-16

RESOLUTION SETTING FORTH FINAL ACTION IN DETERMINING AN ECONOMIC REVITALIZATION AREA AND CONFIRMING RESOLUTION 2010-15 OF SEPTEMBER 20TH, 2010 (Caterpillar Reman Powertrain Indiana LLC)

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

WHEREAS, pursuant to said *Community Investment Incentives Summary and Application Procedure*, Caterpillar Reman Powertrain Indiana LLC 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 September 20th, 2010, 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 specification of Resolution No. 2010-15 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 the area as an Economic Revitalization Area;" and

WHEREAS, no remonstrance, written or oral, have been filed with regard to Resolution No. 2010-15 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:

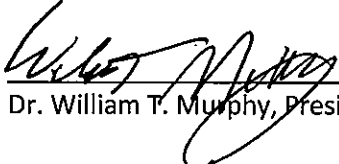
1. Final Action: After legally required public notice, and after a public hearing pursuant to such notice, the Common Council of the City of Franklin, Indiana hereby takes "final action," as that phrase is defined in IC 6-1.1-12.1-1 et seq. With regard to the tax abatement request by Caterpillar Reman Powertrain Indiana LLC and the adoption of Resolution No. 2010-15 of September 20th, 2010.
2. Confirmation of Resolution No. 2010-15: It is hereby declared by the Common Council of the City of Franklin, Indiana that Resolution No. 2010-15, adopted on September 20th, 2010 is in all respects hereby affirmed, and it is hereby stated that the Economic Development Commission's determination that the real estate controlled by Caterpillar Reman Powertrain Indiana LLC as described in Resolution No. 2010-15 is 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 Rexam Consumer Plastics, Inc. eligible to file for real estate tax abatement as

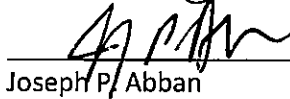
to the personal property and improvements contemplated by the tax abatement request reviewed and approved by Resolution No. 2010-15 and ratified and affirmed by this Resolution.

DULY PASSED on this 4 day of October, 2010, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

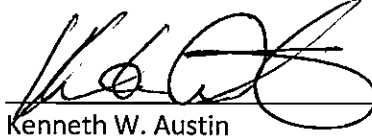
City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

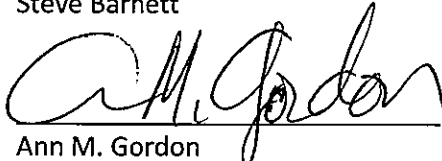

Dr. William T. Murphy, President


Joseph P. Abban


Joseph R. Ault


Kenneth W. Austin


Steve Barnett


Ann M. Gordon

- Absent -
Stephen D. Hougland

Voting Opposed:

Dr. William T. Murphy, President

Joseph P. Abban

Joseph R. Ault

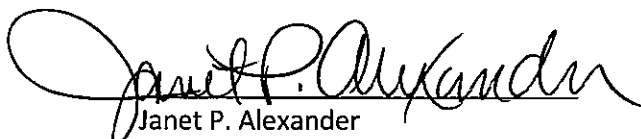
Kenneth W. Austin

Steve Barnett

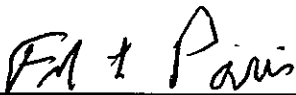
Ann M. Gordon

Stephen D. Hougland

Presented to me the Mayor of the City of Franklin for his approval or veto pursuant to Indiana Code § 36-4-6-15, 16, this 5 day of October, 2010 at 11:30 am/pm.


Janet P. Alexander
Clerk-Treasurer

This Resolution having been passed by the legislative body and presented to me and duly APPROVED, pursuant to Indiana Code § 36-4-6-16(a)(1) or VETOED, pursuant to Indiana Code § 36-4-6-16(a)(2), this 5 day of October, 2010.



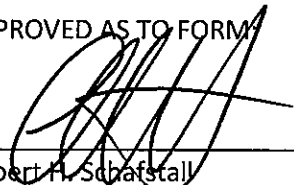
Fred L. Paris
Mayor

Attest:



Janet P. Alexander
Clerk-Treasurer

APPROVED AS TO FORM:



Robert H. Schafstall
City Attorney

Prepared by:
Krista Linke, Director
Department of Planning and Economic Development