

RESOLUTION NO. 10-20

APPROPRIATION RESOLUTION OF THE CITY OF FRANKLIN REDEVELOPMENT COMMISSION

WHEREAS, the City of Franklin Redevelopment Commission (the “Commission”), as the governing body for the City of Franklin Redevelopment Department (the “Department”), pursuant to Indiana Code 36-7-14, as amended (the “Act), has previously designated an area known as the Franklin Downtown/I-65 Integrated Economic Development Area (the “Economic Development Area”), as an economic development area pursuant to Section 41 of the Act,

WHEREAS, the Commission designated a portion of such Economic Development Area known as the Casting Technology Allocation Area, the Amended Franklin Park Allocation Area, the Expanded Franklin Eastside Allocation Area, and the Franklin Power Products Allocation Area (the “Allocation Areas”) as allocation areas pursuant to Section 39 of the Act; and

WHEREAS, this City of Franklin Redevelopment Commission (the “Commission”) has incurred certain professional fees and costs (the “Expenses”) related to the acquisition, construction, rehabilitate, and repair of property within Economic Development Area; and

WHEREAS, the Commission finds that there are insufficient funds available or provided for in the existing budget and tax levy to fund expenses; and

WHEREAS, notice of a hearing on said appropriation has been duly given by publication and posting as required by law, and the hearing on said appropriation has been held, at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the City of Franklin Redevelopment Commission, that:

1. Additional Appropriation. The Commission hereby approves the payment of the invoice to Barnes and Thornburg, LLP, in the amount of Eight Thousand Forty-Five Dollars and Fifty Cents (\$8,045.50). There is hereby appropriated for the purpose of paying the expenses and services provided by Barnes and Thornburg, LLP and related administrative expenses of the Commission, a sum not to exceed Eight Thousand One Hundred Dollars (\$8,100) of tax increment revenues collected from the T.I.F. Areas within the Economic Development Area, to be paid pro rata from each individual Allocation Area. Such appropriation shall be in addition to all appropriations provided for in the existing budget and shall continue in effect until the completion of the described purposes.

2. Miscellaneous. The Clerk-Treasurer is directed to pay for the said expenses from invoices generated from Barnes and Thornburg, LLP and others as applicable in the amounts that do not exceed the total appropriation. The President of the Commission, the Secretary of the Commission, the Clerk-Treasurer of the City and any other appropriate officers of the

Commission and the City are hereby authorized to take all such actions and execute all such instruments as are necessary or desirable to effectuate this Resolution, including the filing of a report of this appropriation with the Indiana Department of Local Government Finance.

3. Effective Date. This resolution shall be in full force and effect from and after its adoption.

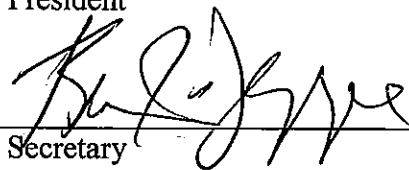
Adopted the 18th day of November, 2010 by the Redevelopment Commission of the City of Franklin, Johnson County, Indiana.



President



Vice President



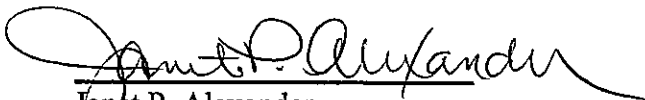
Secretary



Member

Member

Attest:



Janet P. Alexander,
Clerk Treasurer

BARNES & THORNBURG LLP

11 South Meridian Street
Indianapolis, IN 46204-3535 U.S.A.
(317) 236-1313
Fax (317) 231-7433

www.btlaw.com

Richard J. Hall
(317) 231-7516
richard.hall@btlaw.com

October 29, 2009

Robert H. Schafstall
Cutsinger & Schafstall
98 North Jackson Street
P.O. Box 159
Franklin, Indiana 46131

Re: City of Franklin, Tax Increment Finance Matters

Dear Rob:

Enclosed please find our statement for services rendered through the month of September 2010 in the amount of \$8,045.50.

If you have any questions, please do not hesitate to call me.

Sincerely,



Richard J. Hall

RJH/ jab
Enclosure

BARNES & THORNBURG LLP

11 South Meridian Street
Indianapolis, Indiana 46204-3535 U.S.A.
E.I.N. 35-0900596
(317) 236-1313

CITY OF FRANKLIN
POST OFFICE BOX 159
FRANKLIN, IN 46131

October 29, 2010
Invoice No. 1356419

Richard J. Hall

PAYABLE UPON RECEIPT

00017207-000005

TAX INCREMENT FINANCE MATTERS

For legal services rendered in connection with the above matter
for the period ending September 30, 2010 as described on the attached detail.

Fees for Services	\$	8,045.50
TOTAL THIS INVOICE	\$	8,045.50

TAX INCREMENT FINANCE MATTERS

<u>Date</u>	<u>Name</u>	<u>Description</u>
12/09/09	Richard J. Hall	Corresponded with Rob Schafstall regarding property acquisition matters and Project Eagle.
12/11/09	Richard J. Hall	Reviewed correspondence from Rob Schafstall regarding Project Eagle and had telephone conversation with him regarding same.
12/14/09	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding possible uses of tax increment.
12/15/09	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding pending matters.
02/02/10	Richard J. Hall	Considered preliminary issues regarding structure of financing.
02/11/10	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding Project Football.
02/16/10	Richard J. Hall	Conducted research regarding provess for completion of incentive financing and considered issues regarding timing of financing.
02/16/10	Richard J. Hall	Reviewed correspondence from Rob Schafstall regarding proposed incentive offer and considered issues regarding same.
02/17/10	Richard J. Hall	Considered issues regarding timing to issue bonds for Project Football; corresponded with Rob Schafstall regarding same.
02/17/10	Bruce D. Donaldson	Conferred with Hall regarding finance structuring issues relating to Tailgate Beer project.
02/19/10	Richard J. Hall	Considered issues regarding terms of memorandum of understanding for brewery project.
02/22/10	Richard J. Hall	Prepared initial draft of economic development agreement; had telephone conversation with Rob Schafstall regarding related matters; conducted research regarding alternative structures for financing and prepared flow chart outlining structure of financing; sent same to Rob Schafstall.
02/24/10	Richard J. Hall	Reviewed draft of economic development agreement and incentive letter; considered issues regarding structuring of incentives; had multiple telephone conversations with Rob Schafstall regarding related matters; considered with Bingham possibility of issuing bonds on a tax-exempt basis based on new guidelines released by the Indiana Finance Authority.
02/24/10	Bradley J. Bingham	Conferred with Hall regarding various matters related to the proposed financing structure of Project Football.
02/26/10	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding project football.

TAX INCREMENT FINANCE MATTERS

<u>Date</u>	<u>Name</u>	<u>Description</u>
03/13/10	Richard J. Hall	Prepared timetable and sent same to Rob Schafstall; considered issues regarding same.
03/31/10	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding pending matters.
04/14/10	Richard J. Hall	Reviewed and revised proposed economic development agreement with Tail Gate; sent revised draft of same to Rob Schafstall; had telephone conversation with Rob Schafstall regarding related matters.
05/04/10	Richard J. Hall	Had telephone conversation with Rob Schafstall regarding status of project.
07/07/10	Richard J. Hall	Reviewed correspondence from Rob Schafstal and considered issues regarding same.
07/09/10	Richard J. Hall	Reviewed correspondence from Rob Schafstal regarding timing of financing; drafted revised timetable for financing incorporating same; sent same to Rob Schafstal.
07/19/10	Richard J. Hall	Considered with Rob Schafstall issues regarding current negotiations.
08/24/10	Richard J. Hall	Reviewed correspondence from Rob Schafstall and considered issues regarding approach to negotiations.
09/13/10	Richard J. Hall	Reviewed economic development agreement and drafted resolution approving issuance of bonds for Project Football; sent same to Rob Schafstall.
Fees for Services Total		\$ 8,045.50

BARNES & THORNBURG LLP

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Indianapolis, Indiana 46204-3535 U.S.A.
E.I.N. 35-0900596
(317) 236-1313

CITY OF FRANKLIN
POST OFFICE BOX 159
FRANKLIN, IN 46131

October 29, 2010
Invoice No. 1356419

Richard J. Hall
00017207-000005

PAYABLE UPON RECEIPT

Fees for Services		8,045.50
Other Charges	\$	<u>0.00</u>
TOTAL THIS INVOICE	\$	8,045.50

REMITTANCE

To remit payments by check, please return this page with remittance to:
Barnes & Thornburg LLP, 11 South Meridian Street, Indianapolis, Indiana 46204-3535 U.S.A

To remit payments by wire, please indicate invoice number on wire to:
Fifth Third Bank, Indianapolis, IN, Account Number: 7653510706 SWIFT CODE: FTBCUS3C
ABA #042000314 for wires, ABA #074908594 for ACH