

17a  
**FILED**

**SUBJECT TO FINAL ACCEPTANCE**

**APR 16 2013**

*Janis D. Reddick*  
AUDITOR, JOHNSON COUNTY

**CITY OF FRANKLIN, INDIANA**

**RESOLUTION NUMBER 2013-13**

4  
Doc ID: 006650050004 Type: MIS  
Kind: MISCELLANEOUS  
Recorded: 04/16/2013 at 02:06:46 PM  
Fee Amt: \$19.00 Page 1 of 4  
Workflow# 0000065742-0001  
Johnson County-Recorded as Presented  
Jill L. Jackson County Recorder  
File **2013-009083**

**RESOLUTION SETTING FORTH FINAL ACTION IN DETERMINING AN ECONOMIC REVITALIZATION AREA  
AND CONFIRMING RESOLUTION 2013-11 OF MARCH 18<sup>TH</sup>, 2013  
(EDC 2013-05: HEARTLAND MACHINE/ONE AMIGO REALTY)**

**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, One Amigo Realty LLC (2848 N. Graham Road) 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 March 18<sup>th</sup>, 2013, 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 Number 2013-11, 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 Number 2013-11 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 One Amigo Realty LLC, and the adoption of Resolution Number 2013-11 of March 18<sup>th</sup>, 2013.
2. Confirmation of Resolution Number 2013-11: It is hereby declared by the Common Council of the City of Franklin, Indiana that Resolution Number 2013-11, adopted on March 18<sup>th</sup>, 2013 is in all respects hereby affirmed, and it is hereby stated that the Economic Development Commission's determination that the real estate controlled by One Amigo Realty LLC, as described in Resolution Number 2012-11 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 One Amigo Realty LLC, eligible to file for real estate tax abatement as to the

**Sales Disclosure NOT Required  
Johnson County Assessor**

- 4) Whether any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed redevelopment or rehabilitation; and
- 5) Whether the totality of the benefits is sufficient to justify the tax abatement.

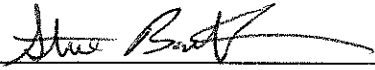
**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) The abatement of real property tax for the property described as Exhibit "A" shall extend for a period of 10 years with a 2% Economic Development Fee, pursuant to the deduction schedule set forth in IC 6-1.1-12.1-3(e)(10).
- (2) One Amigo Realty, LLC shall be required to provide the City of Franklin with information showing the extent to which there has been compliance with the statement of benefits submitted in their request for tax abatement within sixty (60) days after the end of each year in which the deduction is applicable, all as require by IC 6-1.1-12.1-5.1.
- (3) A copy of this resolution and a description of the affected area will be available and can be inspected in the office of the Johnson County Assessor and the City Clerk/Treasurer.

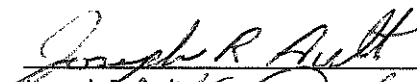
**APPROVED** by the Common Council of the City of Franklin, Johnson County, Indiana, this 18<sup>th</sup> day of March, 2013.

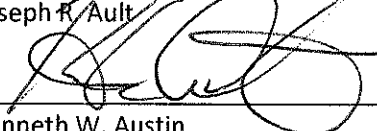
City of Franklin, Indiana, by its Common Council:

**Voting Affirmative:**

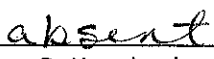
  
Stephen D. Barnett, Council President

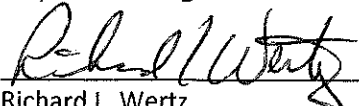
  
Joseph P. Abban

  
Joseph R. Ault

  
Kenneth W. Austin

  
Robert D. Henderson

  
Stephen D. Hougland

  
Richard L. Wertz

**Voting Opposed:**

\_\_\_\_\_  
Stephen D. Barnett, Council President

\_\_\_\_\_  
Joseph P. Abban

\_\_\_\_\_  
Joseph R. Ault

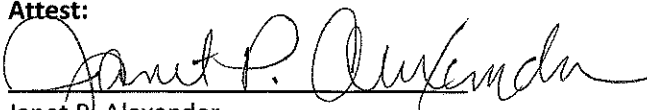
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Kenneth W. Austin

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Robert D. Henderson

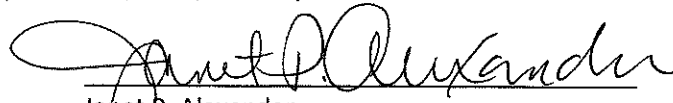
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Stephen D. Hougland

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Richard L. Wertz

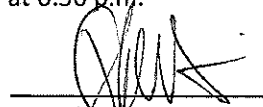
**Attest:**

  
Janet P. Alexander  
City Clerk-Treasurer

Presented by me to the Mayor of the City of Franklin for his approval or veto pursuant to  
Indiana Code § 36-4-6-15, 16, this 18<sup>th</sup> day of March, 2013, at 6:30 p.m.

  
Janet P. Alexander  
City Clerk-Treasurer

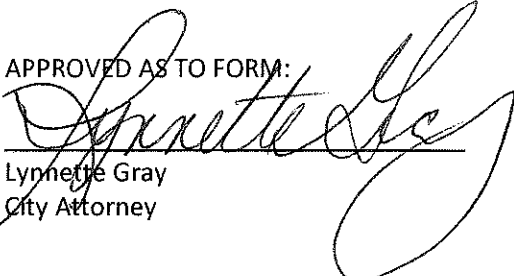
This ordinance having been passed by the legislative body and presented to me this [Approved  
by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1)] [Vetoed, pursuant to Indiana Code  
§ 36-4-6-16(a)(2)], this 18<sup>th</sup> day of March, 2013, at 6:30 p.m.

  
Joseph E. McGuinness  
Mayor

**Attest:**

  
Janet P. Alexander  
City Clerk-Treasurer

APPROVED AS TO FORM:

  
Lynnette Gray  
City Attorney

# DAILY JOURNAL

Prescribed by State Board of Accounts

General Form No. 99P (Rev. 2009A)

Attn: Accounts Payable  
Name City of Franklin  
Address P.O.Box 280  
City State Franklin, IN 46131  
(Governmental Unit)  
Acct. # One Amigo Realty  
Order # 31627106  
County: Johnson

Daily Journal  
2575 N Morton Street  
Franklin, IN 46131  
FED I.D. #35-0917579

## PUBLISHER'S CLAIM

### LINE COUNT

Display Master (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) -- number of equivalent lines

Head -- number of lines .....  
Body -- number of lines .....  
Tail -- number of lines .....  
Total number of lines in notice ..... 43

### COMPUTATION OF CHARGES

...43... lines, ...1... columns wide equals ...43... equivalent lines at ..0.3091.....  
cents per line ..... \$ 13.29  
Additional charges for notices containing rule or tabular work (50 per cent  
of above amount) ..... \$  
Charge for extra proofs of publication (\$5.00 for each proof in excess  
of two) ..... \$  
TOTAL AMOUNT OF CLAIM ..... \$ 13.29

### DATA FOR COMPUTING COST

Width of single column in picas.....7p3..... Size of type...7....point.  
Number of insertions.....1

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is  
amount claimed is legally due, after allowing all just credits, and that no part of the same

Legal Advertisement  
COMMON COUNCIL OF  
THE CITY  
OF FRANKLIN, INDIANA  
Notice of Public Hearing

printed matter attached hereto is a true copy, of the same column width and type size,  
said paper .....1..... times. The dates of publication being as follows:

The Common Council of  
the City of Franklin will hold  
a public hearing on the 1st  
day of April, 2013, at 6:30  
p.m. in the Council Cham-  
bers located at 70 E. Mon-  
roe Street, Franklin, Indi-  
ana, to consider a proposed  
Common Council Resolu-  
tion No. 2013-13 City of  
Franklin, Indiana, A Resolu-  
tion Setting Forth Final Ac-  
tion in Designating One  
Amigo Realty, LLC As An  
Economic Revitalization  
Area and Confirming Reso-  
lution No. 2013-11 The  
Common Council will re-  
ceive and hear all remon-  
strance and objections from  
interested persons at that  
hearing.

03/18/13

ment checked below is true and correct:

not have a Web site.  
Web site and this public notice was posted on the same day as it was published in  
Web site, but due to technical problem or error, public notice was posted on .....  
Web site but refuses to post the public notice.

*Natalie C. Patrick*

Title.....Legal Advertising Representative....

The property is located at  
2848 N. Graham Road,  
Franklin, Indiana. The legal  
description for the property  
is:

Replat of Block B Miller  
Flex Space Section 2 Lot 3,  
Parcel ID  
41-08-02-024-003-000-009  
Attest:  
Janet P. Alexander  
Clerk-Treasurer  
(J) 03-18-13