

**Resolution of the City of Franklin Board of Works**

**Resolution No.: 2015-09**

**A RESOLUTION FOR THE PURCHASE OF REAL ESTATE AND DESIGNATING MAYOR AS  
AUTHORIZED PURCHASE AGENT**

**WHEREAS**, the City of Franklin by and through its Board of Works (hereinafter referred to as "The City of Franklin") is a government organization providing services to the citizens of Franklin, Indiana; and is a Disposing Agent and Purchasing Agent as that term is contemplated by IC 36-1-10.5; and

**WHEREAS**, Marathon Petroleum Company, L.P. whose address is 539 S. Main Street, Findley, Ohio 45840 is the owner of a certain parcel of land with the improvements thereon commonly known as 260 S. Main Street, in the City of Franklin, County of Johnson and State of Indiana, being more particularly described as follows (see attached legal description incorporated herein as Exhibit "A");

**WHEREAS**, Marathon Petroleum Company, L.P. and the City of Franklin by the Mayor of the City of Franklin, has entered into a Conditional Offer to purchase wherein the City of Franklin would purchase from Marathon Petroleum Company, L.P. the above described real estate, with said offer to purchase being contingent and conditioned upon the Board of Public Works and Safety authorizing and approving of said purchase; and

**WHEREAS**, the Conditional Offer to Purchase is attached hereto as Exhibit "B", including attachments thereon; and

**WHEREAS**, the proposed purchase price is the sum of \$19,000.00 and therefore the provisions of IC 36-1-10.5-5 are not applicable as the total proposed purchase price is less than \$25,000.00; and

**WHEREAS**, the City of Franklin in conjunction with certain roadway improvements, as well as downtown improvements believes it in the best interest of the tax payers and citizens of the City of Franklin to acquire said property and that the funds for the purchase of said property are available; and

**WHEREAS**, certain contemplated roadway and bridge improvements require future acquisitions and that the purchase of this property would enable the City of Franklin to utilize the property in conjunction with said improvements and therefore result in savings to the citizens of Franklin; and

**WHEREAS**, a copy of title work reflecting the status of said property being proposed for purchase has been received and is attached hereto as Exhibit "C"; and

**WHEREAS**, the City of Franklin, Board of Public Works and Safety does deem it appropriate and in the best interest of the citizens of the City of Franklin, that said purchase be completed.

**BE IT THEREFORE RESOLVED** the City of Franklin does hereby adopt the above aforementioned as findings of fact;

**IT IS FURTHER RESOLVED** that the City of Franklin Board of Public Works and Safety does hereby approve of and authorize the purchase of said property as set forth in the Offer to Purchase which is attached hereto and marked as Exhibit "B";

**IT IS FURTHER RESOLVED** that the Mayor of the City of Franklin as purchasing agent of the City of Franklin is hereby authorized to complete the purchase of said property and to execute and deliver all documents, items and payments necessary to complete the purchase of property as set forth in the Conditional Offer to Purchase;

**IT IS FURTHER RESOLVED** that the Mayor is authorized as the Purchasing Agent for the City of Franklin to execute and complete all documentation at closing necessary to provide documents referenced in the title insurance policy attached hereto as Exhibit "C".

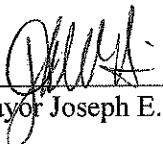
**IT IS FURTHER RESOLVED** this Resolution shall be in full force and effect from and after its passage and as provided for by applicable law.

**INTRODUCED & APPROVED** by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana this 17th day of August, 2015.

**City of Franklin, Indiana, By its Board of Public Works and Safety:**

Voting Affirmative:

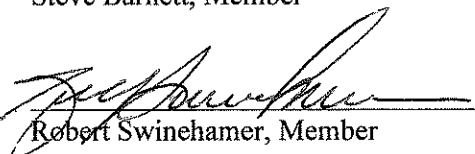
Voting Opposed:

  
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Mayor Joseph E. McGuinness

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Mayor Joseph E. McGuinness


  
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Steve Barnett, Member

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Steve Barnett, Member

  
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Robert Swinehamer, Member

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Robert Swinehamer, Member

Attest:

  
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Janet P. Alexander, Clerk Treasurer

Prepared by: Lynnette Gray  
Attorney No.: 11567-41