

## **GRANT AGREEMENT**

### **Between the Franklin Redevelopment Commission and the Franklin Development Corporation**

#### **\$138,000 Grant for Construction, Rehabilitation and Repair of 151 Holiday Place, Franklin, Indiana, Hoosier Brewing Company**

This Grant Agreement dated as of the \_\_\_\_ day of \_\_\_\_\_, 2016, between the Franklin Redevelopment Commission of Franklin, Indiana (the “City”), as the governing body of the City of Franklin Redevelopment District (the “District”) under IC 36-7-14 *et seq.* (the “Act”), and the Franklin Development Corporation, an Indiana nonprofit corporation (“FDC”),

**WHEREAS**, the Act permits the Commission to create allocation areas in the District for the purposes of capturing and allocating property taxes commonly known as tax increment finance revenues (“TIF Revenues”); and

**WHEREAS**, the Commission has previously established the Franklin / I-65 Integrated Economic Development Area (the “Area”), has designated the Area as an allocation area (the “Allocation Area”) for purposes of capturing TIF Revenues, has created an allocation fund or funds (the “Allocation Fund”) for the Area into which the TIF Revenues are deposited, and has approved the Franklin / I-65 Integrated Economic Development Plan (the “Plan”); and

**WHEREAS**, the Commission on \_\_\_\_ day of \_\_\_\_\_, 2016 adopted a resolution (the “RDC Resolution”) authorizing the use of unobligated monies in the Fund to pay for a grant to the Franklin Development Corporation to enable it to provide up to One Hundred Thirty Eight Thousand Dollars (\$138,000.00) in financial assistance for the construction, rehabilitation and repair of 151 Holiday Place, Franklin, Indiana, the Hoosier Brewing Company, (all of which, the “Property” and the “Project”), which Project is located in the Area, all in furtherance of the objectives of the Plan.

**WHEREAS**, Franklin Development Corporation (“FDC”) has been organized as a nonprofit, 501(c)(3) organization whose purposes include promoting redevelopment and economic development activities in the City, including the site of the Project; and

**WHEREAS**, the RDC Resolution authorized the officers of the RDC to enter into such agreements as they deem necessary to effectuate the authorizations set forth therein, the RDC now desires to implement the funding and construction of the Project by granting the Project Funds to FDC pursuant to Indiana Code Section 36-7-14-12.2(a)(26), which provides that the Redevelopment Commission can provide financial assistance to construct, rehabilitate, or repair commercial property within the district, and the FDC desires to accept the grant and to contribute the Project Funds to the Project;

**NOW THEREFORE**, IN CONSIDERATION OF THE ABOVE RECITALS AND THE MUTUAL COVENANTS CONTAINED HEREIN, THE PARTIES AGREE AS FOLLOWS:

1. Pursuant to Section 12.2(a)(26) of the Act, the Commission hereby agrees to

grant the Project Funds to FDC to be applied solely to costs of the Project. Pursuant to the RDC Resolution, the Clerk-Treasurer, as fiscal officer of the Commission and the District, shall transfer from the Allocation Fund One Hundred Thirty Eight Thousand Dollars (\$138,000.00), in Project Funds to a separate account designated by the FDC for such purpose.

2. The Commission's obligations under Section 1 of this Agreement shall be payable solely from the Two Million Dollars (\$2,000,000.00) earmarked for Downtown Development from the Tax Increment Revenue Bond – Series 2015.
3. The FDC hereby agrees to accept the grant of the Project Funds in the amount of One Hundred Thirty Eight Thousand Dollars (\$138,000.00), and to use such funds solely to pay or reimburse costs of the Project. If the FDC has not spent all of the Project Funds on the Project eighteen (18) months after the date of this agreement, any remaining balance shall be returned to the Commission.
4. This Agreement shall take effect immediately upon execution by the parties hereto.

*[Remainder of page intentionally left blank.]*

**IN WITNESS WHEREOF**, the parties have executed this Grant Agreement as of the date first above written.

FRANKLIN REDEVELOPMENT  
COMMISSION

By: \_\_\_\_\_  
Robert D. Heuchan, President

FRANKLIN DEVELOPMENT  
CORPORATION, an Indiana nonprofit  
corporation

By: \_\_\_\_\_  
Jeff Mercer, President