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SUBJECT TO FINAL ACCEPTANCE
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Pamela J. Burton
AUDITOR, JOHNSON COUNTY

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CITY OF FRANKLIN, INDIANA

RESOLUTION NUMBER 2016-08

A RESOLUTION GRANTING TAX ABATEMENT FOR FISHER CONTRACTING LLC

WHEREAS, the Indiana General Assembly has enacted a statute, IC 6-1.1-12.1 (the "Act") authorizing certain tax deductions of property taxes (as defined in the Act) attributable to redevelopment or rehabilitation activities in economic development areas; and

WHEREAS, *Fisher Contracting LLC* (the "Applicant") has submitted a Statement of Benefits and made application for Real Property Tax Abatement pursuant to the Act; and

WHEREAS, the Franklin Economic Development Commission has on February 9th, 2016, held a public meeting and considered amending the tax abatement request of *Fisher Contracting LLC* (3031 Hudson Street) in a manner consistent with the applicable section of the Indiana Code;

WHEREAS, the Franklin Economic Development Commission has made the findings required by IC 6-1.1-12.1-3 and IC 6-1.1-12.1-4.5 and recommended that *Fisher Contracting LLC* receive a five (5) year tax abatement with a 5% Economic Development Fee, on real property for the real estate described as "Exhibit A" and described in the tax abatement request;

WHEREAS, a copy of the Statement of Benefits recommended for approval by the Franklin Economic Development Commission is attached hereto as "Exhibit B;"

WHEREAS, the said real estate as described in "Exhibit A" is located in an existing Economic Revitalization Area as approved by the City of Franklin Common Council with City Council Resolution Number 2016-06 and confirmed by Resolution Number 2016-07;

WHEREAS, the Common Council has received and reviewed "Exhibit B" with all attachments, and that such attachments are made a part hereof and incorporated herein, all which together contain the necessary statements of benefits and description of the project, along with the recommendation of the Economic Development Commission for tax abatement for real property; and

WHEREAS, the Common Council has give careful consideration to the materials submitted and affirms the findings of the Franklin Economic Development Commission relative to the requirements of IC 6-1.1-12.1-3 and IC 6-1.1-12.1-4.5.

NOW THEREFORE BE IT RESOLVED THAT:

1) The abatement of real property tax shall extend for a period of ______ years pursuant to the deduction schedule set forth in Exhibit C.

2) *Fisher Contracting 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

Sales Disclosure NOT Required
Johnson County Assessor

deduction is applicable, as required 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 21st day of March, 2016.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:	**Voting Opposed:**
Stephen Barnett, Council President	Stephen Barnett, Council President
Kenneth W. Austin, Vice President	Kenneth W. Austin, Vice President
Joseph P. Abban	Joseph P. Abban
Joseph R. Ault	Joseph R. Ault
Andrew Eggers	Andrew Eggers
Keith Fox	Keith Fox
Richard L. Wertz	Richard L. Wertz

Attest:

Jayne Rhoades

Jayne Rhoades
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 this 21st day of March, 2016 at 6:00 o'clock a.m./p.m.

Jayne Rhoades

Jayne Rhoades
City Clerk-Treasurer

This ordinance having been passed by the legislative body and presented to me [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 this 21st day of March, 2016 at 6:00 o'clock a.m./p.m.

Joseph E. McGuinness
Mayor

Attest:

Jayne Rhoades

Jayne Rhoades
City Clerk-Treasurer

"I AFFIRM, UNDER THE PENALTIES FOR PERJURY, THAT I HAVE TAKEN REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW"

NAME Krista Linke

Prepared by: Krista M. Linke, Director of Community Development

STATEMENT OF BENEF[illegible]
REAL ESTATE IMPROV[illegible]ENTS

State Form 51767 (R2 / 1-07)
Prescribed by the Department of Local Government Finance

EXHIBIT B

20____ PAY 20____

FORM SB-1 / Real Property

This statement is being completed for real property that qualifies under the following Indiana Code (*check one box*):

☐ Redevelopment or rehabilitation of real estate improvements (IC 6-1.1-12.1-4)
☐ Eligible vacant building (IC 6-1.1-12.1-4.8)

INSTRUCTIONS:

1. *This statement must be submitted to the body designating the Economic Revitalization Area prior to the public hearing if the designating body requires information from the applicant in making its decision about whether to designate an Economic Revitalization Area. Otherwise this statement must be submitted to the designating body* ***BEFORE*** *the redevelopment or rehabilitation of real property for which the person wishes to claim a deduction. "Projects" planned or committed to after July 1, 1987, and areas designated after July 1, 1987, require a STATEMENT OF BENEFITS. (IC 6-1.1-12.1)*
2. *Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitation,* ***BEFORE*** *a deduction may be approved.*
3. *To obtain a deduction, application Form 322 ERA/RE or Form 322 ERA/VBD, Whichever is applicable, must be filed with the County Auditor by the later of: (1) May 10; or (2) thirty (30) days after the notice of addition to assessed valuation or new assessment is mailed to the property owner at the address shown on the records of the township assessor.*
4. *Property owners whose Statement of Benefits was approved after June 30, 1991, must attach a Form CF-1/Real Property annually to the application to show compliance with the Statement of Benefits. [IC 6-1.1-12.1-5.1(b) and IC 6-1.1-12.1-5.3(j)]*
5. *The schedules established under IC 6-1.1-12.1-4(d) for rehabilitated property and under IC 6-1.1-12.1-4.8(1) for vacant buildings apply to any statement of benefits approved on or after July 1, 2000. The schedules effective prior to July 1, 2000, shall continue to apply to a statement of benefits filed before July 1, 2000.*

SECTION 1 — TAXPAYER INFORMATION

Name of taxpayer: Fisher Contracting LLC		
Address of taxpayer (*number and street, city, state, and ZIP code*): 3031 Hudson Street Franklin, IN 46131		
Name of contact person: James H. Fisher	Telephone number: (317) 945-7928	E-mail address: j7fisher@gmail.com

SECTION 2 — LOCATION AND DESCRIPTION OF PROPOSED PROJECT

Name of designating body: City of Franklin Common Council		Resolution number: 16-08
Location of property: 3031 Hudson St.	County: Johnson	DLGF taxing district number:
Description of real property improvements, redevelopment, or rehabilitation (*use additional sheets if necessary*)		Estimated start date (*month, day, year*): April 2016
		Estimated completion date (*month, day, year*): Dec 2018

SECTION 3 — ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT

Current number	Salaries	Number retained	Salaries	Number additional	Salaries
6.00	$350,000.00	$6.00	$350,000.00	$6.00	$350,000.00

SECTION 4 — ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT

NOTE: Pursuant to IC 6-1.1-12.1-5.1 (d) (2) the **COST** of the property is confidential.	**REAL ESTATE IMPROVEMENTS**	
	COST	**ASSESSED VALUE**
Current values	$48,000.00	$50,000.00
Plus estimated values of proposed project	$180,000.00	$200,000.00
Less values of any property being replaced		
Net estimated values upon completion of project	$228,000.00	$250,000.00

SECTION 5 — WASTE CONVERTED AND OTHER BENEFITS PROMISED BY THE TAXPAYER

Estimated solid waste converted (*pounds*) ____________

Estimated hazardous waste converted (*pounds*) ____________

Other benefits

SECTION 6 — TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative	Title	Date signed (*month, day, year*)
James H. Fisher	Owner / Manager	01/07/2016

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this Economic Revitalization Area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1, provides for the following limitations:

A. The designated area has been limited to a period of time not to exceed ____________ calendar years * *(see below)*. The date this designation expires is ______________________________.

B. The type of deduction that is allowed in the designated area is limited to:
   1. Redevelopment or rehabilitation of real estate improvements ☑ Yes ☐ No
   2. Residentially distressed areas ☐ Yes ☑ No
   3. Occupancy of a vacant building ☐ Yes ☑ No

C. The amount of the deduction applicable is limited to $ ______________.

D. Other limitations or conditions *(specify)* 5% economic development fee

E. The deduction is allowed for 5 years years* *(see below)*.

We have also reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved *(signature and title of authorized member of designating body)*	Telephone number	Date signed *(month, day, year)*
Stephen Barnett, Council President	317-736-3631	March 21, 2016
Attested by *(signature and title of attester)*	Designated body	
Krista Linke, Director	City of Franklin Common Council	

* If the designating body limits the time period during which an area is an economic revitalization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.12-12.1-4.

A. For residentially distressed areas, the deduction period may not exceed five (5) years.
B. For redevelopment and rehabilitation or real estate improvements:
   1. If the Economic Revitalization Area was designated prior to July 1, 2000, the deduction period is limited to three (3), six (6), or ten (10) years.
   2. If the Economic Revitalization Area was designated after June 20, 2000, the deduction period may not exceed ten (10) years.
C. For vacant buildings, the deduction period may not exceed two (2) years.

EXHIBIT C

Real Property Schedule

3031 Hudson Street
Franklin, IN 46131

Resolution 2016-08

Fisher Contracting LLC

Year	Abatement
1	100%
2	80%
3	60%
4	40%
5	20%