

GRANT AGREEMENT

Between the

Redevelopment Commission of the City of Franklin, Indiana

and the

Franklin Development Corporation

**\$250,000 Grant for the Redevelopment of McDonald's Parking Lot for
Improvements related to Paris Drive Vehicular Restrictions**

**McDonald's USA, LLC
2080 East King Street
Franklin, IN 46131**

This Grant Agreement is between the Redevelopment Commission of the City of Franklin, Indiana (the "Commission"), 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, a Indiana nonprofit neighborhood development corporation ("FDC");

WHEREAS, the Franklin Redevelopment Commission (the "Commission") serves as governing body of the Franklin Redevelopment District (the "District"), pursuant to Indiana Code 36-7-14 *et seq.*, as amended (the "Act"); and,

WHEREAS, the Commission has previously established the Franklin / I-65 Integrated Economic Development Area (the "Area"), designated the Area as an allocation area (the "Allocation Area") for purposes of capturing TIF Revenues, created an allocation fund or funds (the "Allocation Fund") for the Area into which the TIF Revenues are deposited, approved the Franklin / I-65 Economic Development Plan (the "Plan"), and borrowed monies pursuant to the Tax Increment Revenue Bond-Series 2015 to fund development consistent with the Plan; and

WHEREAS, the Commission on the 19th day of September, 2017 adopted a resolution (the "RDC Resolution") authorizing the use of unobligated monies on deposit from the Tax Increment Revenue Bond – Series 2015 to fund improvements related to the Paris Drive vehicular restrictions, specifically including improvements to McDonald's parking lot located on Paris Drive, Franklin, Indiana, more specifically described in "Exhibit A" (the "Project"), in an amount not to exceed Two Hundred Fifty Thousand Dollars (\$250,000.00), which Project is located in the Area, all in furtherance of the objectives of the Plan;

WHEREAS, the FDC has been organized as a nonprofit, 501(c)(3) neighborhood development 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, and 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 Five Hundred Sixty Thousand Dollars (\$560,000.00), in Project Funds to a separate account designated by the FDC for such purpose.
2. The FDC hereby agrees to accept the grant of the Project Funds in the amount of Two Hundred Fifty Thousand Dollars (\$250,000.00), 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.
3. This Agreement shall take effect immediately upon execution by the parties hereto.

IN WITNESS WHEREOF, the parties have executed this Grant Agreement this ____ day of _____, 2017.

FRANKLIN REDEVELOPMENT COMMISSION

By: _____
Robert D. Heuchan, President

FRANKLIN DEVELOPMENT CORPORATION

By: _____
Jeff Mercer, President