

RE-RECORD TO CORRECT  
EXHIBIT C

2019-028223  
RECORDED ON  
12/10/2019 01:59:43 PM  
TERESA K. PETRO  
JOHNSON COUNTY RECORDER  
REC FEE: 25.00  
PAGES: 20

Space Reserved for Johnson County Recorder's Stamp

# Page Added For Recording Purposes Only

**FILED**  
SUBJECT TO FINAL ACCEPTANCE  
DEC 10 2019

  
AUDITOR, JOHNSON COUNTY

**Sale Disclosure NOT Required**  
**Johnson County Assessor**



2019-027635  
RECORDED ON  
12/03/2019 02:31:09 PM  
TERESA K. PETRO  
JOHNSON COUNTY RECORDER  
REC FEE: 25.00  
PAGES: 10

CITY OF FRANKLIN, INDIANA

RESOLUTION NUMBER 2019-08

A RESOLUTION GRANTING TAX ABATEMENT  
FOR ENERGIZER MANUFACTURING, INC.

FILED

DEC - 3 2019

*Randy J. Burton*  
AUDITOR, JOHNSON COUNTY

**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**, *Energizer Manufacturing, Inc.* (the "Applicant") has submitted a Statement of Benefits and made application for Personal Property Tax Abatement pursuant to the Act; and

**WHEREAS**, the Franklin Economic Development Commission has on November 12<sup>th</sup>, 2019, held a public meeting and considered the tax abatement request of *Energizer Manufacturing, Inc.* (180 Bartram Parkway) 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 *Energizer Manufacturing, Inc.* receive a ten (10) year tax abatement **with a 2% Economic Development Fee**, on personal 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 2017-13 and confirmed by Resolution Number 2017-14;

**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 personal property; and

**WHEREAS**, the Common Council has given 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, and specifically including the following findings as to personal property:

- 1) The estimate of the cost of new manufacturing equipment is reasonable for equipment of that type;
- 2) The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the installation of the new manufacturing equipment;
- 3) The estimate of the annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the installation of

**Sale Disclosure NOT Required**  
**Johnson County Assessor**



the new equipment;

- 4) Other benefits about which information was requested are benefits that can be reasonably expected to result from the installation of the new manufacturing equipment;
- 5) The totality of the benefits is sufficient to justify the tax abatement.

**NOW THEREFORE BE IT RESOLVED THAT:**

- 1) The abatement of personal property tax shall extend for a period of 10 years pursuant to the deduction schedule set forth in Exhibit C.
- 2) *Energizer Manufacturing, Inc.* 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, 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 18<sup>th</sup> day of November, 2019.

**City of Franklin, Indiana, By its Common Council:**

Voting Affirmative:

Absent  
Kenneth Austin, Council President

[Signature]  
Andrew Eggers, Vice President

[Signature]  
Joseph P. Abban

[Signature]  
Daniel J. Blankenship

[Signature]  
Robert D. Heuchan

Voting Opposed:

\_\_\_\_\_  
Kenneth Austin, Council President

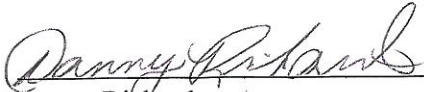
\_\_\_\_\_  
Andrew Eggers, Vice President

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


\_\_\_\_\_  
Daniel J. Blankenship

\_\_\_\_\_  
Robert D. Heuchan



  
Danny Richards

\_\_\_\_\_  
Danny Richards


  
Richard L. Wertz

\_\_\_\_\_  
Richard L. Wertz

Attest:

  
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 18 day of November, 2019 at 10:35 o'clock a.m./p.m.

  
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 18 day of November, 2019 at 6:35 o'clock a.m./p.m.

  
Steve Barnett, Mayor

Attest:

  
Jayne Rhoades, City Clerk-Treasurer

Prepared by: Krista Linke, Community Development Director

"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."

  
\_\_\_\_\_  
Krista Linke, Community Development Director

Exhibit A.

LEGAL DESCRIPTION

63.624 Acres North of Lot 3

Franklin Tech Park

A part of the Southwest Quarter of Section 17, a part of the Southeast Quarter of Section 18, a part of the Northeast Quarter of Section 19 and a part of the Northwest Quarter of Section 20, all in Township 12 North, Range 5 East of the Second Principal Meridian, Johnson County, Indiana, more particularly described as follows:

COMMENCING at the Northeast corner of the Northeast Quarter of said Section 19; thence South 89 degrees 18 minutes 04 seconds West on and along the North line thereof a distance of 1,277.07 feet to the POINT OF BEGINNING of this described tract of land, said point also being on the Eastern Limited Access right-of-way line of Interstate 65, the next eight (8) courses being on and along said Eastern right-of-way line; (1) thence North 09 degrees 59 minutes 19 seconds West a distance of 29.07 feet; (2) thence North 09 degrees 41 minutes 22 seconds West a distance of 442.64 feet; (3) thence North 00 degrees 01 minute 32 seconds West a distance of 371.43 feet to a point on a curve to the right having a radius of 1,367.39 feet; (4) thence on and along the arc of said curve a distance of 73.93 feet, said arc being subtended by a chord having a bearing of North 10 degrees 45 minutes 04 seconds East and a chord distance of 73.92 feet; (5) thence North 12 degrees 17 minutes 54 seconds East a distance of 160.00 feet to a point on a curve to the left having a radius of 1,019.93 feet; (6) thence on and along the arc of said curve a distance of 237.83 feet, said arc being subtended by a chord having a bearing of North 05 degrees 37 minutes 05 seconds East and a chord distance of 237.29 feet; (7) thence North 01 degrees 03 minutes 45 seconds West a distance of 59.01 feet; (8) thence North 43 degrees 38 minutes 58 seconds East a distance of 68.95 feet to a point on the South right-of-way line of State Road 44, the next three (3) courses being on and along said South right-of-way line; (1) thence North 88 degrees 56 minutes 15 seconds East a distance of 427.05 feet to the point of curvature of a curve to the left having a radius of 21,577.92 feet; (2) thence on and along the arc of said curve a distance of 518.66 feet, said arc being subtended by a chord having a bearing of North 88 degrees 14 minutes 56 seconds East and a chord distance of 518.65 feet to the point of tangency of said curve; (3) thence North 87 degrees 33 minutes 37 seconds East a distance of 258.98 feet to a point on the West right-of-way line of Bartram Parkway as described in a Road Right-of-way and Easement Instrument for Franklin Tech Park, recorded as Instrument #2002038647 in the Office of the Recorder of Johnson County, Indiana, the next eleven (11) courses being on and along said West right-of-way line; (1) thence South 00 degrees 00 minutes 06 seconds West a distance of 264.26 feet; (2) thence South 43 degrees 58 minutes 41

seconds West a distance of 50.37 feet; (3) thence South 87 degrees 57 minutes 16 seconds West a distance of 29.45 feet; (4) thence South 02 degrees 02 minutes 44 seconds East a distance of 50.00 feet; (5) thence North 87 degrees 57 minutes 16 seconds East a distance of 27.66 feet; (6) thence South 46 degrees 01 minute 19 seconds East a distance of 48.61 feet; (7) thence South 00 degrees 00 minutes 06 seconds West a distance of 705.21 feet to the point of curvature of a curve to the left having a radius of 635.00 feet; (8) thence on and along the arc of said curve a distance of 304.30 feet, said arc being subtended by a chord having a bearing of South 13 degrees 43 minutes 37 seconds East and a chord distance of 301.40 feet to the point of tangency of said curve; (9) thence South 27 degrees 27 minutes 20 seconds East a distance of 249.04 feet to the point of curvature of a curve to the right having a radius of 565.00 feet; (10) thence on and along the arc of said curve a distance of 270.76 feet, said arc being subtended by a chord having a bearing of South 13 degrees 43 minutes 37 seconds East and a chord distance of 268.17 feet to the point of tangency of said curve; (11) thence South 00 degrees 00 minutes 06 seconds West a distance of 130.69 feet to the Northeast corner of Lot Number 3 in Franklin Tech Park, per plat thereof, recorded in Plat Cabinet D, Slide 765 A & B; thence South 80 degrees 18 minutes 38 seconds West along the north line of said Lot 3 a distance of 1361.23 feet to the northwest corner of said Lot 3 and the said Eastern right-of-way line of Interstate 65, which is on a non-tangent curve to the right having a radius of 5,599.58 feet, the next three (3) courses being on and along said Eastern right-of-way line; (1) thence on and along the arc of said curve a distance of 5.62 feet, said arc being subtended by a chord having a bearing of North 12 degrees 18 minutes 28 seconds West and a chord distance of 5.61 feet to the point of tangency of said curve; (2) thence North 12 degrees 16 minutes 45 seconds West a distance of 316.00 feet; (3) thence North 09 degrees 59 minutes 19 seconds West a distance of 471.33 to the POINT OF BEGINNING containing 63.624 acres, more or less.

**STATEMENT OF BENEFITS  
PERSONAL PROPERTY**

State Form 51764 (R4 / 11-15)

Prescribed by the Department of Local Government Finance

**FORM SB-1 / PP****EXHIBIT B****PRIVACY NOTICE**

Any information concerning the cost of the property and specific salaries paid to individual employees by the property owner is confidential per IC 6-1.1-12.1-5.1.

**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** a person installs the new manufacturing equipment and/or research and development equipment, and/or logistical distribution equipment and/or information technology equipment for which the person wishes to claim a deduction.
2. The statement of benefits form must be submitted to the designating body and the area designated an economic revitalization area before the installation of qualifying abatable equipment for which the person desires to claim a deduction.
3. To obtain a deduction, a person must file a certified deduction schedule with the person's personal property return on a certified deduction schedule (Form 103-ERA) with the township assessor of the township where the property is situated or with the county assessor if there is no township assessor for the township. The 103-ERA must be filed between January 1 and May 15 of the assessment year in which new manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment is installed and fully functional, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between January 1 and the extended due date of that year.
4. Property owners whose Statement of Benefits was approved, must submit Form CF-1/PP annually to show compliance with the Statement of Benefits. (IC 6-1.1-12.1-5.6)
5. For a Form SB-1/PP that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. For a Form SB-1/PP that is approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. (IC 6-1.1-12.1-17)

SECTION 1 TAXPAYER INFORMATION									
Name of taxpayer <b>Energizer Manufacturing, Inc.</b>					Name of contact person <b>Rebecca Jaspering</b>				
Address of taxpayer (number and street, city, state, and ZIP code) <b>533 Maryville University, St. Louis, MO 63141</b>							Telephone number <b>( 314 ) 985-1896</b>		
SECTION 2 LOCATION AND DESCRIPTION OF PROPOSED PROJECT									
Name of designating body <b>City of Franklin</b>					Resolution number (s) <b>19-08</b>				
Location of property <b>180 Bartram Parkway, Franklin, IN</b>					County <b>Johnson</b>		DLGF taxing district number <b>018</b>		
Description of manufacturing equipment and/or research and development equipment and/or logistical distribution equipment and/or information technology equipment. (Use additional sheets if necessary.) Proposed investment to run Energizer packaging and distribution operations.					ESTIMATED				
							START DATE	COMPLETION DATE	
					Manufacturing Equipment		05/01/2020	12/31/2023	
					R & D Equipment				
					Logist Dist Equipment		05/01/2020	12/31/2023	
IT Equipment									
SECTION 3 ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT									
Current number		Salaries		Number retained		Salaries		Number additional <b>440+</b>	
								Salaries <b>\$18.30</b>	
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.		MANUFACTURING EQUIPMENT		R & D EQUIPMENT		LOGIST DIST EQUIPMENT		IT EQUIPMENT	
		COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE	COST	ASSESSED VALUE
Current values		0	0	0	0	0	0	0	0
Plus estimated values of proposed project		58,555,558	17,566,667						0
Less values of any property being replaced									
Net estimated values upon completion of project		58,555,558	17,566,667						
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 <i>Korina Gabrielson</i>							Date signed (month, day, year) <b>10/29/19</b>		
Printed name of authorized representative <b>KORINA GABRIELSON</b>					Title <b>Global Head of Tax</b>				



**FOR USE OF THE DESIGNATING BODY**

We find that the applicant meets the general standards in the resolution adopted or to be adopted by this body. Said resolution, passed or to be 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

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

D. Other limitations or conditions (specify) 2% Economic development fee

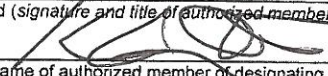
E. Number of years allowed: ☐ Year 1 ☐ Year 2 ☐ Year 3 ☐ Year 4 ☐ Year 5 (\* see below)  
☐ Year 6 ☐ Year 7 ☐ Year 8 ☐ Year 9 ☐ Year 10

F. For a statement of benefits approved after June 30, 2013, did this designating body adopt an abatement schedule per IC 6-1.1-12.1-17?  
☐ Yes ☐ No

If yes, attach a copy of the abatement schedule to this form.

If no, the designating body is required to establish an abatement schedule before the deduction can be determined.

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 <u>(317) 736-3631</u>	Date signed (month, day, year)
Printed name of authorized member of designating body <u>Ken Austin, Council President</u>	Name of designating body <u>City of Franklin Common Council</u>	
Attested by (signature and title of attester) <u>Krista Linke Community Development Director</u>	Printed name of attester <u>Krista Linke</u>	

\* If the designating body limits the time period during which an area is an economic revitalization area, that limitation does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years that is less than the number of years designated under IC 6-1.1-12.1-17.

- A. For residentially distressed areas where the Form SB-1/Real Property was approved prior to July 1, 2013, the deductions established in IC 6-1.1-12.1-4.1 remain in effect. The deduction period may not exceed five (5) years. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. The deduction period may not exceed ten (10) years. (See IC 6-1.1-12.1-17 below.)
- B. For the redevelopment or rehabilitation of real property where the Form SB-1/Real Property was approved prior to July 1, 2013, the abatement schedule approved by the designating body remains in effect. For a Form SB-1/Real Property that is approved after June 30, 2013, the designating body is required to establish an abatement schedule for each deduction allowed. (See IC 6-1.1-12.1-17 below.)

**IC 6-1.1-12.1-17**

**Abatement schedules**

Sec. 17. (a) A designating body may provide to a business that is established in or relocated to a revitalization area and that receives a deduction under section 4 or 4.5 of this chapter an abatement schedule based on the following factors:

- (1) The total amount of the taxpayer's investment in real and personal property.
  - (2) The number of new full-time equivalent jobs created.
  - (3) The average wage of the new employees compared to the state minimum wage.
  - (4) The infrastructure requirements for the taxpayer's investment.
- (b) This subsection applies to a statement of benefits approved after June 30, 2013. A designating body shall establish an abatement schedule for each deduction allowed under this chapter. An abatement schedule must specify the percentage amount of the deduction for each year of the deduction. An abatement schedule may not exceed ten (10) years.
- (c) An abatement schedule approved for a particular taxpayer before July 1, 2013, remains in effect until the abatement schedule expires under the terms of the resolution approving the taxpayer's statement of benefits.

CORRECTED

**EXHIBIT C**

**Personal Property Schedule**

**63.624 Acres North of Lot 3  
Franklin Tech Park**

**180 Bartram Parkway  
Franklin, Indiana 46131**

**Parcel Numbers:**

**41-07-18-044-015.001-018 (43.61 acres) and 41-07-19-011-001.003-018 (18.93 acres)**

**Resolution 2019-08**

**Energizer Manufacturing, Inc.**

<b>Year</b>	<b>Abatement</b>
1	100%
2	95%
3	85%
4	75%
5	65%
6	55%
7	45%
8	40%
9	35%
10	30%

~~INCORRECT~~

~~EXHIBIT C~~

~~Personal Property Schedule~~

~~63.624 Acres North of Lot 3~~

~~Franklin Tech Park~~

~~180 Bartram Parkway~~

~~Franklin, Indiana 46131~~

~~Parcel Numbers:~~

~~41-07-18-044-015.001-018 (43.61 acres) and 41-07-19-011-001.003-018 (18.93 acres)~~

~~Resolution 2019-08~~

~~Energizer Manufacturing, Inc.~~

Year	Abatement
1	100%
2	95%
3	80%
4	65%
5	50%
6	40%
7	30%
8	20%
9	10%
10	5%

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JOHNSON COUNTY  
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REC FEE: 25.00  
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CITY OF FRANKLIN, INDIANA

RESOLUTION NUMBER 2017-13

A DECLARATORY RESOLUTION DESIGNATING AN ECONOMIC REVITALIZATION  
AREA FOR SUNBEAM DEVELOPMENT  
(EDC 2017-09)

WHEREAS, Sunbeam Development has submitted a Statement of Benefits and made application for an Economic Revitalization Area designation pursuant to IC 6-1.1-12.1, *et. seq.*, for the property commonly known as SW Corner of Bartram Parkway and SR 44 (Franklin Tech Park: 43.6172 acres and 18.93 acres 62.5472 acres total); and

WHEREAS, pursuant to IC 6-1.1-12.1, *et. seq.*, the Council may find that a particular area within the jurisdiction of the City is an Economic Revitalization Area and may by adoption of a resolution, declare such area to be an Economic Revitalization Area which resolution must be confirmed, modified, or rescinded; and

WHEREAS, pursuant to IC 6-1.1-12.1, *et. seq.*, the City of Franklin, Indiana (the "City") by and through its Common Council, acting in its capacity as the fiscal body of the City and acting as the designating body identified in IC 6-1.1-12.1 *et. seq.*, the City has the right and opportunity to abate the payment of real property taxes for real estate located within an area declared by the City to be an Economic Revitalization Area and to also abate the payment of personal property taxes within the Economic Revitalization Area; and

WHEREAS, the Franklin Economic Development Commission has on October 10<sup>th</sup>, 2017 held a public meeting and considered the economic revitalization area designation and the real property tax abatement request of Sunbeam Development, in a manner consistent with all applicable sections of the Indiana Code; and

WHEREAS, the Franklin Economic Development Commission made the findings required by IC 6-1.1-12.1 *et. seq.* and recommended that the property commonly known as SW Corner of Bartram Parkway and SR 44 (Franklin Tech Park: 43.6172 acres and 18.93 acres 62.5472 acres total) Franklin, Indiana more particularly described in Exhibit A, be designated as an economic revitalization area; and

WHEREAS, said property meets the criteria for designation as an Economic Revitalization Area pursuant to IC 6-1.1-12.1 *et. seq.*;

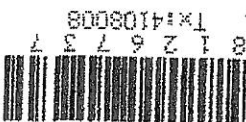
NOW, THEREFORE BE IT RESOLVED by the Common Council of the City of Franklin as follows:

**Section 1.** The Common Council has reviewed the Statement of Benefits and additional information submitted pursuant to IC Section 6-1.1-12.1-3 and makes the following findings as to real property:

- a. The estimate of the value of the development or rehabilitation is reasonable for projects of that nature;
- b. The estimate of the number of individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation;

**FILED**

NOV 09 2017



*[Signature]*  
JOHNSON CO. AUDITOR

Sales Disclosure NOT Required  
Johnson County Assessor

0006517

- c. The estimate of annual salaries of those individuals who will be employed or whose employment will be retained can be reasonably expected to result from the proposed redevelopment or rehabilitation;
- d. Any other benefits about which information was requested are benefits that can be reasonably expected to result from the proposed redevelopment or rehabilitation; and
- e. The totality of the benefits is sufficient to justify the tax abatement.

**Section 2.** Based on these findings, the Common Council has determined that the purposes of IC 6-1.1-12.-3 *et. seq.* are served by allowing the deduction, and the property described in Exhibit A is hereby declared to be an Economic Revitalization Area.

**Section 3.** A public hearing shall be held on the ~~16<sup>th</sup> day of October, 2017~~ <sup>6<sup>th</sup> day of November 2017</sup> at 6:00 p.m. at the Franklin City Hall Council Chambers, 70 E. Monroe Street, Franklin, Indiana. The Council shall publish or cause to be published, pursuant to the provisions of IC 6-1.1-12.1 *et. seq.*, notice of the adoption and substance of this Resolution in accordance with IC 5-3-1, one time at least 10 days before the date of the public hearing on this matter, which notice shall state the date and time for the public hearing, that the Council will hear all remonstrance's and objections from interested persons at the public hearing, and that at the conclusion of the public hearing, the Council may take final action on the proposed designation determining whether the qualifications for an economic revitalization area have been met and confirm, modify, or rescind this Resolution. A copy of this Resolution, including a legal description of the property, will be filed with and shall be available for inspection in the office of the Johnson County Assessor.

**Section 4.** Said designation shall begin and be in full force and effect immediately upon adoption of the Confirming Resolution.



Introduced and Filed on the 16th day of October, 2017.

DULY PASSED on this 16th day of October, 2017, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.

City of Franklin, Indiana, By its Common Council:

Voting Affirmative:

Keith Fox  
Keith Fox, Council President

Absent  
Joseph P. Abban

Joseph R. Ault  
Joseph R. Ault

Kenneth Austin  
Kenneth Austin

Andrew Eggers  
Andrew Eggers

Robert D. Heuchan  
Robert D. Heuchan

Richard L. Wertz  
Richard L. Wertz

Voting Opposed:

Keith Fox  
Keith Fox, Council President

Joseph P. Abban  
Joseph P. Abban

Joseph R. Ault  
Joseph R. Ault

Kenneth Austin  
Kenneth Austin

Andrew Eggers  
Andrew Eggers


Robert D. Heuchan  
Robert D. Heuchan

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 16th day of October, 2017 at 6:20 o'clock a.m./p.m.

  
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 16th day of October, 2017 at 6:20 o'clock ~~am~~ pm.

  
Steve Barnett  
Mayor

Attest:

  
Jayne Rhoades,  
City Clerk-Treasurer

Prepared by: Rhoni Oliver, Community Development Specialist

"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."

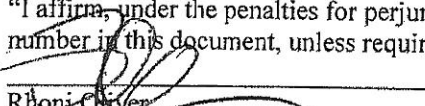
  
Rhoni Oliver  
Community Development Specialist

Exhibit A-2

LEGAL DESCRIPTION

63.624 Acres North of Lot 3  
Franklin Tech Park

A part of the Southwest Quarter of Section 17, a part of the Southeast Quarter of Section 18, a part of the Northeast Quarter of Section 19 and a part of the Northwest Quarter of Section 20, all in Township 12 North, Range 5 East of the Second Principal Meridian, Johnson County, Indiana, more particularly described as follows:

COMMENCING at the Northeast corner of the Northeast Quarter of said Section 19; thence South 89 degrees 18 minutes 04 seconds West on and along the North line thereof a distance of 1,277.07 feet to the POINT OF BEGINNING of this described tract of land, said point also being on the Eastern Limited Access right-of-way line of Interstate 65, the next eight (8) courses being on and along said Eastern right-of-way line; (1) thence North 09 degrees 59 minutes 19 seconds West a distance of 29.07 feet; (2) thence North 09 degrees 41 minutes 22 seconds West a distance of 442.64 feet; (3) thence North 00 degrees 01 minute 32 seconds West a distance of 371.43 feet to a point on a curve to the right having a radius of 1,367.39 feet; (4) thence on and along the arc of said curve a distance of 73.93 feet, said arc being subtended by a chord having a bearing of North 10 degrees 45 minutes 04 seconds East and a chord distance of 73.92 feet; (5) thence North 12 degrees 17 minutes 54 seconds East a distance of 160.00 feet to a point on a curve to the left having a radius of 1,019.93 feet; (6) thence on and along the arc of said curve a distance of 237.83 feet, said arc being subtended by a chord having a bearing of North 05 degrees 37 minutes 05 seconds East and a chord distance of 237.29 feet; (7) thence North 01 degrees 03 minutes 45 seconds West a distance of 59.01 feet; (8) thence North 43 degrees 38 minutes 58 seconds East a distance of 68.95 feet to a point on the South right-of-way line of State Road 44, the next three (3) courses being on and along said South right-of-way line; (1) thence North 88 degrees 56 minutes 15 seconds East a distance of 427.05 feet to the point of curvature of a curve to the left having a radius of 21,577.92 feet; (2) thence on and along the arc of said curve a distance of 518.66 feet, said arc being subtended by a chord having a bearing of North 88 degrees 14 minutes 56 seconds East and a chord distance of 518.65 feet to the point of tangency of said curve; (3) thence North 87 degrees 33 minutes 37 seconds East a distance of 258.98 feet to a point on the West right-of-way line of Bartram Parkway as described in a Road Right-of-way and Easement Instrument for Franklin Tech Park, recorded as Instrument #2002038647 in the Office of the Recorder of Johnson County, Indiana, the next eleven (11) courses being on and along said West right-of-way line; (1) thence South 00 degrees 00 minutes 06 seconds West a distance of 264.26 feet; (2) thence South 43 degrees 58 minutes 41

seconds West a distance of 50.37 feet; (3) thence South 87 degrees 57 minutes 16 seconds West a distance of 29.45 feet; (4) thence South 02 degrees 02 minutes 44 seconds East a distance of 50.00 feet; (5) thence North 87 degrees 57 minutes 16 seconds East a distance of 27.66 feet; (6) thence South 46 degrees 01 minute 19 seconds East a distance of 48.61 feet; (7) thence South 00 degrees 00 minutes 06 seconds West a distance of 705.21 feet to the point of curvature of a curve to the left having a radius of 635.00 feet; (8) thence on and along the arc of said curve a distance of 304.30 feet, said arc being subtended by a chord having a bearing of South 13 degrees 43 minutes 37 seconds East and a chord distance of 301.40 feet to the point of tangency of said curve; (9) thence South 27 degrees 27 minutes 20 seconds East a distance of 249.04 feet to the point of curvature of a curve to the right having a radius of 565.00 feet; (10) thence on and along the arc of said curve a distance of 270.76 feet, said arc being subtended by a chord having a bearing of South 13 degrees 43 minutes 37 seconds East and a chord distance of 268.17 feet to the point of tangency of said curve; (11) thence South 00 degrees 00 minutes 06 seconds West a distance of 130.69 feet to the Northeast corner of Lot Number 3 in Franklin Tech Park, per plat thereof, recorded in Plat Cabinet D, Slide 765 A & B; thence South 80 degrees 18 minutes 38 seconds West along the north line of said Lot 3 a distance of 1361.23 feet to the northwest corner of said Lot 3 and the said Eastern right-of-way line of Interstate 65, which is on a non-tangent curve to the right having a radius of 5,599.58 feet, the next three (3) courses being on and along said Eastern right-of-way line; (1) thence on and along the arc of said curve a distance of 5.62 feet, said arc being subtended by a chord having a bearing of North 12 degrees 18 minutes 28 seconds West and a chord distance of 5.61 feet to the point of tangency of said curve; (2) thence North 12 degrees 16 minutes 45 seconds West a distance of 316.00 feet; (3) thence North 09 degrees 59 minutes 19 seconds West a distance of 471.33 to the POINT OF BEGINNING containing 63.624 acres, more or less.

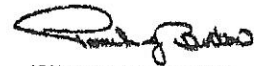
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CITY OF FRANKLIN, INDIANA

RESOLUTION NUMBER 2017-14

**FILED**

NOV 09 2017



JOHNSON CO. AUDITOR

**RESOLUTION SETTING FORTH FINAL ACTION IN DETERMINING AN ECONOMIC  
REVITALIZATION AREA AND CONFIRMING RESOLUTION 2017-13 OF OCTOBER 16<sup>TH</sup>, 2017**

**WHEREAS**, Indiana Code IC 6-1.1-12.1-1 et seq., as amended, allows for the abatement of property taxes for certain property constructed in or located in economic revitalization areas; and

**WHEREAS**, Indiana Code IC 6-1.1-12.1-1 et seq., as amended, empowers the Common Council of the City of Franklin to designate economic revitalization areas; and

**WHEREAS**, Sunbeam Development has applied for certain property to be designated as an economic revitalization area; and

**WHEREAS**, at a regular meeting of the Common Council of the City of Franklin, Indiana held on October 16<sup>th</sup>, 2017, said Common Council reviewed and approved said request and declared certain real estate within the City of Franklin, Indiana commonly known as SW Corner of Bartram Parkway and SR 44, Indiana to be an Economic Revitalization Area pursuant to the specification of Resolution No. 2017-13, adopted and approved that date; and

**WHEREAS**, a copy of the declaratory resolution and description of the affected real estate have been available for public inspection in the office of the City of Franklin Economic Development Commission, located at 70 E. Monroe Street, Franklin, Indiana; and

**WHEREAS**, after the adoption of the preliminary declaratory resolution, notice of the adoption of the resolution was properly published pursuant to IC 6-1.1-12.1-2.5 and appropriate explanatory information was provided to each taxing unit that has authority to levy property taxes in the geographic area described; and

**WHEREAS**, the Council conducted a public hearing on this matter on the 6<sup>th</sup> day of November, 2017 at 6:00 p.m. in the City Hall Council Chambers, 70 E. Monroe Street, Franklin, Indiana. No remonstrance, written or oral, has been filed with regard to Resolution No. 2017-13 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

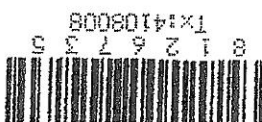
**NOW, THEREFORE BE IT RESOLVED**, by the Common Council of the City of Franklin, Indiana, that the above described real estate is designated as an economic revitalization area as set forth in IC 6-1.1-12.1-1 et seq.

**BE IT ALSO RESOLVED** that the designation of the subject property as an economic revitalization area will assist in the inducement of projects to locate in the economic revitalization area which will provide employment opportunities to the residents of Johnson County, Indiana.

**BE IT ALSO RESOLVED** that the designation of said real estate as an economic revitalization area shall not be limited to a specific time period and shall continue indefinitely. The Council reserves the right to terminate this designation by subsequent resolution, if necessary.

**BE IT ALSO RESOLVED** that 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 Sunbeam Development

**Sales Disclosure NOT Required  
Johnson County Assessor**





eligible to file for tax abatement as to the real property contemplated by the tax abatement request reviewed and approved by Resolution 2017-15 and ratified and affirmed by this Resolution.

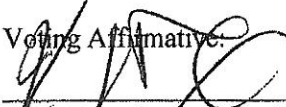
**BE IT FINALLY RESOLVED** that any part, parts, clause, or portion of this resolution shall not be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity or constitutionality of this resolution as whole or any part, clause, or portion of this resolution.


Introduced and Filed on the 16th day of October, 2017.

DULY PASSED on this 6 day of November, 2017, by the Common Council of the City of Franklin, Johnson County, Indiana, having been passed by a vote of 6 in Favor and 0 Opposed.


City of Franklin, Indiana, By its Common Council:

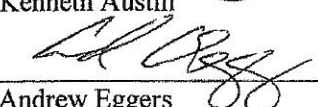
Voting Affirmative:

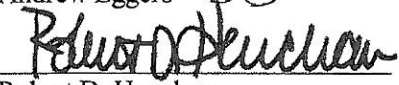
  
Keith Fox, Council President

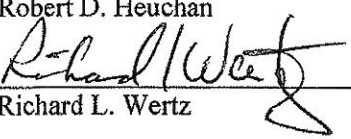
  
Joseph P. Abban

Absent  
Joseph R. Ault

  
Kenneth Austin

  
Andrew Eggers

  
Robert D. Heuchan

  
Richard L. Wertz

Voting Opposed:

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Keith Fox, Council President

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Kenneth Austin

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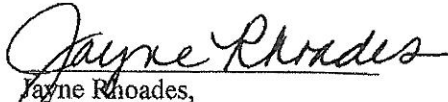
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Robert D. Heuchan

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Richard L. Wertz

Attest:

  
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 6th day of November, 2017 at 6:20 o'clock a.m./p.m.

  
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 6th day of November, 2017 at 6:20 o'clock a.m./p.m.

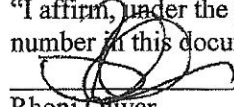
  
Steve Barnett  
Mayor

Attest:

  
Jayne Rhoades,  
City Clerk-Treasurer

Prepared by: Rhoni Oliver, Community Development Specialist

"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."

  
Rhoni Oliver  
Community Development Specialist