

RESOLUTION NUMBER 2023-09

APPROPRIATION RESOLUTION OF THE CITY OF FRANKLIN REDEVELOPMENT COMMISSION

Payment of Expenditures

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”); has previously established U.S. 31 Economic Development Area (the “Area”), as amended; has designated within the Area certain allocation areas (the “Allocation Areas”) for purposes of capturing tax increment; has created an allocation fund or funds (the “Allocation Fund”) for the Area into which the tax increment is deposited; and has approved the U.S. 31 Economic Development Area Plan (the “Plan”), as amended; and

WHEREAS, IC 36-7-14-39(b)(3)(J) authorizes the Commission to pay expenses incurred by the same for local public improvements that are in the allocation area or serving the allocation area;

WHEREAS, the City of Franklin, by and through the City of Franklin Board of Public Works and Safety, (“City”) approved the following agreements with CrossRoad Engineers, PC (“CrossRoad”)

- LPA – Consulting Contract dated October 2, 2018;
- Supplemental Agreement No. 1 dated November 4, 2019;
- Supplemental Agreement No. 2 dated April 18, 2022;

(collectively referred to as the “Contract”)

WHEREAS, the City and the Commission entered into a Delegation of Payment agreement regarding the Contract and other matters;

WHEREAS, per the Contract, CrossRoad has submitted the following invoices to the City of Franklin:

- Invoice 221272 dated August 1, 2022 in the amount of Forty-Seven Thousand One Hundred Seventy-One Dollars (\$47,171.00);
- Invoice 221461 dated September 1, 2022 in the amount of Ninety-Seven Thousand One Hundred Thirty-Three Dollars and Six Cents (\$97,133.06).
- Invoice 221521 dated October 4, 2022 in the amount of Forty-Nine Thousand Seven Hundred Dollars and Thirty-Nine Cents (\$49,700.39).
- Invoice 221845 dated November 2, 2022 in the amount of Thirty-One Thousand Two Hundred Forty-Two Dollars and Zero Cents (\$31,242.00).

(collectively referred to as “Invoices”)

WHEREAS, in addition to the Invoices, CrossRoad is still owed per the Contract, Two Hundred Thirty-One Thousand Seven Hundred Fifty-Three Dollars and Sixty-Six Cents (\$231,753.66) (“Fees”)

WHEREAS, the total amount remaining to be paid of the Invoices and Fees is in the amount of Two Hundred Sixty Thousand Eight Hundred Seventy-Nine Dollars and Sixteen Cents (\$260,879.16) (“Payment”)

WHEREAS, the areas that are affected by the Contract are all either physically located in or physically connected to the Allocation Areas;

WHEREAS, notice of a hearing on said appropriation (in the amount of the Payment) has been duly given by publication and posting as required by law, and the hearing on said appropriation has been held, at which all taxpayers had an opportunity to appear and express their views as to such appropriation.

NOW, THEREFORE, BE IT RESOLVED by the City of Franklin Redevelopment Commission, that:

1. Additional Appropriation. There is hereby appropriated for the purpose of reimbursing the City of Franklin expenses, pursuant to IC 36-7-14-39(b)(3)(J), pay expenses incurred by the same for local public improvements that are in the allocation area or serving the allocation area a sum not to exceed Two Hundred Sixty Thousand Eight Hundred Seventy-Nine Dollars and Sixteen Cents (\$260,879.16), of tax increment revenues collected from the T.I.F. Areas within the Economic Development Area. Such appropriation shall be in addition to all appropriations provided for in the existing budget and shall continue in effect until the completion of the described purposes.

2. Miscellaneous. The Clerk-Treasurer is directed to submit documentation to the Commission requesting reimbursement of such expenses. The President of the Commission, the Secretary of the Commission, the Clerk-Treasurer of the City and any other appropriate officers of the Commission and the City are hereby authorized to take all such actions and execute all such instruments as are necessary or desirable to effectuate this Resolution, including the filing of a report of this appropriation with the Indiana Department of Local Government Finance.

3. Effective Date. This resolution shall be in full force and effect from and after its adoption.

DULY ADOPTED on this 14th day of February, 2023, by the Redevelopment Commission of the City of Franklin, Johnson County, Indiana.

Josh Prine

Paul Buening

Brian J. Deppe

Anne McGuinness

Richard Wertz

Attest:

Jayne W. Rhoades,
Clerk-Treasurer of the City of Franklin, Indiana