

1997

1997 ORDINANCES & RESOLUTIONS

ORDINANCE NUMBER	DATE PASSED	DESCRIPTION
97-662	1/13/1997	AMENDMENT OF ORD # 96-656
97-663	1/13/1997	TRANSFER OF APPROPRIATIONS
97-664	2/10/1997	AMENDING SEWER TAPS
97-665	4/14/1997	REMOVAL OF WATER PLANT FROM THE IIURC
97-666	4/14/1997	SALARY ORDINANCE
97-668	6/10/1997	TRANSFER OF APPROPRIATIONS
97-669	6/23/1997	ZONING CHANGE - HARDY DEVELOPMENT
97-670	6/23/1997	SALARY ORDINANCE
97-671	7/14/1997	RESCINTION OF ORD# 97-665
97-672	7/14/1997	WEIGHT LIMITS ON STREETS
97-673	7/20/1997	AMENDMENT OF ORD # 97-672 STREET WEIGHT LIMITS
97-674	8/11/1997	AMENDMENT TO CHANGE SPEED LIMITS
97-677	9/22/1997	TRANSFER OF APPROPRIATIONS
97-678	10/27/97	ZONING CHANGE FOR ROBERT MOHLENKAMP PROPERTY
97-679	10/27/1997	TRANSFER OF APPROPRIATIONS
97-680	10/27/1997	TRANSFER OF APPROPRIATIONS
97-681	N/D	TRANSFER OF APPROPRIATIONS
97-684	12/8/1997	TRANSFER OF APPROPRIATIONS
97-685	12/22/1997	ZONING CHANGE FOR WILLIAM AND JAMES O NEAL PROP
97-686	N/D	TRANSFER OF APPROPRIATIONS

RESOLUTION NUMBER	DATE PASSED	DESCRIPTION
1997-41	4/14/1997	MUNICIPAL GOVT WEEK PARTICIPATION
1997-43	4/8/1997	REDUCTION IN 1997 CURRENT BUDGET
1997-44	11/10/1997	TAX ABATEMENT
1997-44	11/10/1997	TAX ABATEMENT AND REUTILIZATION

ORDINANCE NO. 97-662

ORDINANCE AMENDING ORDINANCE NO. 96-656

WHEREAS, the Town Council for the Town of Sellersburg, did on the 9th day of December, 1996, pass Ordinance No. 96-656, thereby approving various transfer of appropriations of the Town of Sellersburg Police Department; and

WHEREAS, the Town Council for the Town of Sellersburg has been advised by the Clerk-Treasurer that Paragraph 1 of said Ordinance involved an improper transfer of appropriations; and

WHEREAS, the Town Council for the Town of Sellersburg desires to amend said Ordinance to delete Paragraph 1 as advised by the Town of Sellersburg Clerk-Treasurer; and

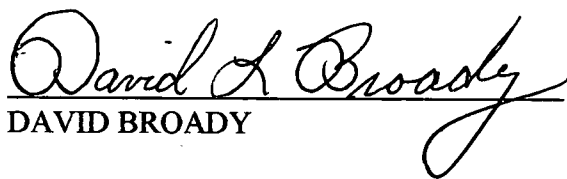
WHEREAS, this matter was considered at an open meeting in which the public were invited to attend and participated; and

WHEREAS, the Town Council has determined that said Amended Ordinance is necessary for the efficient and effective administration of Town Government;

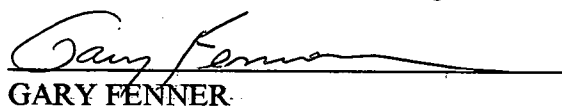
BE IT THEREFORE ORDAINED AS FOLLOWS:

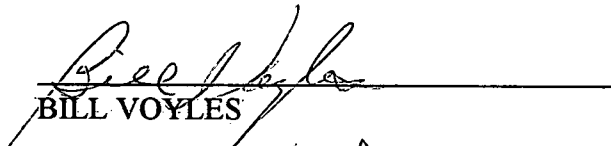
That Ordinance No. 96-656 shall be and hereby is amended so as Paragraph 1 of said Ordinance is hereby deleted and the appropriation requested contained in said paragraph voided.

SO ORDAINED this 13 day of January, 1997.



DAVID BROADY


KEN ALEXANDER


GARY FENNER


BILL VOYLES


AULTON D. EDDINGS

ATTEST: 
LINDA SCHAFFER,
CLERK-TREASURER

ORDINANCE 97-663

AN ORDINANCE PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE TOWN OF SELLERSBURG, INDIANA, FOR THE YEAR 1996, AS REQUESTED BY THE CLERK TREASURER AND FORWARDED TO THE TOWN COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC6-1.1-18-6.

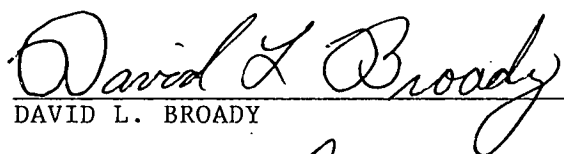
WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget for the year of 1996 and it is now necessary to transfer appropriations into different categories than was appropriated in the annual budget for the various functions of the Clerk Treasurers Dept. and the Street & Sanitation Depts. to meet the emergency.

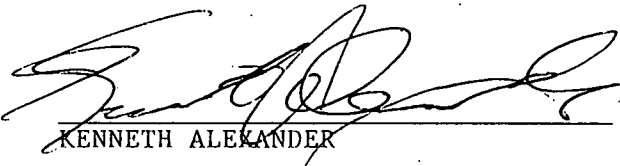
SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, INDIANA, that for the expenses of the Town Government, the following appropriations are hereby transferred unless otherwise stipulated by law.

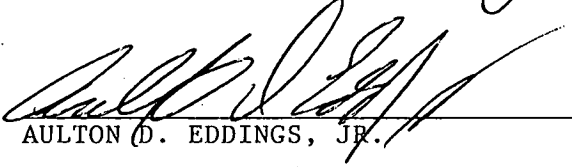
SECTION 2. Where it has been shown that certain existing appropriations have unobligated balance which will be available for transferring as follows:

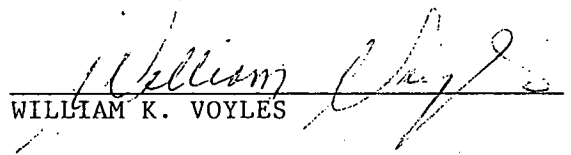
Acct. #, NAME, & AMOUNT		TO ACCT. #, NAME & AMOUNT
<u>GENERAL</u>		<u>GENERAL</u>
<u>CLERK TREASURER</u>		<u>CLERK TREASURER</u>
CT-112 CHIEF DEPUTY SAL.	300.02	CT-351 ELECTRIC 300.02
CT-113 TOWN HALL CLERK	220.10	CT-351 ELECTRIC 200.10
<u>STREET & SANITATION</u>		<u>STREET & SANITATION</u>
SS-115 STREET SALARY	2973.84	SS-124 GROUP INSURANCE 2973.84

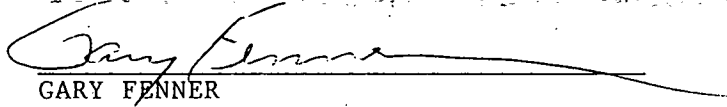
SO ORDAINED THIS 13th DAY OF Jan, 1997. RETROACTIVE BACK TO DECEMBER 31, 1996.


DAVID L. BROADY


KENNETH ALEXANDER


AULTON D. EDDINGS, JR.


WILLIAM K. VOYLES


GARY FENNER

ATTEST: Linda G. Schafer
LINDA G. SCHAFER
CLERK TREASURER

ORDINANCE NO. 97-664

AN ORDINANCE AMENDING SEWER TAP FEES

WHEREAS, the Town of Sellersburg has heretofore established a schedule of sewer tap fees; and

WHEREAS, the Town of Sellersburg maintains a capital improvement account in its sewer fund to provide for major repair and replacement of the wastewater treatment facility and collection system; and

WHEREAS, sewer tap fees are the primary source of the capital improvement funds; and

WHEREAS, it appears that the existing tap fees are inadequate to provide the necessary capital for future repair and replacement of the wastewater treatment facility and collection system; and

WHEREAS, the Town Council for the Town of Sellersburg believes that it is in the best interest of the citizens to fairly spread the cost of capital repairs and replacement of the wastewater treatment facility and collection system among those whose use taxes the wastewater treatment facility and collection system capacity; and

NOW THEREFORE, BE IT HEREBY ORDAINED that the existing provisions of Sewer Tap Fees of the Sellersburg Municipal Code are hereby repealed and replaced by the following provisions:

SEWER TAP FEES

(A) Except as outlined in subsection 1) below, a tap charge of one thousand dollars (\$1,000.00) shall be levied against each residential (single family) lot, parcel of real estate, or building within the Town's corporate boundaries that hereafter connects with the Town's sewer system. A tap charge of one thousand five-hundred dollars (\$1,500.00) shall be levied against each residential (single family) lot, parcel of real estate, or building outside the Town's corporate boundaries that hereafter connects with the Town's sewer system.

1) A lot which was previously connected to the sewer system shall not be required to pay a tap charge to reconnect if the reconnection is completed within six (6) months of disconnection. After six (6) months, a tap charge of five hundred twenty-five dollars (\$525.00) shall be levied for reconnection.

ORDINANCE NO. 97- 665

AN ORDINANCE OF THE SELLERSBURG TOWN COUNCIL TO OPT-OUT AND REMOVE ITS WATER UTILITY FROM THE JURISDICTION OF THE INDIANA UTILITY REGULATORY COMMISSION PURSUANT TO INDIANA CODE 8-1.5-3-9.1.

WHEREAS, the Town of Sellersburg is the owner and operator of a water utility; and

WHEREAS, the Town of Sellersburg's water utility is currently under the jurisdiction of the Indiana Utility Regulatory Commission; and

WHEREAS, Indiana Code 8-1.5-3-9.1 authorizes and provides that a utility owned by a town may be removed from the jurisdiction of the Indiana Utility Regulatory Commission for the approval of rates and charges and of the issuance of stocks, bonds, notes, or other evidence of indebtedness, if the municipal legislative body adopts an ordinance removing the Utility from Commission jurisdiction; and

WHEREAS, the Sellersburg Town Council pursuant to Indiana Code 8-1.5-3-9.1 desires to opt-out and remove its water utility from the jurisdiction of the Indiana Utility Regulatory Commission; and

WHEREAS, the Sellersburg Town Council has determined it is in the best interest of the Town of Sellersburg to opt-out and remove its water utility from the jurisdiction of the Indiana Utility Regulatory Commission; and

WHEREAS, the herein ordinance is necessary for the effective and efficient administration of Town Government; and

WHEREAS, the herein ordinance was considered at an open meeting to which public were invited to attend and participate; and

BE IT THEREFORE ORDAINED by the Sellersburg Town Council as follows:

1. Pursuant to the provisions of Indiana Code 8-1.5-3-9.1 that the Town of Sellersburg Water Utility shall be and hereby is withdrawn and removed from the jurisdiction of the Indiana Utility Regulatory Commission;
2. That the herein ordinance shall become effective sixty (60) days after adoption by the Sellersburg Town Council;
3. That the Sellersburg Town Council shall mail written notice of its withdrawal from the jurisdiction of the Indiana Utility Regulatory Commission to the Indiana Utility Regulatory Commission within thirty (30) days after the herein ordinance becomes effective.

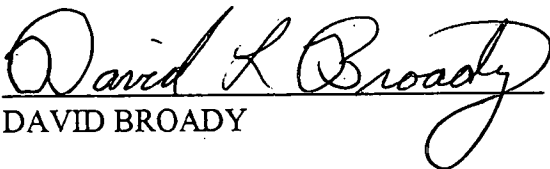
WHEREAS, the herein ordinance is necessary for the effective and efficient administration of Town Government; and

WHEREAS, the herein ordinance was considered at an open meeting to which public were invited to attend and participate; and

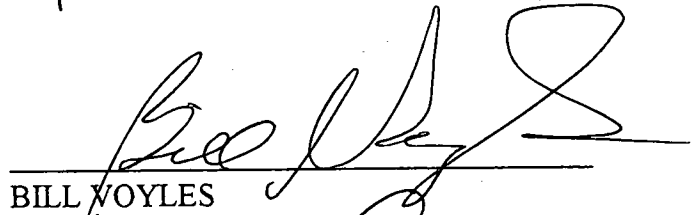
BE IT THEREFORE ORDAINED by the Sellersburg Town Council as follows:

1. Pursuant to the provisions of Indiana Code 8-1.5-3-9.1 that the Town of Sellersburg Water Utility shall be and hereby is withdrawn and removed from the jurisdiction of the Indiana Utility Regulatory Commission;
2. That the herein ordinance shall become effective sixty (60) days after adoption by the Sellersburg Town Council;
3. That the Sellersburg Town Council shall mail written notice of its withdrawal from the jurisdiction of the Indiana Utility Regulatory Commission to the Indiana Utility Regulatory Commission within thirty (30) days after the herein ordinance becomes effective.

SO ORDAINED THIS 14th DAY OF April, 1997.

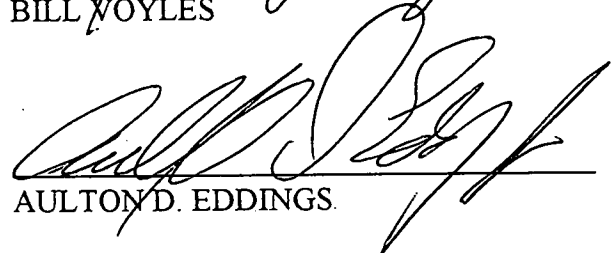


DAVID BROADY




BILL VOYLES

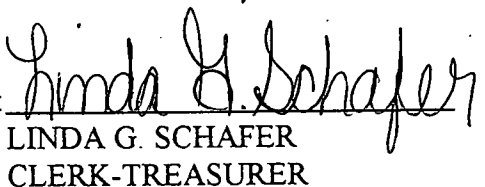
KEN ALEXANDER



AULTON D. EDDINGS



GARY FENNER

ATTEST: 

LINDA G. SCHAFER
CLERK-TREASURER

AN ORDINANCE AMENDING ORDINANCE NO. 96-647 CONCERNING
1997 SALARY, HOLIDAY AND LONGEVITY PAY

WHEREAS, the Town Council for the Town of Sellersburg, Indiana, did on the 24th, day of June 1996, passed Ordinance No.96-647, establishing the 1997 Salary, Holiday and Longevity pay for the employees of the Town of Sellersburg, Indiana; and

WHEREAS, the Town Council for the Town of Sellersburg, Indiana, has been informed of the need for changes that need to be made in the calculations of the pay rate for the following employees of the Town of Sellersburg, Chief Deputy Clerk, Town Hall Clerk, Part-Time Deputy Clerk; and

WHEREAS, The Town Council for the Town of Sellersburg, Indiana, now wishes to make said changes in the Calculations of said employees rate of pay; and

WHEREAS, the Town Council for the Town of Sellersburg, Indiana, believes that said changes is in the best interest for the effective administration of Town government.

THEREFORE, BE IT ORDAINED AND ORDERED, by the Town Council for the Town of Sellersburg, Indiana, that Ordinance No. 96-647 concerning 1997 Salary, Holiday and Longevity pay shall be and hereby is amended to reflect the following changes:

GENERAL FUND

CHIEF DEPUTY CLERK

The Chief Deputy Clerks pay be reduced from 387.36 per week or 9.68 per hour to 360.00 per week or 9.00 per hour retroactive back to 03/03/97.

TOWN HALL CLERK

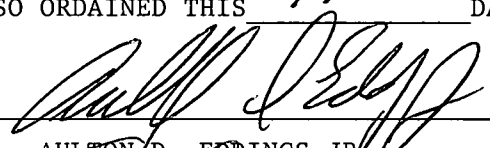
The Town Hall Clerks pay be increased from 292.40 per week or 7.31 per hour to 320.00 per week or 8.00 per hour retroactive back to 03/03/97.

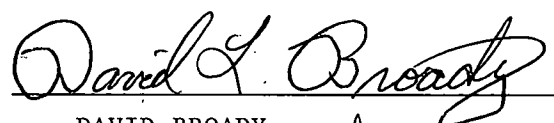
SEWER DEPT.

PART-TIME DEPUTY CLERK

The part-time deputy clerks pay be reduced from 230.72 per week or 7.21 per hour to 208.00 per week or 6.50 per hour not to exceed 32 hours per week.

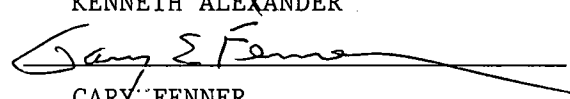
SO ORDAINED THIS 14th DAY OF April 1997.


AULTON D. EDDINGS JR.


DAVID BROADY


KENNETH ALEXANDER


WILLIAM VOYLES


GARY FENNER

ATTEST: _____

LINDA G. SCHAFER
CLERK TREASURER

(B) The owner of any residential lot, parcel of real estate, or building, other than those parcels within the boundaries of a subdivision which: 1) Has been approved by either the Sellersburg Building Commissioner and Plan Commission, and 2) Meets all the Town's or County's qualifications for a subdivision, may make written application to the Town Council for the privilege of paying the total tap fee in ten equal annual payments plus interest. In the event that such deferred payment plan is accepted by the Town Council, the first annual payment shall accompany the application along with the appropriate inspection fee. The remaining principle shall accrue interest, at the statutory judgment rate, on the outstanding balance until payment in full of all ten annual installments. Subdivision tap-ins shall not be eligible for this deferred payment plan.

(C) Tap fees for duplex multi-family units within the Town's corporate boundaries shall be one thousand five-hundred dollars (\$1,500.00). Tap fees for duplex multi-family units outside the Town's corporate boundaries shall be two thousand two hundred fifty dollars (\$2,250.00). Multi-family units larger than a duplex shall incur an additional tap fee of one hundred dollars (\$100.00) per unit up to ten (10) units. After ten (10) units, each additional unit shall be fifty dollars (\$50.00).

(D) Tap fees for commercial use within the Town's corporate boundaries shall be one thousand two-hundred dollars (\$1,200.00) for each unit of three hundred (300) gallons of daily flow. Tap fees for commercial use outside the Town's corporate boundaries shall be one thousand eight-hundred dollars (\$1,800.00) for each unit of three hundred (300) gallons of daily flow. One year after the initial commercial sewer connection, the Town Sewer Department shall calculate the actual average daily flow from the commercial user and shall adjust the tap fee accordingly. Any additional tap fee, or any refund, shall be due and payable within thirty (30) days after said calculation is completed.

(E) The Town Council shall determine the tap fees for industrial uses on a case by case basis after considering the location of the facility, the quantity of flow and its quality. The Board shall make written findings outlining the factors considered in each industrial tap fee decision.

(F) Tap fees may not be paid more than six (6) months in advance of connection to the sewer system.

(G) Inspection fees shall be paid in addition to tap fees.


This Ordinance shall be in full force and effect from and after its passage and approval.

Passed this 9th day of June, 1997.

DAVID BROADY



KEN ALEXANDER



GARY FENNER



BILL VOYLES



AULTON D. EDDINGS

ATTEST: 

LINDA SCHAFFER,
CLERK-TREASURER

ORDINANCE 97-668

AN ORDINANCE PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE TOWN OF SELLERSBURG, INDIANA, FOR THE YEAR 1997, AS REQUESTED BY THE CLERK TREASURER AND FORWARDED TO THE TOWN COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC6-1.1-18-6.



WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget for the year of 1997 and it is now necessary to transfer appropriations into different categories that was appropriated in the annual budget for the various functions of the Town Council to meet the emergency.

SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, INDIANA, that for the expenses of the Town Government, the following appropriations are hereby transferred unless otherwise stipulated by law.

SECTION 2. Where it has been shown that certain existing appropriations have unobligated balances which will be available for transferring as follows:

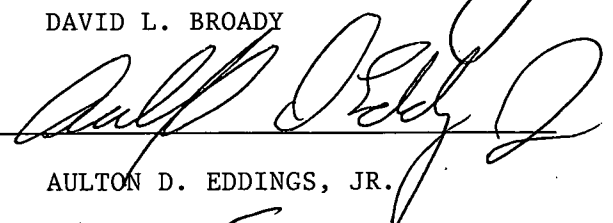
Acct. #, NAME, & AMOUNT	TO ACCT. #, NAME & AMOUNT
<u>GENERAL</u>	<u>GENERAL</u>
<u>TOWN COUNCIL</u>	<u>TOWN COUNCIL</u>
TC-341 INS. OTHER THAN GROUP 5000.00	TC-314 PROMOTION 5000.00

SO ORDAINED THIS 10 DAY OF June 1997.

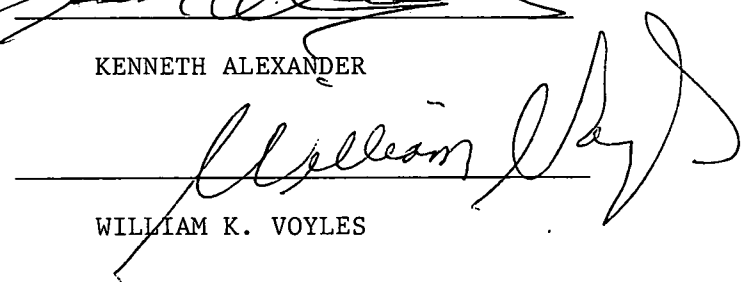



DAVID L. BROADY

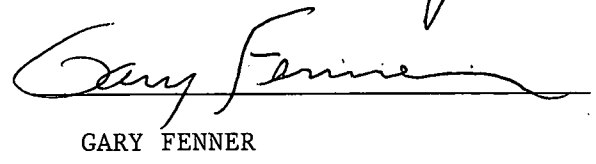
KENNETH ALEXANDER



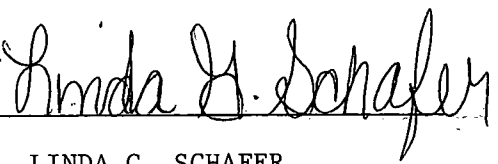
AULTON D. EDDINGS, JR.



WILLIAM K. VOYLES



GARY FENNER

ATTEST: 

LINDA G. SCHAFER
SELLERSBURG CLERK TREASURER

AN ORDINANCE AUTHORIZING ZONING CHANGE WITHIN THE
TOWN OF SELLERSBURG, INDIANA

WHEREAS, the Town of Sellersburg Plan Commission has received a Petition requesting a change of zoning for a certain parcel of real property commonly known as the Hardy Development property located within the Town of Sellersburg, Indiana, which is more accurately identified and described by Exhibit A, attached hereto, and incorporated by reference herein; and,

WHEREAS, the Town of Sellersburg Plan Commission has reviewed the Petition requesting a change of zoning; and,

WHEREAS, the Town of Sellersburg Plan Commission determined that the Petition requesting a change of zoning complied with the requirements of Section 3.4.4 of the Zoning Ordinances of the Town of Sellersburg; and,

WHEREAS, the Town of Sellersburg Plan Commission has approved zoning change and recommended to the Sellersburg Town Council that said Petition for zoning change be approved; and,

WHEREAS, the Sellersburg Town Council has applied the standards and requirements as set out in Section 3.4.4(5) and has determined the requests for zoning change meets these standards and requirements; and,

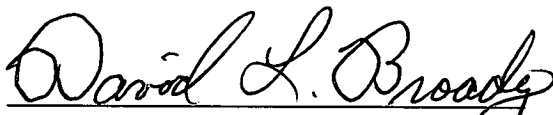
WHEREAS, the Sellersburg Town Council has determined that the herein Ordinance will provide for the effective administration of Town Government; and,

WHEREAS, this matter was considered at a public meeting at which the pubic were invited to attend and participate.

IT IS, THEREFORE, NOW ORDAINED BY THE SELLERSBURG TOWN COUNCIL AS FOLLOWS:

THAT A CERTAIN PARCEL OF REAL PROPERTY COMMONLY KNOWN AS THE HARDY DEVELOPMENT PROPERTY AND WHICH IS MORE PARTICULARLY DESCRIBED AND IDENTIFIED BY EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN SHALL NOW BE REZONED AND THE CURRENT ZONING OF AGRICULTURAL OF THE DESCRIBED AREA SHALL BE CHANGED TO B-3 ZONING.


DATED: JUNE 23, 1997.



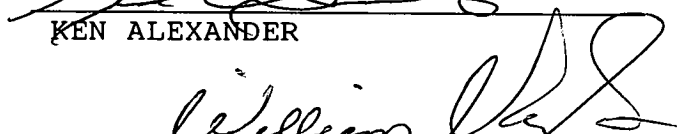
DAVID BROADY



KEN ALEXANDER



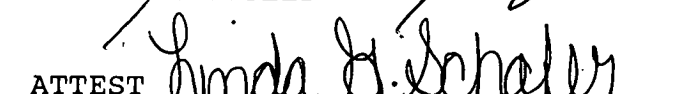
AULTON B. EDDINGS



WILLIAM VOYLES



GARY FENNER

ATTEST 

LINDA SCHAFFER
CLERK-TREASURER

ORDINANCE 97-670

1998 SALARY, HOLIDAY AND LONGEVITY PAY

WHEREAS, the Town of Sellersburg desires to pass the herein Ordinance in order to establish and clarify the salary, holiday and longevity pay of employees of the town; and

WHERE, said Ordinance is necessary for the efficient administration of the Town.

NOW, THEREFORE, BE IT ORDAINED, this _____ day of _____ 1996, by the Town Council of the Town of Sellersburg, that;

The following annual/weekly/hourly wage, holiday and longevity pay, as indicated, shall be paid to the following employees, from the funds as indicated, effective January 1, 1998:

GENERAL FUND

TOWN COUNCIL MEMBER(PRESIDENT)	6066.24 PER YEAR	
TOWN COUNCIL MEMBER	4866.24 PER YEAR	
TOWN COUNCIL MEMBER	4866.24 PER YEAR	
TOWN COUNCIL MEMBER	4866.24 PER YEAR	
TOWN COUNCIL MEMBER	4866.24 PER YEAR	
TOWN ATTORNEY	28000.00 PER YEAR	
CLERK TREASURER	26774.80 PER YEAR	
TOWN MANAGER	30000.36 PER YEAR	
CHIEF DEPUTY CLERK	372.80 PER WEEK	9.32 PER HOUR
TOWN HALL CLERK	331.20 PER WEEK	8.28 PER HOUR
POLICE COMMISSIONER	500.00 PER YEAR	
POLICE COMMISSIONER	500.00 PER YEAR	
POLICE COMMISSIONER	500.00 PER YEAR	
POLICE COMMISSIONER	500.00 PER YEAR	
POLICE COMMISSIONER	500.00 PER YEAR	
PARKS BOARD MEMBER	300.00 PER YEAR	
PARKS BOARD MEMBER	300.00 PER YEAR	
PARKS BOARD MEMBER	300.00 PER YEAR	
PARKS BOARD MEMBER	300.00 PER YEAR	
PARKS BOARD MEMBER	300.00 PER YEAR	
PLANNING COMMISSION MEMBER	300.00 PER YEAR	
PLANNING COMMISSION MEMBER	300.00 PER YEAR	
PLANNING COMMISSION MEMBER	300.00 PER YEAR	
PLANNING COMMISSION MEMBER	300.00 PER YEAR	
PLANNING COMMISSION MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS MEMBER	300.00 PER YEAR	
ZONING APPEALS SECRETARY	300.00 PER YEAR	

STREET AND SANITATION DEPT.

SUPERINTENDENT	619.92 PER WEEK	
TRUCK DRIVER	405.20 PER WEEK	10.13 PER HOUR
LABORER/CREW LEADER	342.40 PER WEEK	10.13 PER HOUR
LABORER	342.40 PER WEEK	8.56 PER HOUR
LABORER	342.40 PER WEEK	8.56 PER HOUR
LABORER	342.40 PER WEEK	8.56 PER HOUR
LABORER	364.00 PER WEEK	9.10 PER HOUR
LABORER	342.40 PER WEEK	8.56 PER HOUR

SEWER DEPT.

PART-TIME DEPUTY CLERK	215.36 PER WEEK	6.73 PER HOUR
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POLICE DEPARTMENT

DISPATCHER	8.80	PER HOUR
DISPATCHER	8.56	PER HOUR
DISPATCHER	8.56	PER HOUR
DISPATCHER	8.56	PER HOUR
DISPATCHER	8.28	PER HOUR
PART-TIME DISPATCHER	7.25	PER HOUR

Holiday pay for Dispatchers will be determined on 3 persons for 9 holidays which will be 27 days X 8 hours which equals 216 hours.

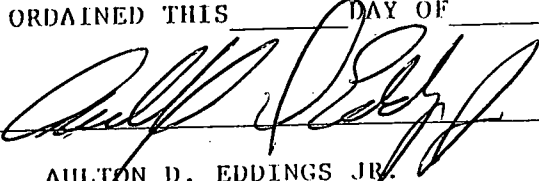
CHIEF OF POLICE SALARY	37685.44 PER YEAR (18.118) PER HOUR
CHIEF OF POLICE INSURANCE	1617.24 PER YEAR 134.99 PER MONTH
CHIEF OF POLICE HOLIDAY	1304.50 PER YEAR
CHIEF OF POLICE LONGEVITY	1062.88 PER YEAR
CHIEF OF POLICE PERF	6138.12 PER YEAR 1534.53 PER QUARTER

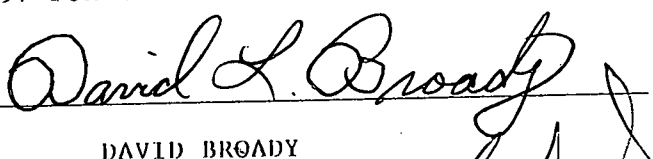
	<u>SALARY</u>	<u>HOLIDAY</u>	<u>LONGEVITY</u>
ASSISTANT CHIEF	637.44 (15.936)	1147.39	1328.60
CAPTAIN (TBA)	556.92 (13.923)	1002.46	-0-
SERGEANT	549.48 (13.737)	989.06	2657.20
SERGEANT	549.48 (13.737)	989.06	2657.20
SERGEANT	549.48 (13.737)	989.06	1594.32
PATROLMAN	512.60 (12.815)	922.68	1727.18
PATROLMAN	511.00 (12.775)	919.80	664.30
PATROLMAN	511.00 (12.775)	919.80	531.44
PATROLMAN	511.00 (12.775)	919.80	398.58
PATROLMAN	511.00 (12.775)	919.80	265.72
PATROLMAN	511.00 (12.775)	919.80	265.72
NEW PATROLMAN (TBA)	472.12 (11.803)	849.82	-0-

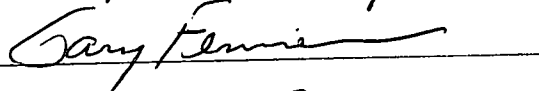
*Patrolman hired in 1997 will receive an increase in pay on their one year anniversary date to equal a 1st class Patrolman's pay, Holiday pay will also be adjusted to equal that of a 1st class Patrolman.

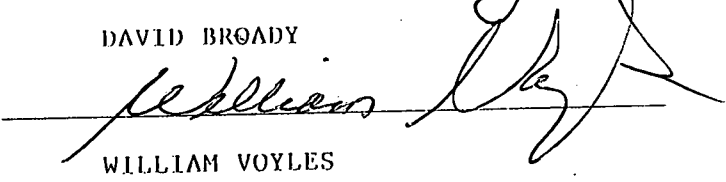
The Salary Ordinance is subject to change due to section 03.2- vacations in the policies and procedures manual adopted by the Sellersburg Town Council 05/11/92.

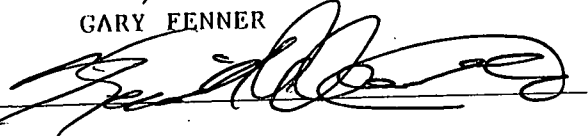
SO ORDAINED THIS _____ DAY OF _____, 1997 FOR THE COMING YEAR OF 1998.

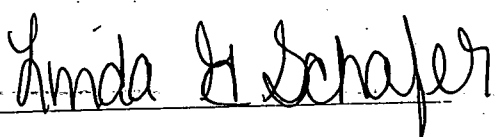

 AULTON D. EDDINGS JR.


 DAVID BROADY


 GARY FENNER


 WILLIAM VOYLES


 KENNETH ALEXANDER

ATTEST: 
 LINDA G. SCHAFER
 CLERK TREASURER

ORDINANCE NO. 97-671

**AN ORDINANCE OF THE SELLERSBURG TOWN COUNCIL RESCINDING
ORDINANCE NO. 97-665 AUTHORIZING OPT-OUT AND REMOVAL OF ITS
WATER UTILITY FROM THE JURISDICTION OF THE INDIANA UTILITY
REGULATORY COMMISSION.**

WHEREAS, the Town of Sellersburg Town Council did on the ____ day of _____, 1997, pass Ordinance No. 97-665 by which the Town Council elected to opt-out and remove its water utility from the jurisdiction of the Indiana Utility Regulatory Commission; and

WHEREAS, the Town Council for the Town of Sellersburg has determined they no longer to desire at this time to pursue opt-out and removal of its water utility from the jurisdiction of the Indiana Utility Regulatory Commission; and

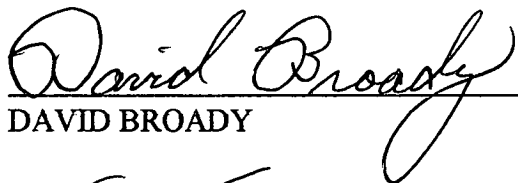
WHEREAS, the Town Council for the Town of Sellersburg has determined that rescinding Ordinance No. 97-665 to opt-out and remove its water utility from the jurisdiction of the Indiana Utility Regulatory Commission has met with public criticism and a petition challenging the Town of Sellersburg's decision to opt-out and remove its utility from the jurisdiction of the Indiana Utility Regulatory Commission and therefore would not be in the best interest of Town Government at this time to proceed with the opt-out procedure; and


WHEREAS, the Town Council for the Town of Sellersburg has considered this matter at an open meeting at which the public were invited to attend and participate; and

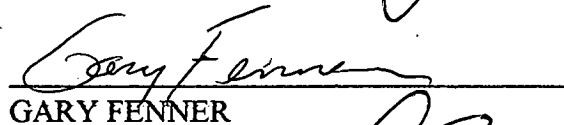
BE IT THEREFORE ORDAINED by the Sellersburg Town Council for the Town of Sellersburg as follows:

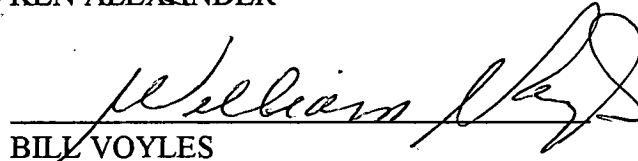
1. Ordinance No. 97-665 is hereby rescinded.
2. The Town of Sellersburg Clerk-Treasurer is hereby directed to mail written notice and a copy of the herein Ordinance rescinding Ordinance No. 97-665 to the Indiana Utility Regulatory Commission;
3. The Clerk-Treasurer for the Town of Sellersburg is hereby directed to notify and mail to the Clerk of Clark County a copy of the herein Ordinance rescinding Ordinance No. 97-665, so that said Clerk of Clark County may take all actions necessary and appropriate to remove the referendum from the ballot of the upcoming election;
4. That the effective date of this ordinance shall be upon its execution.

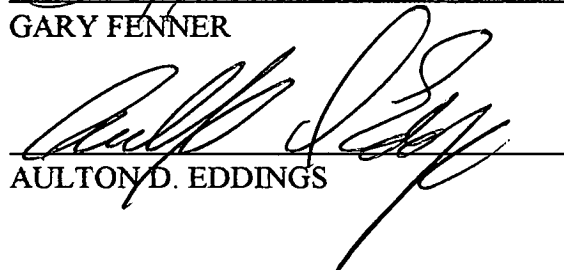
SO ORDAINED this _____ day of _____, 199__.


DAVID BROADY


KEN ALEXANDER


GARY FENNER


BILL VOYLES


AULTON D. EDDINGS

ATTEST: _____
LINDA SCHAFER
CLERK-TREASURER

ORDINANCE NO. 97-672

**ORDINANCE AMENDING SECTION 8 ARTICLE 4
OF THE SELLERSBURG TOWN CODE FOR EXEMPTION
TO WEIGHT LIMITATION ON STREETS OF SELLERSBURG**

WHEREAS, the Town Council for the Town of Sellersburg has determined there is a need to provide an exemption for weight limits on streets or roadways in the Town of Sellersburg for those individuals who own or operate a heavy truck on a Town street because the driver owns or maintains a residence on said street or roadway; and

WHEREAS, the Town Council has determined undue hardship will result if there is not an exemption to the weight limit allowing those individuals who own or operate trucks which exceed the limit to operate their truck on the street where they own or maintain a residence for the limited purpose of traveling to and their residence; and

WHEREAS, the Town Council has determined the owner or operator of a heavy truck shall be exempt from the weight limit on the street on which the owner or operator lives or maintains a residence and shall be authorized to park the heavy truck on said street or roadway; and

WHEREAS, the Town Council has determined a resident of the Town of Sellersburg who owns and operates a heavy truck which exceeds the weight limit as previously designated by Town ordinance, shall be exempt from weight limit and authorized to operate his vehicle on a Town street or roadway where the driver owns or maintains a residence;

WHEREAS, a heavy truck owner or operator shall be exempt from the weight limit restriction for the limited purpose of traveling to and from owners residence; and

WHEREAS, the Town Council has determined no heavy truck which is exempt under this section shall be left on the Town street while idling or running; and

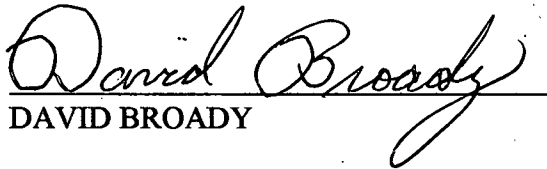
WHEREAS, the Town Council for the Town of Sellersburg has determined a heavy truck exempt under this section may only be left on a Town street or roadway as indicated above for a period not to exceed one week; and

WHEREAS, the Town Council has determined a heavy truck exempt under this section and which is left on a Town street or roadway shall be no more than 8 feet in width; and

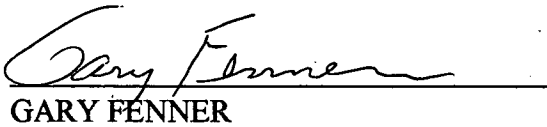
WHEREAS, the Town Council for the Town of Sellersburg has determined that any complaint made or received by any neighbor of the person operating a heavy truck exempt under this section on a street or roadway shall be reviewed by the Town Council on a case by case basis to determine whether the herein weight limit exemption shall be final; and

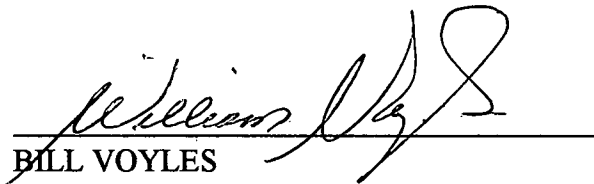
WHEREAS, this matter was considered at an open meeting at which the public were invited to attend and participate.

SO ORDAINED THIS _____ DAY OF _____, 1997.


DAVID BROADY


KEN ALEXANDER


GARY FENNER


BILL VOYLES


AULTON D. EDDINGS

ATTEST: _____
LINDA SCHAFFER
Clerk-Treasurer

ORDINANCE NO. 97- 673

**ORDINANCE AMENDING ORDINANCE NO. 97-672 FOR
EXEMPTION TO WEIGHT LIMITATIONS ON STREETS OF SELLERSBURG**

WHEREAS, the Town Council for the Town of Sellersburg did on the 14th day of July, 1997, pass Ordinance No. 97-672 which created exemptions to weight limitations on the streets of Sellersburg; and

WHEREAS, the Town Council for the Town of Sellersburg has determined that said Ordinance should be amended to change wording from "heavy truck" to "semi-tractor"; and

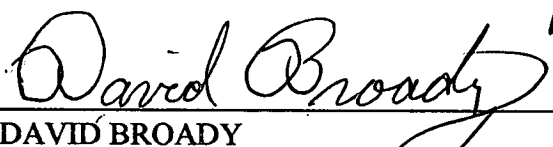
WHEREAS, the Town Council for the Town of Sellersburg has determined that amendment to said Ordinance is necessary for the efficient and effective administration of Town Government.

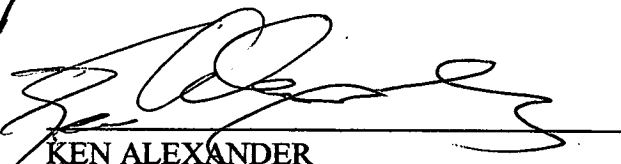
BE IT THEREFORE NOW ORDAINED by the Town Council for the Town of Sellersburg that Ordinance No. 97-672 shall be and hereby is amended to reflect the word "heavy truck" shall be stricken from said Ordinance and replaced with "semi-tractor".

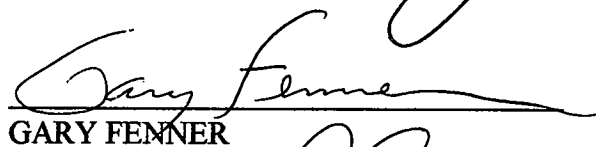
BE IT FURTHER ORDAINED by the Town Council for the Town of Sellersburg that the width of any "semi-tractor" shall be no more than eight (8) foot eight (8) inches.

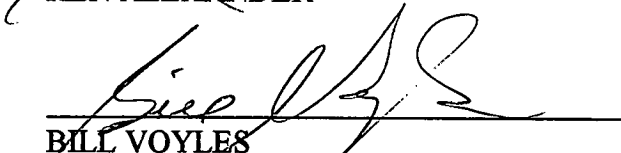
BE IT FURTHER ORDAINED that all other provisions of Ordinance No. 97-672 not hereby amended shall remain in full force and effect.

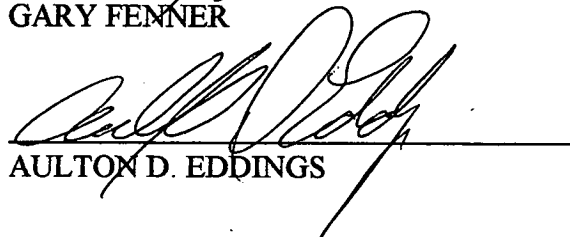
SO ORDAINED this 20th day of July, 1997.


DAVID BROADY


KEN ALEXANDER


GARY FENNER


BILL VOYLES


AULTON D. EDDINGS

ATTEST: 
LINDA SCHAFER
CLERK-TREASURER

ORDINANCE NO. 97- 674

**ORDINANCE TO AMEND AND CHANGE THE SPEED LIMIT
ON CERTAIN ROADWAYS WITHIN THE TOWN OF SELLERSBURG**

WHEREAS, the Town Council for the Town of Sellersburg has been contacted by the Indiana Department of Transportation concerning proposed traffic control changes on State Route 60 in the Town of Sellersburg, Indiana; and

WHEREAS, the Indiana Department of Transportation has indicated that certain traffic control changes are necessary to facilitate the movement of traffic over the Route and conform with the minimum standard established by the Indiana Department of Transportation; and

WHEREAS, the Indiana Department of Transportation has determined after proper engineering investigation that the speed limit over a certain roadway within the Town of Sellersburg must be changed and reduced; and

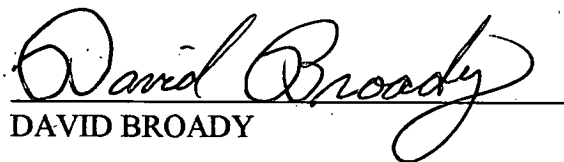
WHEREAS, the Town Council for the Town of Sellersburg has determined that the reduction of the speed limit on a certain roadway within the Town of Sellersburg is necessary as established by the Indiana Department of Transportation; and

WHEREAS, the Town of Sellersburg Town Council considered this matter at an open meeting at which the public were invited to attend and participate.

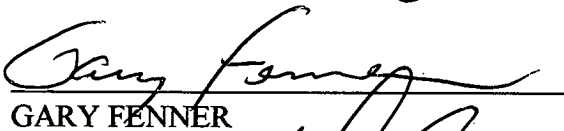
BE IT THEREFORE ORDAINED that the speed limit currently existing at 50 mph shall be reduced to 40 mph for all traffic on State Route 60 from 2,100 feet west of Hunter Station to 1,000 feet east of State Route 311; a total distance of approximately 4,140 feet.

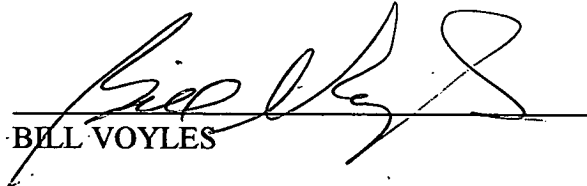
BE IT FURTHER ORDAINED that the herein amendment and change to said speed limit shall be effective as of the date of the execution of this ordinance and proper posting as required by law.

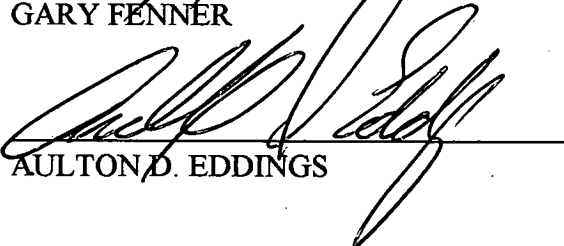
SO ORDAINED this 11th day of August, 1997.


DAVID BROADY


KEN ALEXANDER


GARY FENNER


BILL VOYLES


AULTON D. EDDINGS

ATTEST: _____
LINDA SCHAFER
CLERK-TREASURER

ORDINANCE

675
97-677

AN ORDINANCE PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE TOWN OF SELLERSBURG, INDIANA, FOR THE YEAR 1997, AS REQUESTED BY THE CLERK TREASURER AND FORWARDED TO THE TOWN COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC6-1.1-18-6.

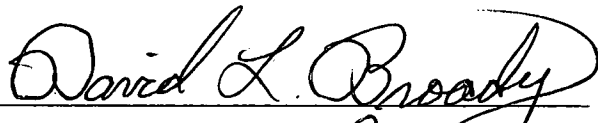
WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget for the year of 1997 and it is now necessary to transfer appropriations into different categories than was appropriated in the annual budget for the various functions of the Motor Vehicle Highway Department and the Local Road and Street Department to meet the emergency.

SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, INDIANA, that for the expenses of the Town Government, the following appropriations are hereby transferred unless otherwise stipulated by law.

SECTION 2. Where it has been shown that certain existing appropriations have unobligated balances which will be available for transferring as follows:

ACCT. #, NAME, & AMOUNT		TO ACCT. #, NAME, & AMOUNT
<u>LRS</u>		<u>LRS</u>
LRS-401 LAND ACQUISITION	12999.	LRS-398 DRAINAGE
LRS-434 LOCAL ROAD CONSTRUCTION	31999.	LRS-398 DRAINAGE
		12999.
		31999.
<u>MVH</u>		<u>MVH</u>
MVH-397 PAVING & CULVERTS	25000.	MVH-412 DUMP TRUCK
		25000.

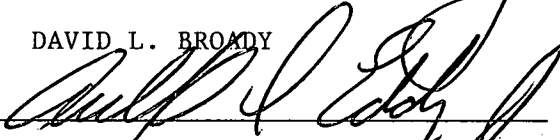
SO ORDAINED THIS _____ DAY OF _____, 1997.



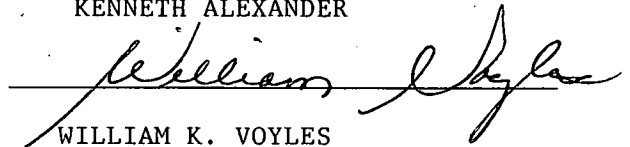
DAVID L. BROADY



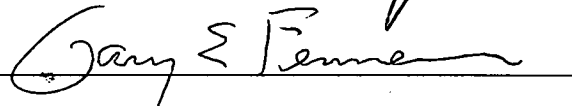
KENNETH ALEXANDER



AULTON D. EDDINGS, JR.



WILLIAM K. VOYLES



GARY FENNER

ATTEST: _____

LINDA G. SCHAFFER
CLERK TREASURER

97-676

ORDINANCE FOR APPROPRIATIONS AND TAX RATES

Be it Ordained by the ~~COUNTY COUNCIL~~ Town of SELLERSBURG, Indiana: That for the expenses of the ~~COUNTY COUNCIL~~ Town government and its institutions for the year ending December 31, 1998, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition for the purpose of raising revenue to meet the necessary expense of county, city or town government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms 4-A and 4-B for all funds and departments are made a part of the budget report and submitted herewith.

COUNTY COUNCIL

Presented to the County Council of _____ County, Indiana, and read in full for the first time this _____ day of _____, 19____.

President County Council

Attest:

County Auditor and/or Clerk of County Council

Presented to the County Council of _____ County, Indiana, and read in full for the second time, and adopted, this _____, 19____, by the following vote:

Yea	Nay
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member

Attest:

County Auditor and/or Clerk of County Council

APPROVED BY:

COMMON COUNCIL

This ordinance shall be in full force and effect from and after its passage and approval by the Common Council and Mayor.
Adopted by the following vote on _____, 19____.

Yea	Nay
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
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_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member

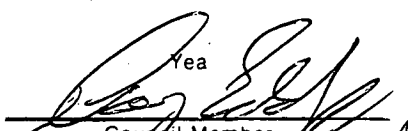
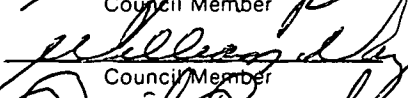



Approved by the Mayor _____, 19____.

Attest: _____
Mayor

City Clerk or Clerk-Treasurer

TOWN COUNCIL

This ordinance shall be in full force and effect from and after its passage and approval by the Town Council.
Adopted with the following vote on SEPTEMBER 8, 1997.

Yea	Nay
 _____ Council Member	_____ Council Member
 _____ Council Member	_____ Council Member
 _____ Council Member	_____ Council Member
 _____ Council Member	_____ Council Member
 _____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member
_____ Council Member	_____ Council Member

Attest: _____
Town Clerk-Treasurer

August 5, 1997

David A. Lewis
Attorney at Law
425 Watt Street
Jeffersonville, IN 47130

Dear David:

I have been advised that you are the attorney for the Clark County Planning Commission. The Sellersburg Town Council has requested that I contact

ORDINANCE NO. 97-678

AN ORDINANCE AUTHORIZING ZONING CHANGE WITHIN THE
TOWN OF SELLERSBURG, INDIANA

WHEREAS, the Town of Sellersburg Plan Commission has received a Petition requesting a change of zoning for a certain parcel of real property commonly known as the Robert Mohlenkamp property located within the Town of Sellersburg, Indiana, which is more accurately identified and described by Exhibit A, attached hereto, and incorporated by reference herein; and,

WHEREAS, the Town of Sellersburg Plan Commission has reviewed the Petition requesting a change of zoning; and,

WHEREAS, the Town of Sellersburg Plan Commission determined that the Petition requesting a change of zoning complied with the requirements of Section 3.4.4 of the Zoning Ordinances of the Town of Sellersburg; and,

WHEREAS, the Town of Sellersburg Plan Commission has approved zoning change and recommended to the Sellersburg Town Council that said Petition for zoning change be approved; and,

WHEREAS, the Sellersburg Town Council has applied the standards and requirements as set out in Section 3.4.4(5) and has determined the requests for zoning change meets these standards and requirements; and,

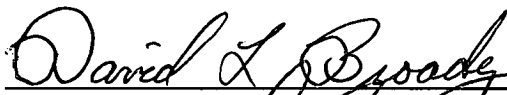
WHEREAS, the Sellersburg Town Council has determined that the herein Ordinance will provide for the effective administration of Town Government; and,

WHEREAS, this matter was considered at a public meeting at which the public were invited to attend and participate.

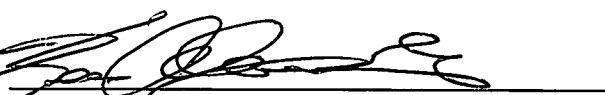
IT IS, THEREFORE, NOW ORDAINED BY THE SELLERSBURG TOWN COUNCIL AS FOLLOWS:

THAT A CERTAIN PARCEL OF REAL PROPERTY COMMONLY KNOWN AS THE ROBERT MOHLENKAMP PROPERTY AND WHICH IS MORE PARTICULARLY DESCRIBED AND IDENTIFIED BY EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN SHALL NOW BE REZONED AND THE CURRENT ZONING OF A-1 OF THE DESCRIBED AREA SHALL BE CHANGED TO COMMERCIAL.

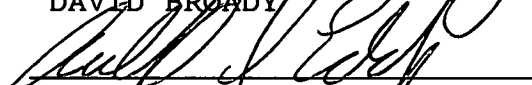
DATED: October 27, 1997.



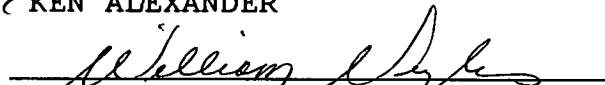
DAVID BROADY



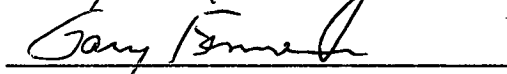
KEN ALEXANDER



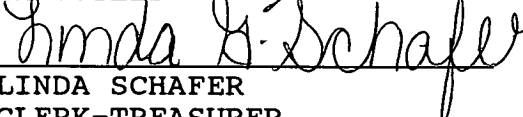
AULTON D. EDDINGS



WILLIAM VOYLES



GARY FENNER

ATTEST 

LINDA SCHAFFER
CLERK-TREASURER

"EXHIBIT A"

That part of the following described real estate presently zoned R1 in the Town of Sellersburg, in Clark County, Indiana, to-wit:

Being a 34.440 acre part of a 58.594 acre tract of land heretofore conveyed to Louis W. Mohlenkamp by deed as recorded in deed Record 220, Page 434 of the Clark County, Indiana record of deeds, and being a part of Survey No. 67 of the Illinois Grant and being more fully described as follow to-wit: Beginning at a stone at the common corner of Surveys 67 and 89 and on the easterly line of Survey No. 87 of the Illinois Grant and running thence North 54 deg. 13' East, 1056.0 feet to a limestone; thence South 35 deg. 00' East, 980.0 feet to an limestone on the westerly right of way line of State Highway No. 31-E; thence South 7 deg. 35' East, along said westerly right of way line 569.9 feet to a stone on the northerly right of way line of Greenwood Road; thence South 54 deg. 01' West along said northerly right of way line 793.8 feet to a stone on the westerly line of said Survey No. 67; thence North 35 deg. 00' West, along said westerly line, 1484.9 feet to the place of beginning and containing 34.440 acres of land.

97-679
ORDINANCE

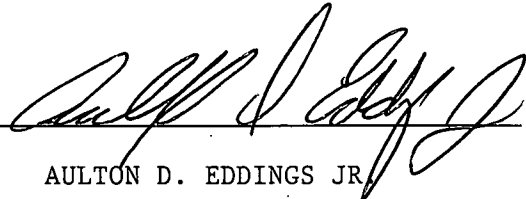
AN ORDINANCE FOR THE TRANSFER OF FUNDS FROM THE UTILITY CASH RESERVE FUND TO THE CIVIL TOWN PARKS DEPARTMENT FUND.

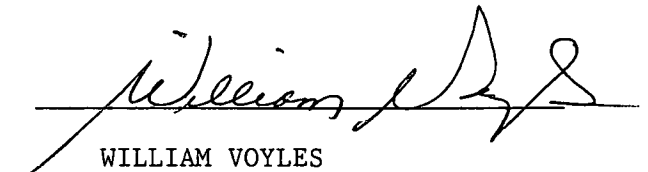
WHEREAS, the Town of Sellersburg Clerk/Treasurer has advised the Sellersburg Town Council of the need to transfer funds from the Utility Cash Reserve Fund to the Parks Department Operating Fund for the purpose of satisfying a \$15,000.00 lack of revenue to support the 1998 Parks Department Budget.

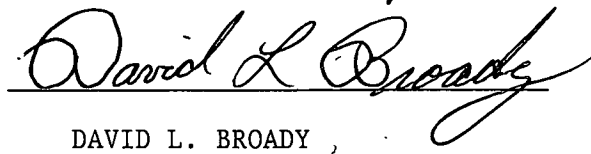
WHEREAS, there are currently insufficient funds in the Parks Department Operating Fund to support the 1998 Parks Budget.


BE IT NOW ORDAINED by the Sellersburg Town Council that the Town of Sellersburg Clerk/Treasurer shall be authorized to transfer funds from the Utility Cash Reserve Fund to the Parks Department Operating Fund in an amount sufficient to satisfy the lack of revenue (\$15,000.00) to support the 1998 Parks Department budget.

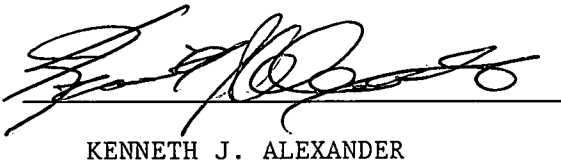
SO ORDAINED THIS 27th DAY OF October 1997.

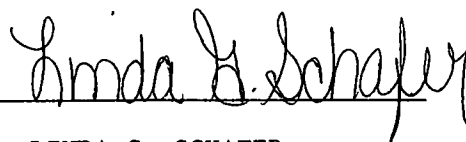

AULTON D. EDDINGS JR.


WILLIAM VOYLES


DAVID L. BROADY


GARY FENNER


KENNETH J. ALEXANDER

ATTEST: 
LINDA G. SCHAFER
SELLERSBURG CLERK TREASURER

AN ORDINANCE PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE TOWN OF SELLERSBURG, INDIANA, FOR THE YEAR 1997, AS REQUESTED BY THE CLERK TREASURER AND FORWARDED TO THE TOWN COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IC 6-1,1-18-6.

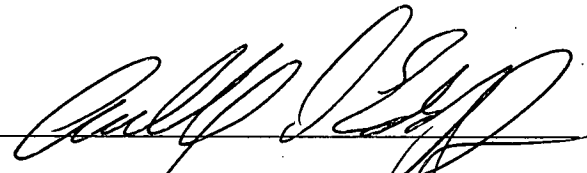
WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget for the year of 1995 and it is now necessary to transfer appropriations into different categories than was appropriated in the annual budget for the various functions of the Parks Department to meet the needs.

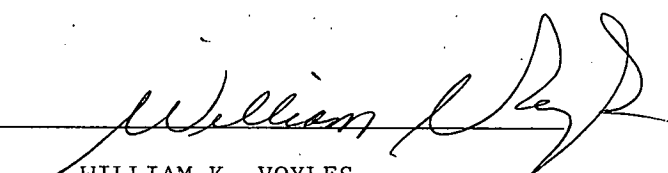
SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, INDIANA, that for the expenses of the Town Government, the following appropriations are transferred unless otherwise stipulated by law.

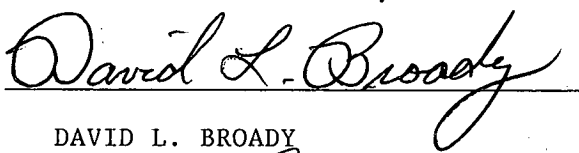
SECTION 2. Where it has been shown that certain existing appropriations have unobligated balances which will be available for transferring as follows:

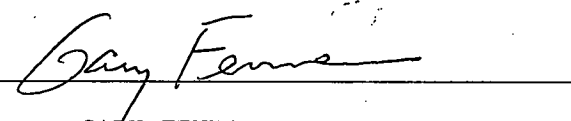
ACCT.#, NAME & AMOUNT		TO ACCT.# NAME, & AMOUNT
<u>PARKS DEPARTMENT</u>		<u>PARKS DEPARTMENT</u>
PARKS-111 SALARY	7873.	PARKS-365 BLASTING & PAINT 7873.
PARKS-121 SOCIAL SECURITY	989.	PARKS-365 BLASTING & PAINT 989.
PARKS-227 CONCESSION	2806.	PARKS-365 BLASTING & PAINT 2806.
PARKS-245 OTHER SUPPLIES	644.	PARKS-365 BLASTING & PAINT 644.
PARKS-310 CHEMICAL TEST	160.	PARKS-365 BLASTING & PAINT 160.
PARKS-311 CONSULTING SER.	237.	PARKS-365 BLASTING & PAINT 237.
PARKS-356 GAS & ELECTRIC	1000.	PARKS-365 BLASTING & PAINT 1000.
PARKS-357 WATER & SEWER	3000.	PARKS-365 BLASTING & PAINT 3000.
PARKS-436 PARK EQUIPMENT	1291.	PARKS-365 BLASTING & PAINT 1291.

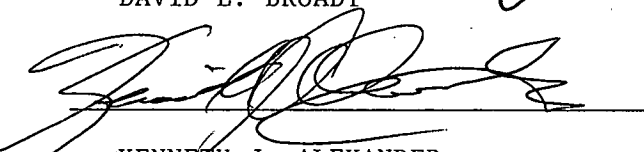
SO ORDAINED THIS _____ DAY OF _____ 1997.

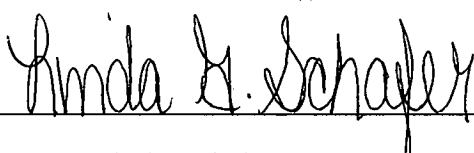

AULTON D. EDDINGS JR.


WILLIAM K. VOYLES


DAVID L. BROADY


GARY FENNER


KENNETH J. ALEXANDER

ATTEST: 
LINDA G. SCHAFER
SELLERSBURG CLERK TREASURER

ORDINANCE NO. 97- 681

AN ORDINANCE FOR THE TRANSFER OF APPROPRIATIONS REGARDING THE
TOWN OF SELLERSBURG POLICE DEPARTMENT

WHEREAS, the Town of Sellersburg Chief of Police has determined there exists a need to transfer appropriations to continue efficient and effective law enforcement within the Town of Sellersburg; and

WHEREAS, the Town Council for the Town of Sellersburg has determined that the requested transfer of appropriations is necessary for continued efficient and effective law enforcement within the Town of Sellersburg; and


WHEREAS, this matter was considered in an open public meeting at which the public were invited to attend and participate.


BE IT NOW THEREFORE ORDAINED AS FOLLOWS:


- 1.) A transfer of appropriations in the amount of Fifty (\$50.00) dollars from Account #133, Off Duty Court Pay to Account # 223, Police Equipment.
- 2.) A transfer of appropriations in the amount of Three Thousand Five Hundred (\$3,500.00) dollars from Account #225, Police Gasoline to Account #223, Police Equipment.
- 3.) A transfer of appropriations in the amount of Seventy-Five (\$75.00) dollars from Account #313, Medical Exams to Account #223, Police Equipment.
- 4.) A transfer of appropriations in the amount of Two Hundred (\$200.00) dollars from Account 321, Postage to Account #223, Police Equipment.
- 5.) A transfer of appropriations in the amount of Three Hundred (\$300.00) dollars from Account #351, Electricity to Account #223, Police Equipment.
- 6.) A transfer of appropriations in the amount of Two Thousand Two Hundred Fifty (\$2,250.00) dollars from Account #354, Heat & Gas to Account #223, Police Equipment.
- 7.) A transfer of appropriations in the amount of Two Hundred Sixty (\$260.00) dollars from Account #355, Water to Account #223, Police Equipment.

SO ORDAINED THIS _____ DAY OF NOVEMBER, 1997.



AULTON D. EDDINGS


DAVID BROADY


GARY FENNER


BILL VOYLES


KEN ALEXANDER

ATTEST: 
LINDA SCHAFFER
CLERK/TREASURER

ORDINANCE NO. 97-~~683~~ 684

AN ORDINANCE FOR THE TRANSFER OF APPROPRIATIONS REGARDING THE TOWN OF SELLERSBURG POLICE DEPARTMENT

WHEREAS, the Town of Sellersburg Chief of Police has determined there exists a need to transfer appropriations to continue efficient and effective law enforcement within the Town of Sellersburg; and

WHEREAS, the Town Council for the Town of Sellersburg has determined that the requested transfer of appropriations is necessary for continued efficient and effective law enforcement within the Town of Sellersburg; and

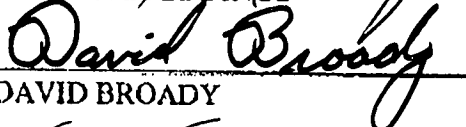
WHEREAS, this matter was considered in an open public meeting at which the public were invited to attend and participate.

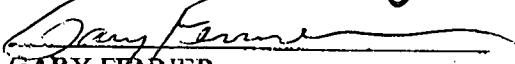
BE IT NOW THEREFORE ORDAINED AS FOLLOWS:

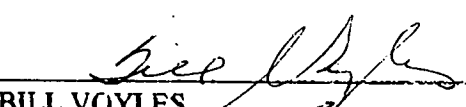
- 1.) A transfer of appropriations in the amount of One Hundred Thirty Five (\$135.00) dollars from Account #391, Subscriptions and Dues to Account # 223, Police Equipment.
- 2.) A transfer of appropriations in the amount of One Thousand Seven Hundred Ninety Eight (\$1,798.00) dollars from Account #393, Police Training to Account #223, Police Equipment.
- 3.) A transfer of appropriations in the amount of Three Hundred (\$300.00) dollars from Account #394, Miscellaneous Services to Account #223, Police Equipment.
- 4.) A transfer of appropriations in the amount of One Thousand (\$1,000.00) dollars from Account 361, Cleaning and Supplies to Account #223, Police Equipment.
- 5.) A transfer of appropriations in the amount of Twenty Thousand (\$20,000.00) dollars from Account #113, Police Salaries to Account #223, Police Equipment.

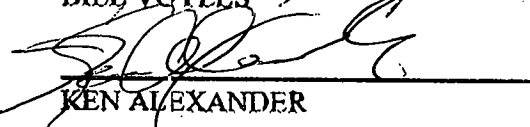
SO ORDAINED THIS 8th DAY OF DECEMBER, 1997.


AULTON D. EDDINGS


DAVID BROADY


GARY FENNER


BILL VAYLES


KEN ALEXANDER

ATTEST: _____
LINDA SCHAFFER
CLERK/TREASURER

ORDINANCE NO. 97-685

AN ORDINANCE AUTHORIZING ZONING CHANGE WITHIN THE TOWN OF SELLERSBURG, INDIANA

WHEREAS, the Town of Sellersburg Plan Commission has received a Petition requesting a change of zoning for a certain parcel of real property commonly known as the William F. James and James L. O'Neal property located within the Town of Sellersburg, Indiana, which is more accurately identified and described by Exhibit A, attached hereto, and incorporated by reference herein; and,

WHEREAS, the Town of Sellersburg Plan Commission has reviewed the Petition requesting a change of zoning; and,

WHEREAS, the Town of Sellersburg Plan Commission determined that the Petition requesting a change of zoning complied with the requirements of Section 3.4.4 of the Zoning Ordinances of the Town of Sellersburg; and,

WHEREAS, the Town of Sellersburg Plan Commission has approved zoning change and recommended to the Sellersburg Town Council that said Petition for zoning change be approved; and,

WHEREAS, the Sellersburg Town Council has applied the standards and requirements as set out in Section 3.4.4(5) and has determined the requests for zoning change meets these standards and requirements; and,



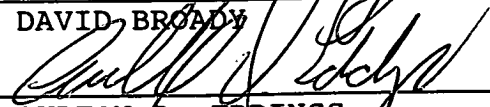
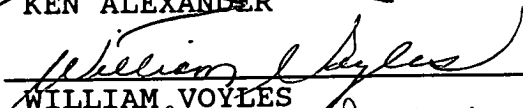
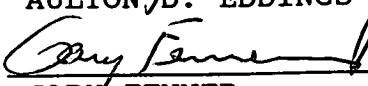

WHEREAS, the Sellersburg Town Council has determined that the herein Ordinance will provide for the effective administration of Town Government; and,

WHEREAS, this matter was considered at a public meeting at which the pubic were invited to attend and participate.

IT IS, THEREFORE, NOW ORDAINED BY THE SELLERSBURG TOWN COUNCIL AS FOLLOWS:

THAT A CERTAIN PARCEL OF REAL PROPERTY COMMONLY KNOWN AS THE WILLIAM F. JAMES AND JAMES L. O'NEAL PROPERTY AND WHICH IS MORE PARTICULARLY DESCRIBED AND IDENTIFIED BY EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN SHALL NOW BE REZONED AND THE CURRENT ZONING OF R-3 OF THE DESCRIBED AREA SHALL BE CHANGED TO B-3.

DATED: December 22, 1997.

 _____ DAVID BROADY	 _____ KEN ALEXANDER
 _____ AULTON D. EDDINGS	 _____ WILLIAM VOYLES
 _____ GARY FENNER	ATTEST  _____ LINDA SCHAFER CLERK-TREASURER

"EXHIBIT A"

Tract 1:

Lots Nos. One (1) and Two (2) in Block "C" in Fairview Addition to the Town of Sellersburg, Clark County, Indiana.

ALSO, the southwesterly 1/2 of the alley adjoining the northeasterly side of Lot One (1), Block "C", Fairview Addition to the Town of Sellersburg and also that part of the alley adjoining the southeasterly side of Lots One (1) and Two (2), Block "C", Fairview Addition to the Town of Sellersburg.

Tract 2:

Tract "M" of the Fairview Addition to the Town of Sellersburg, as shown on the plat of said Subdivision of the record in Plat Book 4, page 102 in the office of the Recorder of Clark County, Indiana.

EXCEPTING therefrom that part of said tract which lies between Blocks "B" and "C" of said subdivision fronting 50 feet on the State Highway and extending back the same width between parallel lines 166 feet.

ALSO, Tract "N" of the Fairview Addition to the Town of Sellersburg, EXCEPTING therefrom that part of said Tract which lies between Blocks "C" and "D" of said subdivision, fronting 50 feet on the State Highway and extending back the same width between parallel lines 166 feet.

ALSO, that part of Tract "O" of the Fairview Addition to the Town of Sellersburg, bounded thus: Beginning at the East corner of Tract "O" and the South corner of Tract "N"; thence with the dividing Tracts "O" and "N" northeastwardly 484 feet to the line of an alley; thence with the line of said alley southwestwardly 100 feet to a stake; thence at right angles southeastwardly and parallel with the line dividing Tract "N" and "O" a distance of 490 feet, more or less, to the southeast line of said tract "O"; thence with said last mentioned line northeastwardly 100 feet to the place of beginning, and being a strip 100 feet in width off of said tract "O" immediately adjoining Tract "N".

EXCEPTING therefrom the 2.922 acres of ground appropriated by the State of Indiana for highway purposes in cause No. 31996, State of Indiana vs Eva Riggle, in the Clark Circuit Court.

ALSO EXCEPTING therefrom the following described real estate:

A part of Lot Letter "O" of the Plat of Fairview Addition to Sellersburg which appears at Plat Book 4, Page 101 of

the Clark County, Indiana Records and bounded as follows: Commencing at a stone which marks the south corner of said Lot Letter "O", thence the following courses: North 34 deg. 51 min. 15 sec. West 601.16 feet with the line dividing Lot Letters "O" and "P" to an iron pin in the southerly line of a 16 foot alley; North 55 deg. 46 min. 03 sec. East 374.40 feet with the southerly line of said alley to a stake which is the True Place of Beginning. Thence the following courses of the boundary: North 55 deg. 46 min. 03 sec. East, 50.57 feet with the southerly line of said alley to an iron pin in the westerly right-of-way line of Interstate Road 65; South 39 deg. 59 min. 57 sec. East, 159.11 feet with said right-of-way line to an iron pin; South 13 deg. 09 min. 17 sec. East, 215.10 feet with said right-of-way line to a stake; North 32 deg. 30 min. 36 sec. West, 359.17 feet to the True Place of Beginning and containing 0.386 acres of land.

c:\client\re\zoning\billjames\re

ORDINANCE 97-686

AN ORDINANCE PROVIDING FOR THE TRANSFER OF APPROPRIATIONS FOR THE TOWN OF SELLERSBURG, INDIANA, FOR THE YEAR 1997, AS REQUESTED BY THE CLERK TREASURER AND FORWARDED TO THE TOWN COUNCIL FOR THEIR ACTION AND PASSAGE PURSUANT TO IN 6-1, 1-18-6.

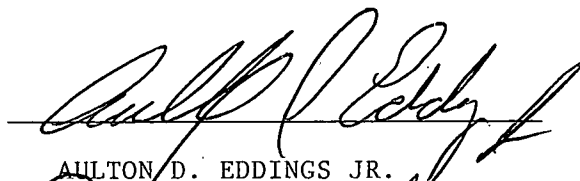
WHEREAS, certain extraordinary conditions have developed since the adoption of the existing annual budget for the year of 1997 and it is not necessary to transfer appropriations into different categories than was appropriated in the annual budget for the various functions of the Local Roads & Streets and Motor Vehicle Highway to meet the needs.

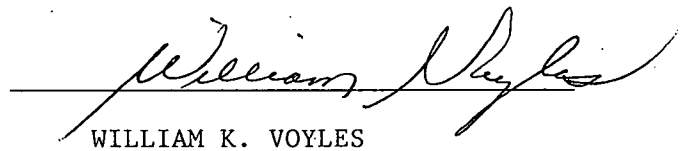
SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, INDIANA, that for the expenses of the Town Government, the following appropriations are transferred unless otherwise stipulated by law.

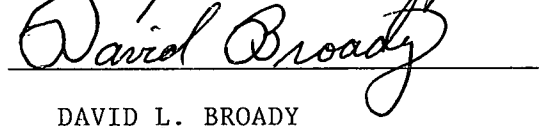
SECTION 2. Where it has been shown that certain existing appropriations have unobligated balances which will be available for transferring as follows:

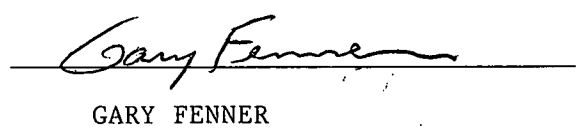
ACCT. #, NAME & AMOUNT		TO ACCT. #, NAME, & AMOUNT	
<u>LRS</u>		<u>LRS</u>	
LRS-313 ROAD ENG./CONST.	9000.	398-DRAINAGE	9000.
LRS-397 PAVING	1000.	398-DRAINAGE	1000.
LRS-401 LAND ACQUISITION	13000.	398-DRAINAGE	13000.
LRS-434 LOCAL RD. CONST.	32000.	398-DRAINAGE	32000.
<u>MVH</u>		<u>MVH</u>	
397-PAVING & CULVERTS	54000.	440- STREET & SNOW EQUIP.	54000.

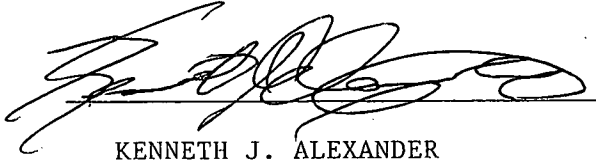
SO ORDAINED THIS _____ DAY OF _____ 1997.

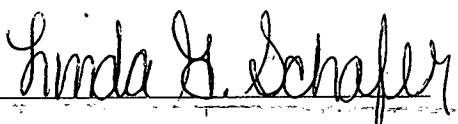

AULTON D. EDDINGS JR.


WILLIAM K. VOYLES


DAVID L. BROADY


GARY FENNER


KENNETH J. ALEXANDER

ATTEST: 
LINDA G. SCHAFER
SELLERSBURG CLERK TREASURER

A RESOLUTION 1997-41

WHEREAS, The Town of Sellersburg was incorporated in 1890 with the intention of meeting the needs of the Sellersburg citizens; and

WHEREAS, municipal government is the closest form of government to the people and is best able to meet the people's needs; and

WHEREAS, in order to thrive, it is vital to a town to foster understanding between local officials and the citizens which it serves; and

WHEREAS, municipal government officials play a key role in the democratic process in America; and

WHEREAS, Municipal Government Week is an important time to recognize the critical role played by town government in our lives; and

WHEREAS, Gov. Frank O'Bannon has proclaimed the week of May 11-17 as Municipal Government Week; and

WHEREAS, this week offers an important opportunity to spread the word to all the citizens in Indiana that they can shape and influence this branch of government which is closest to the people; and

WHEREAS, municipal government provides the essential services on which Hoosiers rely;

NOW THEREFORE, BE IT RESOLVED, by the Town Council that Sellersburg does hereby participate in Municipal Government Week with the passage of this resolution; and the elected officials plan to further participate by hosting open houses in each of the town's facilities including the Town Hall, the Police Department, the Wastewater Treatment Plant, and the Sellersburg Fire Department; by inviting our elementary school children for a tour of the facilities during their school day and sponsoring an essay contest entitled, "What Is Important To Me About My town" and by being available to speak to our students in their classrooms during that week.

Approved this day, 14th of April, 1997.

[Handwritten signatures and names]

attest: Linda H Schaefer.

RESOLUTION 1997-43

A RESOLUTION TO REDUCE THE 1997 CURRENT BUDGET AS IT CONCERNS THE TOWN OF SELLERSBURG GENERAL FUND IN THE AREA OF THE TOWN COUNCIL/PERSONAL SERVICES.

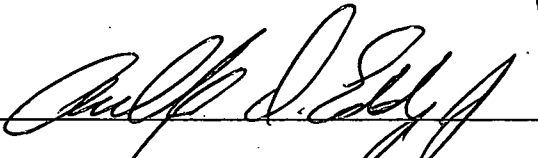
WHEREAS, the Town Council for the Town of Sellersburg has adopted its 1997 budget after following all proper notice procedures; and

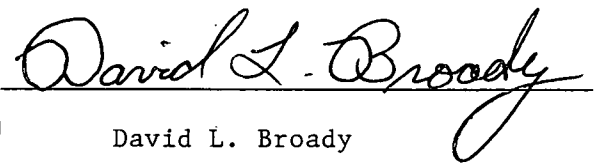
WHEREAS, the Town Council for the Town of Sellersburg has determined it necessary to reduce the Town's budget as it concerns the Town of Sellersburg General Fund in the area of the Town Council Budget of personal services in the amount of \$17200. for the 1997 year, thereby reducing the budget of said Town of Sellersburg General Fund to \$951568. which equals the necessary expenditures, July 1, 1997 to December 31, 1997; and

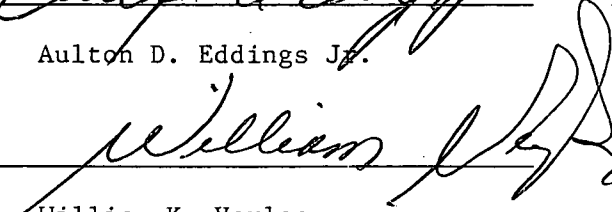
WHEREAS, the Town Council for the Town of Sellersburg has determined that the reduction in the Town of Sellersburg General Fund in the area of personal services of the Town Council's Budget are due to unnecessary expenditures and will result in the efficient and effective administration of Town government.


NOW, THEREFORE, BE IT RESOLVED by the Town Council for the Town of Sellersburg, Indiana, that the 1997 budget for the Town of Sellersburg General Fund in the area of personal services of the Town Council's Budget shall be and hereby is reduced by the sum of \$17200. to a total budget sum of \$951568. and that said reduction is warranted due to unnecessary expenditures.

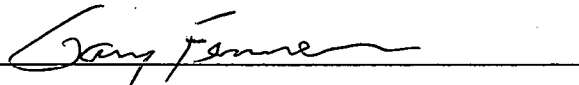
SO RESOLVED this 8th day of September 1997.

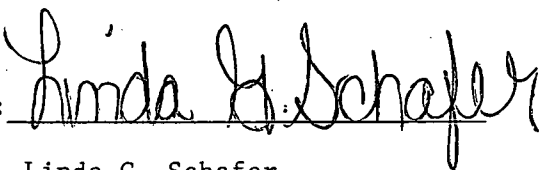

Aulton D. Eddings Jr.


David L. Broady


William K. Voyles


Kenneth Alexander


Gary Fenner

ATTEST: 
Linda G. Schafer
Sellersburg Clerk Treasurer

RESOLUTION NO. 97-44

FINAL

RESOLUTION OF THE TOWN COUNCIL OF SELLERSBURG,
INDIANA, DESIGNATING A CERTAIN AREA WITHIN THE TOWN
OF SELLERSBURG AS AN ECONOMIC REVITALIZATION AREA
FOR THE PURPOSES OF REAL AND PERSONAL PROPERTY TAX ABATEMENT

WHEREAS, a Petition to determine the following area to be an area desirable for an Economic Revitalization Area has been filed with the Clerk of the Town of Sellersburg, Indiana, for consideration by the Town Council for the Town of Sellersburg, Indiana, hereinafter called Town Council, said area is located on Enterprise Way in the Town of Sellersburg, and is more particularly described as follows:

(See attached Exhibit "A")

The foregoing area is eligible for designation as an economic revitalization area under provisions I.C. 6-1.1-12.1-1 et. seq.; and

WHEREAS, the Town Council has concluded pursuant to an investigation and other information provided that the area qualifies as an economic revitalization area under I.C. 6-1.1-12.1-1 et. seq., and has further created a map and plat showing the boundaries and such other information regarding the area in question as required by law. It is, now, therefore

WHEREAS, the Town Council has determined that additional value will be added to the tax rolls by the redevelopment and rehabilitation that can be reasonably expected to occur by the projects that will result in the area so designated. Additionally, an increase in numbers of individuals will be employed or whose employment will be retained can reasonably be expected to result from the proposed described redevelopment or rehabilitation;

That additional annual salaries of those individuals or whose employment will be retained can reasonably expected to result from the proposed redevelopment or rehabilitation;

That the other benefits about which information was requested of benefits that can be reasonably be expected to result and proposed described redevelopment or rehabilitation; and

WHEREAS, the Town Council for the Town of Sellersburg, hereby finds that the area described is an economic revitalization area in accordance with I.C. 6-1.1-12.1-2.

WHEREAS, the totality of benefits is sufficient to justify the deductions, all of which satisfy the requirements of I.C. 6-1.1-12.1.3, and can be reasonably expected to result in the rehabilitation of real property or the redevelopment thereof and

the installation of new manufacturing equipment.

WHEREAS, the Town Council hereby determines and finds that the proposed redevelopment and rehabilitation of Real Estate and installation of new manufacturing equipment can be reasonably expected to yield benefits and is sufficient to justify the deductions granted and made available under I.C. 6-1.1-12.1-4.5 and I.C. 6-1.12.1-3 of the Indiana Code.

WHEREAS, the Town Council hereby designates the area heretofore set out, an economic revitalization area for the purposes of real and personal property tax abatement and hereby makes such a designation.

The Town Council hereby determines that the property owner who qualifies for and is granted property tax deductions will be for a period of five years for manufacturing equipment and ten years for real property.

WHEREAS, the Town Council for the Town of Sellersburg has in accordance with Indiana Law published a notice of public hearing, conducted a hearing to hear all remonstrances and objections from interested persons, and after considering the evidence hereby confirms the resolution as previously adopted on October 27, 1997 as finally set out herein.

BE IT RESOLVED, by the Town Council as follows:

1. The Town Council hereby determines and finds that application/applications for real and personal property tax abatement shall be accepted by the Town Council for the Town of Sellersburg and determined under the provisions of I.C. 6-1.1-12.1-1 et. seq.; and
2. The Town Council hereby determines and finds that the Petition to designate the foregoing area as an economic revitalization area for the purposes of real and personal property tax abatement shall be and hereby is approved.
3. The Town Council hereby determines and finds that the purposes of an economic revitalization area as defined by law would be served by allowing deductions;
4. That a statement of benefits is not waived and must be submitted to the Town Council and approved by the Town Council.

BE IT FURTHER RESOLVED by the Town Council upon submission of an application for deduction presented by the Statement of Benefits filed by the applicant and approved by the Town Council for the town of Sellersburg, shall be entitled to deductions for a period of ten (10) years from improvements of real property, pursuant to I.C. 6-1.1-12.1-3(d) and I.C. 6-1.1-12.1-4(d)(3) and five years from new manufacturing equipment pursuant to I.C. 6-1.1-12.1-4.5 with the timely filing and perfection thereof with the Clark County


Auditor's Office.

This Resolution shall be in full force and effect from and after the hearing to be conducted as set out herein and the date of its' final adoption by the Town Council.

PASSED AND ADOPTED this 10th day of November, 1997, by the Town Council for the Town of Sellersburg, Indiana.

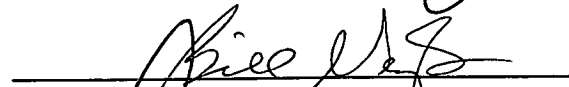
SO ORDAINED this 10th day of November, 1997.

TOWN COUNCIL, TOWN OF SELLERSBURG

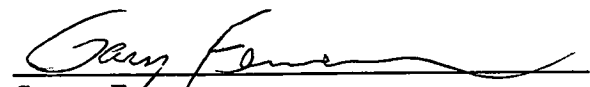


David L. Broady


Ken Alexander



Bill Voyles




Gary Fenner



Doug Eddings

Attest:



Linda G. Schafer,
Clerk/Treasurer

EXHIBIT "A"

Being part of Surveys No. 108 and 110 of the Illinois Grant, situated in Silver Creek Township, Clark County, Indiana and being more fully described as follows: Beginning at a point northeast corner of Illinois Grant No. 108, thence N. 34d 52m 42s W. 989.24 feet to a point; thence N. 54d 25m 54s E. 749.31 feet to a fence corner; thence S. 34d 42m 58s E. 1016.42 feet to a concrete monument; thence S. 34d 50m 04s E. 601.96 feet to an iron pipe; thence S. 55d 09m 56s W. 310.00 feet to an iron pipe; thence S. 34d 50m 04s E. 573.14 feet to an iron pipe; thence S. 73 deg. 25m 06s E. 69.68 feet to a P.K. Nail in the northerly right-of-way line of Ohio Avenue; thence with said northerly right-of-way line S 12d 46m 22s E. 57.89 feet to an iron pin at the intersection of the northerly right-of-way line of State Road No. 311 and the northerly right-of-way line of Ohio Avenue, aforementioned; thence with the northerly right-of-way line of State Road No. 311 S. 08d 48m 44s W. 219.83 feet to a point; thence leaving said northerly right-of-way line N. 35d 22m 54s W. 628.61 feet to a point; thence S. 55d 58m 06s W. 507.33 feet to a point; thence N 34d 52m 28s W. 825.00 feet to a point; thence N. 55d 23m 35s E. 207.48 feet to the point of beginning and containing 1,546,645 square feet or 35.50608 acres.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED REAL ESTATE; Being a 0.8267 of an acre part of Survey No. 110 of the Illinois Grant, situated in Silver Creek Township, Clark County, Indiana and being more fully described as follows, to-wit: Commencing at the northwest corner of said Survey No. 110 of the Illinois Grant; running thence South 34 deg. 54 min. 42 sec. East along the line dividing Surveys No. 109 and 110, a distance of 546.03 feet to an iron pipe; thence continuing along said dividing line, South 34 deg. 52 min. 42 sec. East, 989.24 feet to a concrete monument; thence South 55 deg. 23 min. 35 sec. West, 207.48 feet to an iron pin; thence South 34 deg. 52 min. 28 sec. East, 825.00 feet to a stone; thence North 55 deg. 58 min. 06 sec. East, 507.33 feet to an iron pin; thence South 35 deg. 22 min. 54 sec. East, 268.09 feet to an iron pin; thence continuing South 35 deg. 22 min. 54 sec. East 43.52 feet to an iron pin and being the true place of beginning of land to be herein described; Thence North 55 deg. 09 min. 56 sec. East, 133.04 feet to an iron pin on the southwesterly right-of-way line of a 50 foot wide access road; thence South 34 deg. 50 min. 04 sec. East along said southwesterly line, 49.80 feet to an iron pin; thence continuing along the southerly line of said 50 foot wide access road, South 73 deg. 25 min. 06 sec. East 69.68 feet to an iron pin on the westerly right-of-way line of State Highway 311; thence South 12 deg. 46 min. 22 sec. East along said westerly line, 57.89 feet to an iron pin; thence continuing along said westerly right-of-way line, South 08 deg. 48 min. 44 sec. West, 219.83 feet to an iron pin; thence North 35 deg. 22 min. 54 sec. West, 317.00 feet to the place of beginning and containing 0.8267 of an acre of land.

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**RESOLUTION APPROVING STATEMENT OF BENEFITS FOR
PURPOSES OF PROPERTY TAX ABATEMENT**

WHEREAS, VISHNU, Inc., an Indiana Corporation, (Applicant) has petitioned the Town Council for the Town of Sellersburg, Indiana, for a deduction in real property, property taxes to be assessed on proposed improvement to be made on real property located in Clark County, Indiana;

WHEREAS, Applicant has submitted a Statement of Benefits on the form prescribed by the Indiana State Board of Tax Commissioners for such purpose, which statement includes a description of the proposed development, an estimate of the number of individuals who will be employed as a result of the redevelopment, an estimate of the annual salaries of these individuals, and an estimate of the value of the redevelopment;

WHEREAS, the Town Council for the Town of Sellersburg, Indiana, recognizes the need to stimulate growth and to maintain a sound economy in the Town, under the jurisdiction of the Town Council for the Town of Sellersburg;

WHEREAS, certain areas of the Town are undesirable for, and/or impossible of, normal development and occupancy, because of a lack of normal development, cessation of growth, deterioration of improvements or character of occupancy, age, obsolescence, or other factors which have impaired values or prevented a normal development of property or use of property;

WHEREAS, the Town Council has reviewed the Statement of Benefits submitted herein, and attaches and incorporates that Statement to this Resolution.

WHEREAS, the area legally described on attached Exhibit "A" is part of an area previously designated as an Economic Revitalization

Area, by the Town Council of the Town of Sellersburg.

BE IT FURTHER RESOLVED by the Town Council of the Town of Sellersburg, Indiana, that it specifically and affirmatively finds as follows:

1. That the estimate of the value of the redevelopment or rehabilitation is reasonable for projects of the nature described in the Statement of Benefits submitted by the developer, VISHNU, Inc.
2. That the estimate of the number of individuals who will be employed or whose employment will be retained can reasonably be expected to result from the proposed described redevelopment or rehabilitation.
3. That 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 proposed described redevelopment or rehabilitation.
4. That all other information requested from Applicant has been submitted, and the benefits described in such information can be reasonably expected to result from the proposed described redevelopment or rehabilitation.
5. That the totality of benefits for said redevelopment or rehabilitation is sufficient to justify the deduction.

BE IT FURTHER RESOLVED that the Town Council for the Town of Sellersburg, Indiana, hereby approves the application for deduction presented by the Statement of Benefits filed by Applicant, VISHNU, Inc., that said Applicant shall be entitled to deductions for a period of ten (10) years for improvements to real property, pursuant to the provisions of I.C. 6-1.1-12.3(d) and I.C. 6-1.1-12.1-4(d)(3), and with the timely filing and perfection thereof

with the Clark County Auditor's Office.

PASSED AND ADOPTED THIS 10th day of November, 1997, by the
Town Council for the Town of Sellersburg, Indiana.

TOWN COUNCIL FOR THE
TOWN OF SELLERSBURG, INDIANA

David L. Brady

William J. [Signature]

[Signature]

[Signature]

ATTEST:

Linda H. Schaffer
LINDA SCHAFFER, CLERK-TREASURER

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RESOLUTION NO. 97-44

FINAL

RESOLUTION OF THE TOWN COUNCIL OF SELLERSBURG,
INDIANA, DESIGNATING A CERTAIN AREA WITHIN THE TOWN
OF SELLERSBURG AS AN ECONOMIC REVITALIZATION AREA
FOR THE PURPOSES OF REAL AND PERSONAL PROPERTY TAX ABATEMENT

WHEREAS, a Petition to determine the following area to be an area desirable for an Economic Revitalization Area has been filed with the Clerk of the Town of Sellersburg, Indiana, for consideration by the Town Council for the Town of Sellersburg, Indiana, hereinafter called Town Council, said area is located on Enterprise Way in the Town of Sellersburg, and is more particularly described as follows:

(See attached Exhibit "A")

The foregoing area is eligible for designation as an economic revitalization area under provisions I.C. 6-1.1-12.1-1 et. seq.; and

WHEREAS, the Town Council has concluded pursuant to an investigation and other information provided that the area qualifies as an economic revitalization area under I.C. 6-1.1-12.1-1 et. seq., and has further created a map and plat showing the boundaries and such other information regarding the area in question as required by law. It is, now, therefore

WHEREAS, the Town Council has determined that additional value will be added to the tax rolls by the redevelopment and rehabilitation that can be reasonably expected to occur by the projects that will result in the area so designated. Additionally, an increase in numbers of individuals will be employed or whose employment will be retained can reasonably be expected to result from the proposed described redevelopment or rehabilitation;

That additional annual salaries of those individuals or whose employment will be retained can reasonably expected to result from the proposed redevelopment or rehabilitation;

That the other benefits about which information was requested of benefits that can be reasonably be expected to result and proposed described redevelopment or rehabilitation; and

WHEREAS, the Town Council for the Town of Sellersburg, hereby finds that the area described is an economic revitalization area in accordance with I.C. 6-1.1-12.1-2.

WHEREAS, the totality of benefits is sufficient to justify the deductions, all of which satisfy the requirements of I.C. 6-1.1-12.1.3, and can be reasonably expected to result in the rehabilitation of real property or the redevelopment thereof and

the installation of new manufacturing equipment.

WHEREAS, the Town Council hereby determines and finds that the proposed redevelopment and rehabilitation of Real Estate and installation of new manufacturing equipment can be reasonably expected to yield benefits and is sufficient to justify the deductions granted and made available under I.C. 6-1.1-12.1-4.5 and I.C. 6-1.12.1-3 of the Indiana Code.

WHEREAS, the Town Council hereby designates the area heretofore set out, an economic revitalization area for the purposes of real and personal property tax abatement and hereby makes such a designation.

The Town Council hereby determines that the property owner who qualifies for and is granted property tax deductions will be for a period of five years for manufacturing equipment and ten years for real property.

WHEREAS, the Town Council for the Town of Sellersburg has in accordance with Indiana Law published a notice of public hearing, conducted a hearing to hear all remonstrances and objections from interested persons, and after considering the evidence hereby confirms the resolution as previously adopted on October 27, 1997 as finally set out herein.

BE IT RESOLVED, by the Town Council as follows:

1. The Town Council hereby determines and finds that application/applications for real and personal property tax abatement shall be accepted by the Town Council for the Town of Sellersburg and determined under the provisions of I.C. 6-1.1-12.1-1 et. seq.; and

2. The Town Council hereby determines and finds that the Petition to designate the foregoing area as an economic revitalization area for the purposes of real and personal property tax abatement shall be and hereby is approved.

3. The Town Council hereby determines and finds that the purposes of an economic revitalization area as defined by law would be served by allowing deductions;

4. That a statement of benefits is not waived and must be submitted to the Town Council and approved by the Town Council.

BE IT FURTHER RESOLVED by the Town Council upon submission of an application for deduction presented by the Statement of Benefits filed by the applicant and approved by the Town Council for the town of Sellersburg, shall be entitled to deductions for a period of ten (10) years from improvements of real property, pursuant to I.C. 6-1.1-12.1-3(d) and I.C. 6-1.1-12.1-4(d)(3) and five years from new manufacturing equipment pursuant to I.C. 6-1.1-12.1-4.5 with the timely filing and perfection thereof with the Clark County

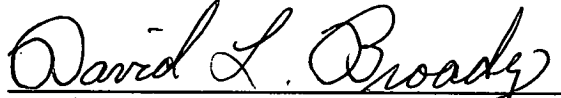
Auditor's Office.

This Resolution shall be in full force and effect from and after the hearing to be conducted as set out herein and the date of its' final adoption by the Town Council.

PASSED AND ADOPTED this 10th day of November, 1997, by the Town Council for the Town of Sellersburg, Indiana.

SO ORDAINED this 10th day of November, 1997.

TOWN COUNCIL, TOWN OF SELLERSBURG



David L. Broady

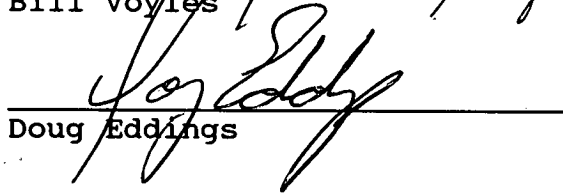
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Doug Eddings

Attest:

Linda G. Schafer,
Clerk/Treasurer

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VIRGIL E. BOLLY

ATTORNEY AT LAW

812-246-4413

FAX 812-246-9084

**Street Address:
204 E. Utica Street
Sellersburg, IN 47172**

**Mailing Address:
P.O. Box 72
Sellersburg, IN 47172**

December 5, 1997

Town of Sellersburg
Attn; Mrs. Linda Schafer
Clerk Treasurer
Sellersburg, IN 47172

Dear Linda:

Enclosed are copies of the legal description that should be attached to the November 10, 1997 Resolution establishing a revitalization area.

Sincerely,



VIRGIL E. BOLLY

VEB:jmr

Enl.