

2010 Resolutions

NUMBER	DATE	DESCRIPTION
R-2010-001	4/12/2010	Submittal of Disaster Application (Community Development Block Grant)
R-2010-002	7/12/2010	Purchase property at 4304 Silver Glade Trail, Lot 236
R-2010-003	9/17/2010	Penn Street Economicrevitalization Area
R-2010-004	10/11/2010	Approving statement of benefits for proposed tax abatement
R-2010-005	10/25/2010	tolls, kennedy, sherman-Mintor and Clark Bridges
R-2010-006	12/13/2010	Chase Business credit card (police department)

RESOLUTION No. R2010-001

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SELLERSBURG, CLARK COUNTY, INDIANA, AUTHORIZING THE SUBMITTAL OF THE DISASTER APPLICATION TO THE INDIANA OFFICE OF COMMUNITY AND RURAL AFFAIRS AND ADDRESSING RELATED MATTERS

WHEREAS, the Council of the Town of Sellersburg, Clark County, Indiana recognizes the need to stimulate growth and to maintain a sound economy within its corporate limits; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funding associated with the Supplemental Appropriations Act, 2008 Public Law 110-252, approved June 30, 2008, and Public Law 110-329, approved September 30, 2008, for disaster relief of unmet needs resulting from tornadoes and flooding in the state, authorizes the Indiana Office of Community and Rural Affairs to provide grants to local units of government to meet the housing and community development needs of low- and moderate-income persons; and

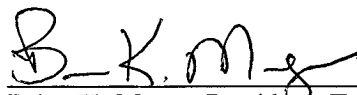
WHEREAS, the Council of the Town of Sellersburg, Indiana has conducted or will conduct a public hearing prior to the submission of an application to the Indiana Office of Community and Rural Affairs, said public hearing to assess the housing, public facilities and economic needs of its low- and moderate-income residents;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Sellersburg, Clark County, Indiana that:

1. The President is authorized to prepare and submit an application for grant funding to address Storm Drainage Improvements in the Town of Sellersburg, and to execute and administer a resultant grant including requisite general administration and project management, contracts and agreements pursuant to regulations of the Indiana Office of Community and Rural Affairs and the United States Department of Housing and Urban Development.
2. The Council of the Town of Sellersburg, Indiana hereby commits local funds in the amount of One Hundred-Four Thousand Four Hundred Fifty Six Dollars (\$104,456), or 20% of the total project cost, in the form of funds from the Town of Sellersburg – Rainy Day Fund for said program, such commitment to be contingent upon receipt of Disaster CDBG funding from the Indiana Office of Community and Rural Affairs.

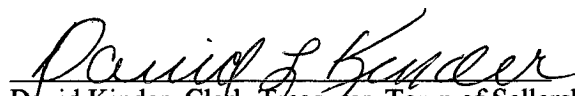
Adopted by the Town Council of the Town of Sellersburg, Indiana this 12th day of April, 2010, at 7:15 PM.

SIGNATURE:



Brian K. Meyer, President, Town of Sellersburg

ATTEST:



David Kinder, Clerk-Treasurer, Town of Sellersburg

A RESOLUTION BY THE SELLERSBURG TOWN COUNCIL TO PURSUE THE PURCHASE OF REAL PROPERTY LOCATED AT 4304 SILVER GLADE TRAIL, LOT 236, SELLERSBURG, INDIANA

WHEREAS, the Sellersburg Town Council has determined it is necessary to purchase real property located at 4304 Silver Glade Trail, Lot 236, Sellersburg, Indiana, for the purpose of creating an ingress and egress for the current use and to benefit the future development of the Town of Sellersburg; and

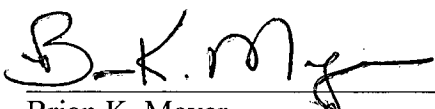
WHEREAS, the Sellersburg Town Council is now interested in purchasing said real property; and

WHEREAS, I.C. 36-1-10.5-5 requires the Town of Sellersburg to pass the herein Resolution to affirm its interest in the purchase of the real property and appoint a purchasing agent to pursue the sale; and

WHEREAS, upon the appointment of a purchasing agent said individual shall appoint two appraisers to appraise the fair market value of the structure and said appraisers must be professionally engaged in making appraisals or be trained as appraisers or licensed as a broker under I.C. 25-34.1; and

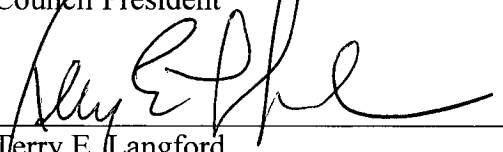
WHEREAS, the Sellersburg Town Council shall receive a copy of both appraisals and upon receipt of same determine the means or method by which to make said purchase;

BE IT THEREFORE RESOLVED this 12th day of July, 2010.



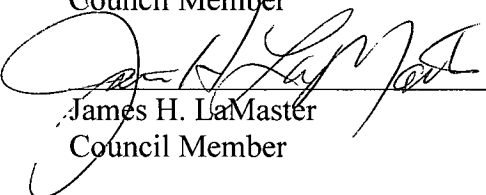
Brian K. Meyer
Council President

Paul J. Rhodes
Council Vice President

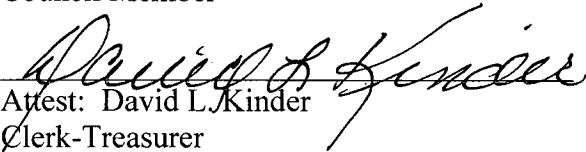


Terry E. Langford
Council Member

Michael N. Lockhart
Council Member



James H. LaMaster
Council Member



Attest: David L. Kinder
Clerk-Treasurer

RESOLUTION NO. R2010-003

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, the following area has been determined to be an area desirable for an Economic Revitalization and is now before the Sellersburg Town Council for consideration, said area is referred to as the South Penn Street Economic Revitalization Area, in the Town of Sellersburg, Indiana 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 Sellersburg 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 as required by law.

WHEREAS, the Sellersburg Town Council has determined 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 who 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 salary and wages of new employees or whose employment will be retained can reasonably expected to result from the proposed redevelopment or rehabilitation;

That other benefits, such as surrounding commercial and business traffic can reasonably be expected to result from the proposed redevelopment and/or rehabilitation; and

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 installation of new manufacturing equipment and rehabilitation and development.

WHEREAS, the Sellersburg Town Council hereby determines and finds the proposed redevelopment and rehabilitation proposed 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 Sellersburg Town Council hereby designates the area herein described as an economic revitalization area for the purposes of real and personal property tax abatement and hereby makes such a designation.

The Town Council for the Town of Sellersburg 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.

The Sellersburg Town Council directs the Clerk of the Town of Sellersburg to cause notice that the adoption of this declaratory resolution determining the area to be an economic revitalization area for personal and real property tax purposes shall be published and said publication providing the date and notice to me of the public hearing for the Town Council to confirm, rescind or modify the proposed declaration.

BE IT THEREFORE NOW RESOLVED, by the Sellersburg Town Council as follows:

1. The Sellersburg Town Council hereby determines and finds that application 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 Sellersburg Town Council hereby approves and designates the foregoing described area as an economic revitalization area for purposes of tax abatement.

BE IT FURTHER RESOLVED, by the Town Council for the Town of Sellersburg determines and finds that the purposes of an economic revitalization area as defined by law would be served by allowing deductions;

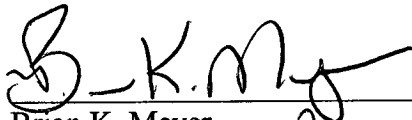
This Resolution shall be in full force and effect from and after the date of its final adoption by the Sellersburg Town Council.

The filing of a statement of benefits is not waived and must be submitted within thirty days for consideration by the Sellersburg Town Council.

BE IT FURTHER RESOLVED, by the Sellersburg Town Council upon submission of an application for deduction presented by the Statement of Benefits filed by the applicant and that said applicant 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 (5) years from new manufacturing equipment pursuant to I.C. 6-1.1-12.1-4.5, with the timely filing with the Sellersburg Town Council and perfection thereof with the Clark County Auditor's Office.

PASSED AND ADOPTED this 17th day of September 2010.

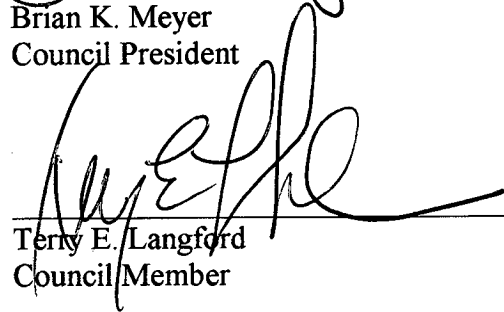
So Ordained this 27th day of September, 2010.



Brian K. Meyer
Council President




Paul J. Rhodes
Council Vice President



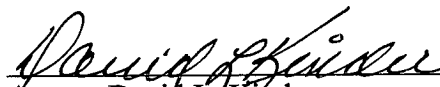
Terry E. Langford
Council Member



Michael N. Lockhart
Council Member



James H. LaMaster
Council Member



Attest: David L. Kinder
Clerk-Treasurer

RESOLUTION NO. R2010-004

RESOLUTION APPROVING STATEMENT OF BENEFITS FOR
PURPOSES OF PROPERTY TAX ABATEMENT

WHEREAS, Champion Wood Products, Inc., (Applicant) has petitioned the Sellersburg Town Council for a deduction in real property and specific tangible 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 Sellersburg Town Council 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 of Sellersburg 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 Sellersburg Town Council has reviewed the Statement of Benefits submitted herein, and attaches and incorporates that Statement to this Resolution.

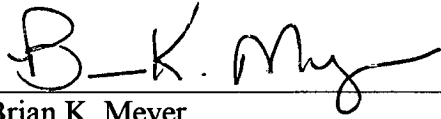
WHEREAS, the area legally described on attached Exhibit "A" is part of an area previously designated as an Economic Revitalization Area, by the Sellersburg Town Council.

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 applicant.
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 failed by Applicant, Champion Wood Products, Inc. that said Applicant shall be entitled to deductions for a period of five (5) years for improvements to real property and five (5) years for new manufacturing equipment, 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 of the Statement of Benefits with the Sellersburg Town Council and perfection thereof with the Clark County Auditor's Office.

PASSED AND ADOPTED THIS 11th DAY OF October, 2010, by the Town Council for the
Town of Sellersburg, Indiana.



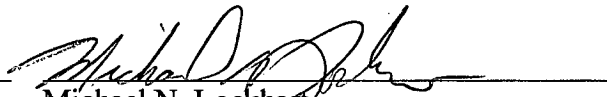
Brian K. Meyer
Council President



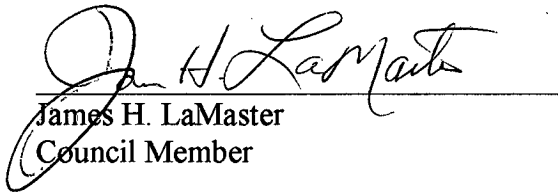
Paul J. Rhodes
Council Vice President



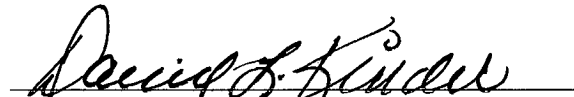
Terry E. Langford
Council Member



Michael N. Lockhart
Council Member



James H. LaMaster
Council Member



Attest: David L. Kinder
Clerk-Treasurer

Resolution No. R2010-005

A RESOLUTION IN OPPOSITION TO ANY TOLLS ON THE KENNEDY, CLARK MEMORIAL, AND SHERMAN MINTON BRIDGES AND/OR THE INTERSTATE CONNECTORS (I-64, I-65, AND I-71) AND SUPPORTING MORE CROSS-RIVER CONNECTIONS.

WHEREAS, The issue surrounding the Ohio River Bridges project inasmuch produce a real and direct impact on the citizens, economy and cultural well-being of our community; and

WHEREAS, A financial arrangement involving various tolling scenarios that would result in the imposition of tolls on new and existing Ohio River Bridges and/or tolls on the Interstate connectors (I-64, I-65, and I-71) is currently under consideration, and has received strong opposition from the citizens of this and neighboring communities; and

WHEREAS, The Ohio River should serve as the center of unity, not as a barrier dividing the states of Indiana and Kentucky; and

WHEREAS, It is a flawed policy to place tolls on existing transportation infrastructure; and

WHEREAS, It is fundamentally wrong to force tolls on hard-working citizens from Sellersburg whose livelihood depends on jobs in Kentucky, or Kentucky residents whose livelihood depends on jobs in Indiana; and

WHEREAS, the three bridges (Clark Memorial, Kennedy and Sherman Minton) connecting Indiana and Kentucky are essential links in the growth and economic development of the community; and

WHEREAS, the imposition of tolls on existing transportation infrastructure may threaten business and working families of the community.

NOW THEREFORE, BE IT RESOLVED by the Sellersburg Town Council as follows:

The Sellersburg Town Council, by this resolution, states that it is opposed to any tolls on

the Kennedy, Clark Memorial, Sherman Minton and/or the Interstate connectors while still supporting additional cross-river connections; and further states that the best policy for the economic well-being of the region is for the Ohio River Bridges Project to be built in affordable phases that can be financed without tolls; and which connect our communities in a reasonable and affordable way.

So Resolved this 25th day of October, 2010.

Brian K. Meyer
Council President

Paul J. Rhodes
Paul J. Rhodes
Council Vice President

Terry E. Langford
Terry E. Langford
Council Member

Michael N. Lockhart
Michael N. Lockhart
Council Member

James H. LaMaster
James H. LaMaster
Council Member

David L. Kinder
Attest: David L. Kinder
Clerk-Treasurer

RESOLUTION NO. R-2010-006

BUSINESS ACCOUNT (CREDIT CARD) WITH CHASE BANK USA,N.A.

Whereas, the Town of Sellersburg, Indiana, a Government Agency organized under the laws of the State of Indiana (the "Company") desires to obtain financial accommodations from Chase Bank USA,N.A. (the Bank) pursuant to the use of a number of business card account numbers, the related accounts and cards bearing such account numbers (collectively, the "Cards"); and

WHEREAS, this Company intends to authorize its employees and agents to use such Cards for and in connection with corporate business on behalf of this Company; and

WHEREAS, the Bank will not issue such Cards unless the Company agrees to obligate itself for the prompt payment of credit extended pursuant to the use of such Cards, including credit extended pursuant to the use of a Card for either purchases or cash advance transactions, whether such use or indebtedness was authorized or unauthorized by the Company;

NOW, THEREFORE, be it resolved that the Company shall apply to the Bank for the issuance of Cards in the names of such employees and agents of the Company as may be designated to the Bank;

BE IT FURTHER RESOLVED that the Clerk-Treasurer or Town Council President of this Company, any one of them acting singly, is hereby authorized, directed and empowered, in the name of the Company, to execute a Business Card Agreement in the form approved by such individual and take such actions as are contemplated thereby;

BE IT FURTHER RESOLVED that the Bank is authorized to act upon these resolutions until written notice of their revocation is delivered to Bank.

I, Brian K. Meyer, Sellersburg Town Council President, do hereby certify that the foregoing is a full, true and correct copy of the resolution of the Town of Sellersburg of said Company, duly and regularly passed and adopted at a meeting of the Sellersburg Town Council of Company, which was duly and regularly called and held in all respects as required by law, and by the by-laws of said Company, on the 13th day of December, 2010, at which meeting a majority of the Sellersburg Town Council of said Company was present and voted in favor of said resolution. I further certify that the said resolution is still in full force and effect and have not been amended or revoked and that the specimen signatures appearing below are the signatures of the individuals authorized to sign for this company by virtue of this resolution.

Specimen Signature

Name (Print

Title

David L. Kinder

David L. Kinder

Clerk-Treasurer

William R. Whelan

William R. Whelan

Chief of Police

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Sellersburg, Indiana this 13th day of December, 2010.

BRIAN K. MEYER

B.K.M.

Town Council President

[SEAL}