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STATE OF INDIANA
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LAKE COUNTY
MICHAEL B. BOND
RECORDER/AUDITOR

GARY, INDIANA
CITY OF GARY, INDIANA REDEVELOPMENT COMMISSION

RESOLUTION NO. 3533

A RESOLUTION OF THE REDEVELOPMENT COMMISSION OF THE CITY OF GARY, LAKE COUNTY, INDIANA CONFIRMING RESOLUTION NO. 3511 THAT APPROVED AND ADOPTED THE MERGER AND CONSOLIDATION OF THE 6TH AND BROADWAY ALLOCATION AREA WITH THE CONSOLIDATED AREA ALLOCATION AREA

WHEREAS, the City of Gary ("City"), Lake County, Indiana, Redevelopment Commission (the "Commission"), the governing body of the Department of Redevelopment of the City and the Redevelopment District of the City ("District"), exists and operates under the provisions of the Redevelopment of Cities and Towns Act of 1953 which has been codified in Indiana Code ("I.C.") 36-7-14, as amended from time to time (the "Act");

WHEREAS, the Commission at a meeting held on September 17, 2014, approved and adopted Resolution No. 3511 entitled "A RESOLUTION OF THE REDEVELOPMENT COMMISSION OF THE CITY OF GARY, LAKE COUNTY, INDIANA FURTHER AMENDING RESOLUTION NOS. 3005 AND 3218 FOR THE PURPOSE OF MERGING AND CONSOLIDATING ALLOCATION AREA #2 ("CONSOLIDATED ALLOCATION AREA") AND ALLOCATION AREA #4 ("6TH AND BROADWAY ALLOCATION AREA"), BOTH WITHIN THE MIDTOWN URBAN RENEWAL AREA AS DESIGNATED THROUGH RESOLUTION NO. 3455" (the "Amending Declaratory Resolution");

WHEREAS, on October 28, 2014, the Gary Plan Commission (the "Plan Commission") adopted and approved Resolution No. 2014-3511 constituting its Written Order approving the Amending Declaratory Resolution determining that the Amending Declaratory Resolution is in conformity with the official plan of development for the City (the "City of Gary Comprehensive Plan: 2008-2028"), pursuant to Section 16(a) of the Act;

WHEREAS, on November 17, 2014, the Common Council of the City (the "City Council") as the legislative body of the City at a regular meeting duly adopted and approved Resolution No. C.P.R. 14-23 formally approving the Written Order and Resolution No. 2014-3511 of the Plan Commission that determined the Amending Declaratory Resolution is in conformity with the City of Gary Comprehensive Plan: 2008-2028, pursuant to Section 16(a) of the Act;

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WHEREAS, upon receipt of the Plan Commission's Written Order and Resolution No. 2014-3511 and the City Council's Resolution No. C.P.R. 14-23 as municipal legislative body's approval of the Plan Commission's action, pursuant to Section 17(a) of the Act, the Commission caused to be published in The Times on Friday, November 21, 2014 in accordance with I.C. 5-3-1-4(a), a Notice of Public Hearing with respect to the confirmation of the Amending Declaratory Resolution,

WHEREAS, pursuant to Section 17(c) of the Act, the Commission on or before Friday, November 21, 2014 (at least 10 days before the date of the public hearing) caused to be filed by USPS certified mail-return receipt certain information with the officers of those taxing units who are authorized to fix budgets, tax rates and tax levies under I.C. 6-1.1-17-5 that are wholly or partly located within the Consolidated Area Allocation Area as now designated by the Amending Declaratory Resolution pursuant to the amendment to the allocation provision merging and consolidated the 6th and Broadway Allocation Area with the Consolidated Area Allocation Area, more specifically: (i) a copy of the public notice as published in accordance with I.C. 5-3-1; and (ii) a statement disclosing the estimated impacts of the Amending Declaratory Resolution pursuant Section 17(c)(2)(A) and (B);

WHEREAS, at a public hearing held by the Commission on Wednesday, December 3, 2014 at 4:00 p.m. (CST), the Commission considered written remonstrances and objections, if any, as timely submitted via date and time stamp of Commission staff prior to 2:00 p.m. on December 3, 2014 and heard all persons and parties interested in the proceedings; and

WHEREAS, the Commission now desires to take final action determining the public utility and benefit of and confirming said Amending Declaratory Resolution, including all subsequent approval processes and proceedings, in accordance with Sections 15, 16, 17 and 39 of the Act:

NOW, THEREFORE, BE IT RESOLVED by the City of Gary, Lake County, Indiana Redevelopment Commission, as the governing body of the Department and the District, as follows:

1. After considering the evidence presented at a hearing of the Commission on Wednesday, December 3, 2014 at 4:00 p.m. (CST), the Commission hereby confirms the findings, determinations and designations adopted and approved on September 17, 2014 as resolved in Resolution No. 3511, as the Amending Declaratory Resolution.
2. The Commission further hereby finds and determines that it will be of public utility and benefit to confirm Resolution No. 3511 as: (i) adopted and approved by the Commission pursuant to the purposes of the Act; (ii) adopted and approved by the Plan Commission pursuant to its Written Order and Resolution No. 2014-3511 under Section 16(a) of the Act; and (iii) adopted by the City Council of the City by Resolution No. C.P.R. 14-23 under Section 16(b) of the Act approving the actions of the Plan Commission.

3. This resolution as the confirming resolution (the “Confirmatory Resolution”) constitutes final action by the Commission, pursuant to Section 17(d) of the Act confirming Resolution No. 3511, as an amending declaratory resolution, and all actions necessary to take final action as it pertains to said resolution.
4. The Secretary of the Commission is directed to record this Confirmatory Resolution with the Office of the Lake County, Indiana Recorder as it constitutes final action taken by the Commission pursuant to the requirements of Section 17(d) of the Act and is directed to record a copy of this Confirmatory Resolution with the minutes of the Commission’s December 3, 2014 meeting.
5. Pursuant to 50 IAC 8-2-2(a), the Secretary of the Commission is hereby directed to notify the Indiana Department of Local Government Finance (the “DLGF”) of the confirmation of Resolution No. 3511, as an amending declaratory resolution, by immediately filing the Confirmatory Resolution with the DLGF.
6. Pursuant to 50 IAC 8-2-3(a), the Secretary of the Commission is hereby directed to make the following required and additional filings at the appropriate time with the Office of the Lake County, Indiana Auditor:
 - a. An original signed Resolution No. 3511, as an amending declaratory resolution adopted and approved by the Commission on September 17, 2014;
 - b. A copy of the Statement of Economic Benefits (the “Tax Impact Statement”); and
 - c. A copy of this Confirmatory Resolution adopted by the Commission, as date and document stamped recorded with the Office of the Lake County, Indiana Recorder and as date and file stamped received by the Indiana Department of Local Government Finance.
7. This Confirmatory Resolution shall be in full force and effect after its adoption by the Commission.

HEREBY ADOPTED AND APPROVED at a meeting of the City of Gary, Indiana, Redevelopment Commission held on the 3rd day of December, 2014, at the Offices of the Department of Redevelopment located at 839 Broadway, Second Floor – Suite S-200, City Hall Annex, Gary, Indiana 46402.

See Signature Sheet.

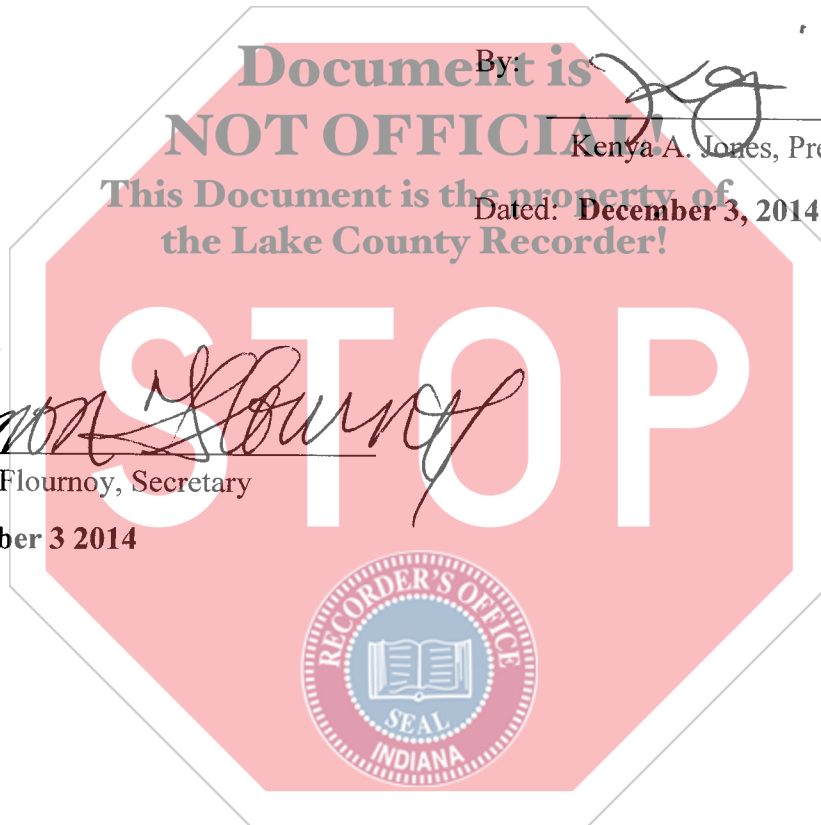
GARY, INDIANA
CITY OF GARY, INDIANA REDEVELOPMENT COMMISSION

RESOLUTION NO. 3533

A RESOLUTION OF THE REDEVELOPMENT COMMISSION OF THE CITY OF GARY, LAKE COUNTY, INDIANA CONFIRMING RESOLUTION NO. 3511 THAT APPROVED AND ADOPTED THE MERGER AND CONSOLIDATION OF THE 6TH AND BROADWAY CENTER ALLOCATION AREA WITH THE CONSOLIDATED AREA ALLOCATION AREA

SIGNATURE SHEET

CITY OF GARY, INDIANA,
REDEVELOPMENT COMMISSION



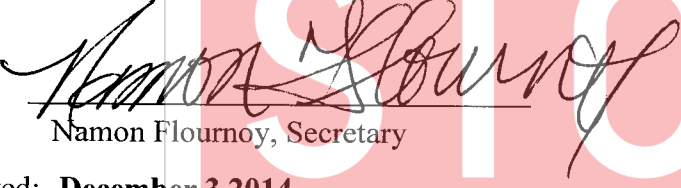
By:


Kenya A. Jones, President

Dated: December 3, 2014

ATTEST:

By:


Namon Flournoy, Secretary

Dated: December 3 2014

PREPARER'S AFFIRMATION STATEMENT

This form has been signed by the preparer of a document and recorded with each document in accordance with House Enrollment Act (HEA) 1114 – Redact Legislation.

A Declaration, County Form 170, was designed for the purpose of making the affirmation and was no longer required to be filed as of March 24, 2006. However, HEA 1114 requires an affirmation statement be included on the instrument. Whether or not the affirmation statement is required, it is unlawful for anyone under Indiana Code 36-2-7.5-2 to submit to the county recorder for recording or filing a document that contains the social security number of an individual, unless that social security number is required by law.

The law does not provide where the affirmation statement is to be located, however, the State Board of Accounts recommends¹ that the affirmation statement be located near (either before or after) the Preparer's statement and that maps, plats and surveys typically would be required to contain the affirmation statement.

Now therefore, "I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law."

Document: Resolution No. 3533

Entity: City of Gary, Indiana Redevelopment Commission

Date Approved: December 3, 2014

NOT OFFICIAL!
This Document is the property of
the Lake County Recorder!

Dan Botich
Signature of the Declarant

Dan Botich, Executive
Printed Name of the Declarant

CENDER & COMPANY, LLC
233 East 84th Drive, Suite 103
Merrillville, IN 46410

12-10-2014
Dated

¹ State Board of Accounts (State of Indiana) Memorandum dated June 22, 2006 by Bruce A. Hartman, C.P.A. and State Examiner.