RESOLUTION 93-24
TO CONFIRM RESOLUTION 93-23 WHICH DESIGNATED THE PROPERTY LOCATED AT 400 W. 7TH STREET AS AN "ECONOMIC REVITALIZATION AREA"
(Eighth Street Development Corporation, Petitioner)

WHEREAS, Eighth Street Development Corporation has filed an application for designation of the property located at 400 W. 7th Street as an "Economic Revitalization Area"; and

WHEREAS, Petitioners seeking designation for their property as an Economic Revitalization Area must complete a Statement of Benefits and must, prior to March 1st of each year, provide the county Auditor and the Common Council with information showing the extent to which there has been compliance with the Statement of Benefits; and

WHEREAS, the application has been reviewed by the Departments of Redevelopment and Planning, and the Redevelopment Commission has passed a Resolution recommending to the Common Council the approval of the "Economic Revitalization Area" designation for said property and for said term of years; and

WHEREAS, the Common Council has investigated the area and reviewed the Statement of Benefits, attached hereto and made a part hereof; and

WHEREAS, the property described above is part of the Downtown area as defined in the Redevelopment Department's Community Development and Housing Plan, and has experienced a cessation of growth;

WHEREAS, the Common Council adopted Resolution 93-23 on July 21, 1993, which designated the above property as an "Economic Revitalization Area," and caused to be published a notice of the passage of Resolution 93-23 and requested in such notice that persons having objections or remonstrances to the designation appear before the Common Council at its public meeting on August 4, 1993; and

WHEREAS, the Common Council has reviewed and heard all such objections and remonstrances to such designation;

NOW THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

1. The Common council hereby affirms its determination made in Resolution 93-23 that the area described above is an "Economic Revitalization Area" as set forth in Indiana Code 6-1.1-12.1-1 et. seq.; the Common Council further finds and determines that the owner of the property shall be entitled to a deduction from the assessed value of the property for a period of ten (10) years if the property is rehabilitated or redeveloped pursuant to I.C. 6-1.1-12.1-3 and for the sole purpose of building office space for professional and limited commercial office use.

2. As agreed to by Petitioner in its application, if the improvements described in the application are not commenced (defined as obtaining a building permit and actual start of installation) within twelve (12) months of the date of the designation of the above area as an "Economic Revitalization Area", this Common Council shall have the right to void such designation.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 4th day of August, 1993.

Regina Miller
JACK W. HOPKINS, President
Bloomington Common Council

SIGNED and APPROVED by me upon this 5th day of August, 1993.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

SYNOPSIS

This Resolution affirms the determination of the Common Council expressed in Resolution 93-23 which designated the property located at 400 W. 7th Street for a period of ten (10) years as an "Economic Revitalization Area."

Signed copies to
Petitioner
Redevelopment
File
M.C. auditor
Assessor } certified

STATEMENT OF BENEFITS

State Form 27167 (R3 / 11-91)
Form SB - 1 is prescribed by the State Board of Tax Commissioners, 1989
The records in this series are CONFIDENTIAL according to IC 6-1.1-35-9

FORM SB - 1

INSTRUCTIONS:

1. *This statement must be submitted to the body designating the economic revitilization area prior to the public hearing if the designating body requires info mation from the applicant in making its decision about whether to designate an Economic Revitilization Area. Otherwise this statement must be submitte to the designating body BEFORE a person installs the new manufacturing equipment, or BEFORE the redevelopment or rehabilitation of real property fo which the person wishes to claim a deduction. A statement of benefits is not required if the area was designated an ERA prior to July 1, 1987 and th "project" was planned and committed to by the applicant, and approved by the designating body, prior to that date. "Projects" planned or committed to afte July 1, 1987 and areas designated after July 1, 1987 require a STATEMENT OF BENEFITS. (IC 6-1.1-12.1)*
2. *Approval of the designating body (City Council, Town Board, County Council, etc.) must be obtained prior to initiation of the redevelopment or rehabilitatior or prior to installation of the new manufacturing equipment, BEFORE a deduction may be approved.*
3. *To obtain a deduction, Form 322 ERA, Real Estate Improvements and / or Form 322 ERA / PP, New Machinery, must be filed with the county auditor. Wit respect to real property, Form 322 ERA must be filed by the later of: (1) May 10; or (2) thirty (30) days after a notice of increase in real property assessmer is received from the township assessor. Form 322 ERA / PP must be filed between March 1 and May 15 of the assessment year in which new manufac turing equipment is installed, unless a filing extension has been obtained. A person who obtains a filing extension must file the form between March 1 an June 14 of that year.*
4. *Property owners whose Statement of Benefits was approved after July 1, 1991 must submit Form CF - 1 annually to show compliance with the Statement c Benefits. (IC 6-1.1-12.1-5.6)*

SECTION 1 — TAXPAYER INFORMATION

Name of taxpayer: Eighth Street Development Corporation

Address of taxpayer *(street and number, city, state and ZIP code)*: P.O. Box 1998, Bloomington, IN 47402

Name of contact person: Joe R. Harrell

Telephone number: (812) 339-2579

SECTION 2 — LOCATION AND DESCRIPTION OF PROPOSED PROJECT

Name of designating body: Department of Redevelopment

Resolution number:

ation of property: 400 West 7th Street

County: Monroe

Taxing district:

Description of real property improvements and / or new manufacturing equipment to be acquired *(use additional sheets if necessary)*: Complete renovation and remodeling of existing building to accomodate commercial/professional offices.

Estimated starting date: September 1993

Estimated completion date: December 1994

SECTION 3 — ESTIMATE OF EMPLOYEES AND SALARIES AS RESULT OF PROPOSED PROJECT

Current number	Salaries	Number retained	Salaries	Number additional	Salaries
none	NA	none	NA	2	$45,000.00

SECTION 4 — ESTIMATED TOTAL COST AND VALUE OF PROPOSED PROJECT

	Real Estate Improvements		Machinery	
	Cost	Assessed Value	Cost	Assessed Value
Current values	425,000	134,960	NA	NA
Plus estimated values of proposed project	1,675,000	~~1,965,040~~ 335,000		
Less values of any property being replaced				
Net estimated values upon completion of project	2,100,000	~~2,100,000~~		

SECTION 5 — OTHER BENEFITS PROMISED BY THE TAXPAYER

1. Generate $1,675,000 construction project which will stimulate local economy.
2. Convert currently deteriorated building into attractive, desirable property which will provide needed office space within the downtown revitalization area.
3. Preserve historical landmark building.
4. Provide incentive for other business to invest in the economic revitalization area.
5. Additional jobs will be created in zone by tenant businesses.

SECTION 6 — TAXPAYER CERTIFICATION

I hereby certify that the representations in this statement are true.

Signature of authorized representative	Title	Date signed *(month, day, year)*
Joe R. Harrell — Joe R. Harrell	President	6/11/93

FOR USE OF THE DESIGNATING BODY

We have reviewed our prior actions relating to the designation of this economic revitalization area and find that the applicant meets the general standards adopted in the resolution previously approved by this body. Said resolution, passed under IC 6-1.1-12.1-2.5, provides for the following limitations as authorized under IC 6-1.1-12.1-2.

A. The designated area has been limited to a period of time not to exceed _____ calendar years * *(see below)*. The date this designation expires is _____.

B. The type of deduction that is allowed in the designated area is limited to:
1. Redevelopment or rehabilitation of real estate improvements; ☐ Yes ☐ No
2. Installation of new manufacturing equipment; ☐ Yes ☐ No
3. Residentially distressed areas ☐ Yes ☐ No

C. The amount of deduction applicable for new manufacturing equipment installed and first claimed eligible for deduction after July 1, 1987, is limited to $ _____ cost with an assessed value of $ _____.

D. The amount of deduction applicable to redevelopment or rehabilitation in an area designated after September 1, 1988 is limited to $ _____ cost with an assessed value of $ _____.

E. Other limitations or conditions *(specify)*_____

F. The deduction for new manufacturing equipment installed and first claimed eligible for deduction after July 1, 1991is allowed for:
☐ 5 years ☐ 10 years

Also we have reviewed the information contained in the statement of benefits and find that the estimates and expectations are reasonable and have determined that the totality of benefits is sufficient to justify the deduction described above.

Approved: *(signature and title of authorized member)*	Telephone number	Date signed *(month, day, year)*
Regina Miller Common Council Vice - President	(812) 331.6408	08.04.93
Attested by:	**Designated body**	
Patricia Williams, City Clerk	Bloomington Common Council	

* If the designating body limits the time period during which an area is an economic revitilization area, it does not limit the length of time a taxpayer is entitled to receive a deduction to a number of years designated under IC 6-1.1-12.1-4 or 4.5 Namely: *(see tables below)*

NEW MANUFACTURING EQUIPMENT

For Deductions Allowed Over A Period Of:		
Year of Deduction	Five (5) Year Percentage	Ten (10) Year Percentage
1st	100%	100%
2nd	95%	95%
3rd	80%	90%
4th	65%	85%
5th	50%	80%
6th		70%
7th		55%
8th		40%
9th		30%
10th		25%

REDEVELOPMENT OR REHABILITATION OF REAL PROPERTY IMPROVEMENT

For Deductions Allowed Over A Period Of:			
Year of Deduction	Three (3) Year Deduction	Six (6) Year Deduction	Ten (10) Year Deduction
1st	100%	100%	100%
2nd	66%	85%	95%
3rd	33%	66%	80%
4th		50%	65%
5th		34%	50%
6th		17%	40%
7th			30%
8th			20%
9th			10%
10th			5%

ORD. 93-24 SEC
Form Prescribed by State Board of Accounts General Form #99P (Rev 1988)
CITY - CLERK TO: The Herald-Times__Dr.
(Governmental Unit) Box 909
Monroe County, Indiana Bloomington, IN 47402

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed 2 actual lines, neither of which shall total more than four solid lines of the type in which the body of the Advertisement is set)-Number of equivalent lines _____
Head-Number of lines _____
Body-Number of lines _____
Tail-Number of lines _____
Total number of lines in notice _____

COMPUTATION OF CHARGES:
60 lines 1 COLUMN wide, equals 60 equivalent lines
at 0.330 cents per line.....$19.80
Additional Charges for notices containing rule
or tabular work (50% of above amount).....
Charge for extra proofs of publication.....
($1.00 for each proof in excess of two)
TOTAL AMOUNT OF CLAIM.....$19.80
DATA FOR COMPUTING COST
Width of Single Column 12.5 ems Size of type 6 point
Number of insertions 1 time

Pursuant to the provisions and penalties of Ch 155, Acts 1953.
I hereby certify that the foregoing is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Leah Leahy
Date: 11/21/93 Title: billing clerk

PUBLISHER'S AFFIDAVIT

State of Indiana, Monroe County) ss
Personally appeared before me, a notary public in and for said county and state, the undersigned, Leah Leahy or Sue May who, being duly sworn, says that she is billing clerk for The Herald-Times newspaper of general circulation printed and published in the English language in the city of Bloomington in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time(s), the dates of publication being as follows:

1993 :
11/21

Leah Leahy

Subscribed and sworn to before me 11/21/93

John D. Lodge Notary Public
Monroe Co. Indiana
My Commission expires 1-10-96

Claim No.___ Warrant No._____

IN FAVOR OF

Herald-Times

P.O. Box 909, Bloomington, IN 47402

****

$_____

ON ACCOUNT OF APPROPRIATION FOR

_____

Appropriation No. 351262682_____

****

Allowed_____,19__

In the Sum of $_____

_____

_____

_____

_____

_____

I have examined the within claim and hereby certify as follows:

That it is in proper form.

That it is duly authenticated as required by law.

That it is based upon statu y authority.

That it is apparently (correct) (incorrect).

_____

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and necessary to the public business.

_____

_____,19__

****

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Leah Leahy
Title: billing clerk

SECTION V. Part (b) of Section 6.12.040 Designated smoking areas. of the Bloomington Municipal Code be amended to read as follows:

(b) No public place covered by this chapter other than an eligible bar or a theater lobby shall be designated as a "smoking area" in its entirety; provided further, that in eligible restaurants, a "smoking area" may not exceed seventh-five percent of total available seating, unless a sign, conspicuously posted at all public entrances of the restaurant states "%" of available seating in this restaurant has been designated non-smoking." If an eligible bar is designated as a smoking area in its entirety, this designation shall be posted conspiciously on all entrances normally used by the public.

SECTION VI. Severability. If any section, sentence, or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION VII. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor and promulgation according to law.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 3rd day of November, 1993.

JACK W. HOPKINS, President
Bloomington Common Council
REGINA MILLER, Vice President

ATTEST:
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4th day of November, 1993.

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 8th day of November, 1993.

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends Chapter 6.12 of the BMC entitled, "Smoking in Public Places," by prohibiting smoking or eliminating designated smoking areas in restaurants, health care facilities, public meetings, public places, theaters, libraries, museums, galleries and bars that commence operation or construction after November 14, 1993. Any of these places existing after that date would lose their designated smoking areas if it ceases to operate for more than six months, changes ownership after January 1, 1996, or changes location.

21

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My Commission expires 1-10-96

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P.O. Box 909, Bloomington, IN 47402

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$_____

ON ACCOUNT OF APPROPRIATION FOR

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Allowed_____,19__

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_____

_____

_____

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That it is based upon statu y authority.

That it is apparently (correct) (incorrect).

_____

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and necessary to the public business.

_____

_____,19__

****

attach TO Res 93-23

CITY - CLERK
400 W. 7TH NOT

THE HERALD-TIMES
BLOOMINGTON, INDIANA

PROOF OF PUBLICATION

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JACK W. HOPKINS, President
Bloomington Common Council
REGINA MILLER, Vice President

ATTEST:
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4th day of November, 1993.

PATRICIA WILLIAMS, Clerk
City of Bloomington

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TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

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State of Indiana)
)ss
County of Monroe.....)

Leah Leahy or Sue May being duly sworn on oath, says that she is billing clerk of The Herald-Times, a public newspaper of general circulation, printed in the town of Bloomington in said county and state; that the notice, of which the annexed is a true copy, was published in regular edition of said paper, issued upon the following dates, to wit:

1993 :
07/25

Leah Leahy

Subscribed and sworn to before me on 07/25/93 .

Notary Public or Clerk

My commission expires 1-10-96

Publication Fee $10.50