

RESOLUTION 79-25

Inducement Resolution for Economic Development Commission
Bonds for Peck, Incorporated

WHEREAS, the City of Bloomington, Indiana (the "City") is authorized by I.C. 18-6-4.5 (the "Act") to issue revenue bonds to apply on the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction and equipping of said facilities either directly or by loan to a company and said facilities to be either owned by or leased or sold to a company; and

WHEREAS, Peck Incorporated (the "Company") has advised the Bloomington Economic Development Commission and the City that it proposes that the City acquire, construct and equip certain economic development facilities and sell or lease the same to the Company or that the City loan the proceeds of such a financing to the Company for such purposes, said economic development facilities to be an approximate 175,000 square foot production facility with office space, storage and shipping and parking facilities, for the purpose of producing, designing, manufacturing, storing and shipping seasonal novelty decorations and educational bulletin board aids, to be located on an approximate 6 acre tract of land just outside of Bloomington, Indiana (the "Project"); and

WHEREAS, the diversification of economic development and increase in job opportunities (approximately 200 new jobs) to be achieved by the acquisition, construction and equipping of the Project will be of public benefit to the health, safety and general welfare of the City of Bloomington and its citizens; and

WHEREAS, having received the advice of the Bloomington Economic Development Commission, it would appear that the financing of the Project would be of public benefit to the health, safety and general welfare of the City and its citizens; and

WHEREAS, the acquisition and construction of the facilities will not have an adverse competitive effect on any similar facility already constructed or operating in Bloomington, Indiana;

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

SECTION I. The Common Council finds, determines, ratifies and confirms that the promotion of diversification of economic development and job opportunities in and near Bloomington, Indiana, is desirable to preserve the health, safety and general welfare of the citizens of the City of Bloomington; and that it is in the public interest that the Bloomington Economic Development Commission and said City take such action as it lawfully may to encourage diversification of business and promotion of job opportunities in and near said City.

SECTION II. The Common Council further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the City in an amount of approximately \$4,000,000 under the Act to apply on the acquisition, construction and equipping of the Project and the sale or leasing of the Project to the Company or the loaning of the proceeds of such a financing to the Company for such purposes will serve the public purposes above, in accordance with the Act.

SECTION III. In order to induce the Company to proceed with the acquisition, construction and equipping of the Project, the Common Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided that all of the foregoing shall be mutually acceptable to the City and the Company; (ii) it will adopt such ordinances and resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds.

SECTION IV. All costs of the Project incurred after the passage of this resolution, including reimbursement or repayment to the Company of moneys expended by the Company for planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the City will thereafter either lease the same to the Company or loan the proceeds of such financing to the Company for the same purposes.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 20th day of September, 1979.

Tomilea Allison
Tomilea Allison, President
Bloomington Common Council

SIGNED and APPROVED by me upon this 24th day of September, 1979.

Francis X. McCloskey
Francis X. McCloskey, Mayor
City of Bloomington

ATTEST:

Nora M. Connors
Nora M. Connors, City Clerk

SYNOPSIS

IC 18-6-4.5 authorizes the City of Bloomington to issue revenue bonds for the financing of economic development facilities. Peck Incorporated wants to construct a production facility for novelty decorations and educational board aids just outside of Bloomington, providing approximately 200 new jobs. This resolution states that if all necessary statutory, planning, legal and financial requirements are met then the Council will pass an ordinance authorizing the issuance of bonds. A similar resolution was passed by the Economic Development Commission on August 24, 1979. The City has no liability or responsibility for these bonds if they are approved.