

RESOLUTION NO. 2015-03

**RESOLUTION OF THE CITY OF HOBART, INDIANA,
REDEVELOPMENT COMMISSION ESTABLISHING CERTAIN FUNDS
AND ACCOUNTS IN CONNECTION WITH THE LEASE DATED AS OF
JANUARY 1, 2015, BETWEEN THE CITY OF HOBART, INDIANA,
REDEVELOPMENT COMMISSION AND THE HOBART
REDEVELOPMENT AUTHORITY**

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

WHEREAS, the Hobart Redevelopment Authority (the "Authority") has been created pursuant to Indiana Code 36-7-14.5 as a separate body, corporate and politic, and as an instrumentality of the City of Hobart, Indiana, to finance local public improvements for lease to the Commission; and

WHEREAS, the Commission has previously designated and declared an area in the City of Hobart, Indiana, State Road 130 Industrial Area and the Downtown Hobart Redevelopment Area to be a redevelopment area and an allocation area (collectively, the "Area") for the purpose of collecting tax increment finance revenues (the "TIF Revenues"), adopted a Redevelopment Plan, and established an allocation fund for said Area; and

WHEREAS, the Authority intends to issue its lease rental revenue bonds in the aggregate principal amount not to exceed Four Million One Hundred Thousand and 00/100

Dollars (\$4,100,000.00) pursuant to Indiana Code 36-7-14.5-19 to be known as the "City of Hobart Redevelopment Authority Lease Rental Revenue Bonds of 2015" (the "Bonds"), the proceeds of which are to be used to finance certain public improvements consisting of all or any portion of the (i) replacement and reconstruction of certain underground sanitary and storm sewers within the area bounded by 5th Street on the southeast, Lake George on the west, Duck Creek on the east and Deep River on the northwest, (ii) construction of a public parking lot on real estate owned by the City; (iii) construction of a "gateway" sign, monument and related road, sidewalk, trail and landscape enhancements at Main Street between 6th and 7th Streets; (iv) replacement of the roof on the building located at 705 E. 4th Street, Hobart, Indiana being part of what is commonly known as the Police Court Complex; (v) resurfacing and upgrading of the parking lot owned by the City located at 327 East Street, Hobart, Indiana; and (vi) construction of not more than five (5) masonry structures each to surround a dumpster to be located upon the real estate located at 101 N. Lake Park, Hobart, Indiana and commonly known as the Lakefront Park; (vii) relining of segments of the sanitary interceptor sewer that begins at County Line Road and State Road 130 and continues to the Main Lift Station; and (viii) any related work, including without limitation, road reconstruction and widening, intersection improvement, traffic signal interconnection, utility relocation, utility and sidewalk installation, bridge improvements, wetland mitigation, and civil engineering, and other related improvements (collectively, the "Project") and to pay the cost of issuance of the Bonds; and

WHEREAS, the Authority intends to lease the Project to the Commission pursuant to a lease dated as of January 1, 2015, as may be amended from time to time (the "Lease"), which Lease was heretofore approved by this Commission; and

WHEREAS, in order for the Authority to proceed with the issuance of its Bonds, it is necessary for the Commission to establish certain funds and accounts for the payment of the rentals owed by the Commission pursuant to said Lease;

NOW, THEREFORE, BE IT RESOLVED, by the Hobart, Indiana, Redevelopment Commission as follows:

1. The Commission hereby creates and establishes a State Road 130 Industrial Area and the Downtown Hobart Redevelopment Area Project Principal and Interest Account (the "Lease Account") in the Redevelopment District Bond Fund previously created by the Commission to pay the rentals owed by the Commission pursuant to the Lease as the same may be amended by an Addendum.

2. The Commission shall levy in each calendar year beginning in the year prior to the first calendar year in which the Commission is required to pay lease rentals pursuant to the Lease, a special tax upon all of the taxable property in the Redevelopment District in a total amount sufficient, together with all other funds (other than special taxes) including, without limitation, the TIF Revenues deposited in the Lease Account during the previous 12 calendar months prior to August 1 of such calendar year (in determining whether such levy is necessary, the Commission may also take into account any funds on deposit in any reserve fund established by the Authority with respect to the Bonds), to pay all lease rental payments payable in the 12-month period beginning on July 1 of the following calendar year pursuant to Section 4 of the Lease. Such taxes shall be deposited in the Lease Account and such taxes and any other funds, including without limitation, the TIF Revenues, in the Lease Account shall be irrevocably pledged for the purposes set forth in this Resolution. It is the expectation of the Commission that

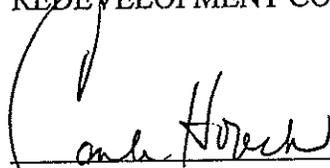
sufficient TIF Revenues will be available to make such lease rental payments under the Lease when due, without having to resort to the levy of the special tax provided herein.

3. This Resolution shall be in full force and effect after its adoption by the Commission.

* * * * *

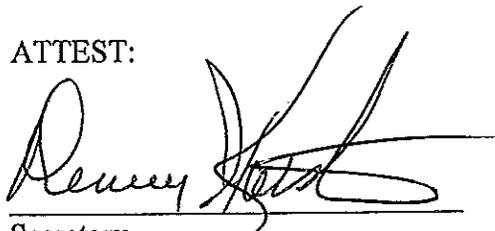
ADOPTED at a meeting of the City of Hobart, Indiana, Redevelopment
Commission held on February 9, 2015.

CITY OF HOBART, INDIANA
REDEVELOPMENT COMMISSION



President

ATTEST:



Secretary