

BE IT REMEMBERED THE HENRY COUNTY COUNCIL OF HENRY COUNTY, INDIANA, met in the regular session in the Courthouse Circuit Courtroom, in the City of New Castle, Indiana, on Wednesday, March 23, 2016, at 3:30 P.M., with the following members present: Nate LaMar, Richard Bouslog, Harold Griffin, Robin Reno-Fleming, Steve Dugger, Clay Morgan, Patricia A. French, Auditor, Scott Hayes and Joel Harvey, County Attorneys.

The meeting was opened with the invocation led by Mr. Dugger followed with the Pledge to the Flag led by Mr. Richard Bouslog.

A motion was made by Mr. Bouslog and seconded by Mrs. Fleming to approve the minutes from February 24th meeting. Motion carried 5-0.

Missy Modisett, representing the Chamber of Commerce, updated the Council on current events, such as the annual meeting along with the Memorial Day Parade.

Corey Murphy, EDC Director, presented a resolution for approval establishing a revitalization area for the Flat Rock Wind project. Mr. Murphy stated he abatement request would be for 10 years for the \$66,000,000 project. A public hearing will be held April 27, 2016 regarding the project. A motion was made by Mr. Dugger and seconded by Mr. Bouslog to approve the resolution as presented. Motion carried 6-0.

RESOLUTION NUMBER 2016-2

PRELIMINARY RESOLUTION DESIGNATING PROPERTY AS AN ECONOMIC REVITALIZATION AREA AND APPROVING REAL PROPERTY AND PERSONAL PROPERTY TAX ABATEMENT

WHEREAS, Flat Rock Wind LLC has requested the County Council to approve a ten (10) year real property tax deduction period and a ten (10) year personal property tax deduction schedule for a proposed wind farm project, which will include real property redevelopment and rehabilitation and installation of new manufacturing equipment; and,

WHEREAS, Flat Rock Wind LLC intends to construct the new equipment on property located in Franklin and Dudley Townships in an area consisting of approximately twenty-one (21) square miles with approximate boundaries of State Road 3 to the west, Interstate 70 to the north, South County Road 500 East to the east and the boundary line with Rush and Fayette Counties on the south and further described on the map attached hereto as Exhibit "A" and incorporated herein ("Real Estate"); and,

WHEREAS, Flat Rock Wind LLC has requested that the Real Estate be designated as an Economic Revitalization Area and has submitted and filed an SB-1/UD (Statement of Benefits Form) in the form attached as Exhibit "B" and incorporated by reference herein; and,

WHEREAS, the Council is authorized under the provisions of Indiana Code §6-1.1-12.1-1 to designate areas of the County as an Economic Revitalization Area for the purposes described herein; and,

WHEREAS, the Council has considered the Statement of Benefits and other information submitted by Flat Rock Wind LLC and determined that the area qualifies as an Economic Revitalization Area as defined by Indiana law.

NOW THEREFORE, BE IT RESOLVED:

1. The estimate of the value of the redevelopment or rehabilitation of the Real Estate is reasonable for projects of that nature and the estimate of the cost of the new manufacturing equipment to be installed in connection with the project is reasonable for the type of equipment purchased.

2. The installation of the new manufacturing equipment can be reasonably expected to result from the proposed redevelopment or rehabilitation of the Real Estate and such equipment proposed to be installed generates electricity which is ultimately transferred on the electric grid.

3. The estimate of annual wages, salaries and other benefits of those individuals set forth on the Statement of Benefits who will be employed or performing work can reasonably be expected to result from the acquisition of the new equipment and the redevelopment of the Real Estate.

4. The hiring of new employees as well as the creation of employment opportunities during construction together with the improvement of county roads and drains within the Economic Redevelopment Area and the value of the acquisition and construction of improvements as a result of the project should have a positive impact on the economy of Henry County and the totality of benefits to be derived from the acquisition of new equipment and redevelopment of the Real Estate is sufficient to justify the deduction created by the approval of the tax abatement.

5. The Real Estate constitutes an "Economic Revitalization Area," as defined by Indiana Code §6-1.1-12.1-1.

6. All of the conditions to the designation of an Economic Revitalization Area and all of the requirements for tax abatement to be granted hereby have been met and the foregoing findings are true.

7. The Statement of Benefits submitted by Flat Rock Wind LLC is hereby approved. The approval of the tax abatement approved herein is consistent with the objective set forth in Indiana Code §6-1.1-12.1-1 *et seq.*

8. Flat Rock Wind LLC is entitled to a real property tax deduction for the proposed redevelopment or rehabilitation of the Real Estate as part of the project for a period of ten (10) years and a personal property tax deduction for the proposed installation of manufacturing equipment as part of the project for a period of ten (10) years as allowed by I.C. §6-1.1-12.1-4.5, in accordance with the following abatement schedule:

YEAR OF DEDUCTION	% ABATED
1	100%
2	90%
3	80%
4	70%
5	60%
6	50%
7	40%
8	30%
9	20%
10	10%

BE IT FURTHER RESOLVED that notice of the adoption and substance of this resolution and all other disclosures required by Indiana Code §6-1.1-12.1-2.5 shall be duly published in accordance with Indiana Code §5-3-1, which notice shall state the date for public hearing on this resolution; and on said date, after hearing objections and remonstrances and considering evidence thereon, this Council will take final action determining whether the qualifications for an economic revitalization area have been met and confirming, modifying or rescinding this resolution.

BE IT FURTHER RESOLVED that at least ten (10) days prior to the public hearing on this resolution, a copy of the above-referenced notice and copy of the Statement of Benefits shall be included as an exhibit hereto and shall be filed with the officers of each taxing unit that has the authority to levy property taxes on the geographic area which is hereby designated as an economic revitalization area.

ADOPTED BY THE HENRY COUNTY COUNCIL at its regularly scheduled meeting this 23rd day of March 2016.

A motion was made by Mrs. Fleming and seconded by Mr. Morgan to approve the EDC Board citizen appointments of Mike Thalls and Monte Switzer to three year terms. Motion carried 5-0.

ADDITIONAL APPROPRIATIONS

A motion was made by Mr. Morgan and seconded by Mr. Bouslog to approve the additional appropriation request for the General fund in the amount of \$1975. Motion carried 5-0.

A motion was made by Mr. Bouslog and seconded by Mrs. Fleming to approve the additional appropriation request for the COIT fund in the amount of \$26,389. Motion carried 5-0.

A motion was made by Mr. Morgan and seconded by Mr. Griffin to approve the additional appropriation request for Enhanced 911 in the amount of \$68,149. Motion carried 5-0.

A motion was made by Mr. Morgan and seconded by Mr. Bouslog to approve the additional appropriation request for the LOIT fund in the amount of \$238,577. Motion carried 5-0.

TRANSFERS

A motion was made by Mr. Bouslog and seconded by Mr. Griffin to approve a transfer for the Prosecutor, transferring \$1,530 from Pre Trial Extradition into Social Security and \$2,240 from Office Equipment into Perf. Motion carried 5-0.

SALARY ORDINANCE

A motion was made by Mr. Dugger and seconded by Mr. Morgan to approve the amended salary ordinance for Circuit Court establishing a rate of pay for a Summer Law Clerk at \$15 per hour. Motion carried 5-0.

Outokumpu submitted their CF-1 forms for Personal Property and Real Estate, as required for their tax abatement. A motion was made by Mr. Bouslog and seconded by Mr. Griffin to approve the CF-1 forms as presented. Motion carried 5-0.

Laurie Davis, Park Superintendent, addressed the Council regarding an employee that had been part time due to the cut backs a few years ago and her request was to reinstate him as full time. A motion was made by Mr. Dugger and seconded by Mr. Bouslog to grant the request for full time status for her employee. Motion carried 5-0.

Lisa Scroggins, representing Quality Correctional Care, the medical provider for the jail, voiced her concerns for the safety of their nurses in the jail. After Mrs. Scroggins presentation, Mr. LaMar asked Mr. Morgan where the County was with the needs assessment for the jail, which was discussed in 2015. Mr. Morgan stated they had allotted \$20,000 in 2015 for the assessment in hopes the City and School would follow with monies to move forward, but nothing was finalized. Mr. LaMar asked Mr. Morgan to proceed with the advertisement for funding.

Mr. LaMar announced the distribution of Road Funding for Henry County due to bill SEA 67.

Mr. LaMar also announced that Tom Saunders, Henry County State Representative, stated the Capital Improvements Committee had been re-authorized. Aaron Benson was currently in charge of that committee.

Mr. LaMar asked for a roll call vote on the citizen appointment to the Middletown Fall Creek Township Library Board for a three year term. Tim Mundell and C. Maynard Powell both showed interest in the position. All Council members present voted for C. Maynard Powell.

A motion was made by Mr. Morgan and seconded by Mr. Bouslog to fund the roof repair at the Masonic Building in the amount of \$34,670 from the reclassification appropriation under the Council's budget. Motion carried 5-0.

Mr. Dugger discussed the Council flower fund, asking each member to donate \$3 each month to help pay for flowers when needed for employees.

A motion was made by Mr. Morgan and seconded by Mr. Bouslog to adjourn the meeting. Motion carried 5-0.

Nate LaMar, President

Richard Bouslog, Vice President

Harold Griffin

Robin Reno-Fleming

Steve Dugger

Clay Morgan

ATTESTED BY: _____

Patricia A. French, Henry County Auditor