

## RESOLUTION NO. 23 - 2015

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA DETERMINING AND APPROVING THE RESOLUTION AND WRITTEN ORDER OF THE VALPARAISO PLAN COMMISSION AS IT PERTAINS TO PLAN COMMISSION RESOLUTION RES15-002 APPROVING RESOLUTION NO. 2014-05 OF THE VALPARAISO REDEVELOPMENT COMMISSION AS A DECLARATORY RESOLUTION IN ORDER TO DESIGNATE THE THORMAHLEN ECONOMIC DEVELOPMENT AREA, APPROVE AN ECONOMIC DEVELOPMENT PLAN FOR THE THORMAHLEN ECONOMIC DEVELOPMENT AREA AND TO DESIGNATED THE THORMAHLEN ECONOMIC DEVELOPMENT AREA AS AN ALLOCATION AREA FOR THE PURPOSE OF UTILIZING TAX INCREMENT FINANCING TO IMPLEMENT THE ECONOMIC DEVELOPMENT PLAN

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**WHEREAS,** The City of Valparaiso, Indiana (the “City”) Redevelopment Commission (the “Redevelopment Commission”), the governing body of the City’s Department of Redevelopment (the “Department”) within the jurisdiction of the Redevelopment District of the City (the “District”), pursuant to IC 36-7-14 et seq. (the “Act”), at a scheduled meeting held on December 10, 2014 approved and adopted an Resolution No. 2014-05 (the “Declaratory Resolution”) that established and designated the Thormahlen Economic Development Area (the “Area”), approved an Economic Development Plan for the Thormahlen Economic Development Area (the “Plan”) and designated the Area to be an Allocation Area (the “Allocation Area”), in order to utilize tax increment financing to implement the Plan;

**WHEREAS,** The Declaratory Resolution, together with supporting data were submitted to the Valparaiso Plan Commission (the “Plan Commission”) in a timely manner in order for the Plan Commission to: (i) make a determination whether the Declaratory Resolution and the Plan conform to the plan of development for the City and (2) approve or disapprove the Declaratory Resolution and the Plan, all pursuant to Section 16(a) of the Act;

**WHEREAS,** The Plan Commission, as the duly designated and acting official planning body of the City, at a regular meeting held on August 11, 2015 adopted and approved Resolution No. RES15-002 which constituted its Written Order determining and approving that the Redevelopment Commission’s Declaratory Resolution and the Plan conform to the Official Comprehensive Plan of the City as the plan of development for the City, without Plan Commission amendments or modifications, all pursuant to Section 16(a) of the Act;

**WHEREAS,** The Recording Secretary of the Plan Commission as authorized and directed by the Plan Commission and as directed by Resolution No. RES15-002 submitted one (1) original signed Resolution No. RES15-002 and ten (10) copies of the said resolution to the Common Council of the City;

**WHEREAS,** The Common Council of the City upon receipt of the Plan Commission's Resolution No. RES15-002 and upon review is now desirous to: (i) make a determination on the Plan Commission's Resolution No. RES15-002 and its Written Order; and (ii) approve said resolution and Written Order, pursuant to Section 16(b) of the Act; and

**WHEREAS,** The determination that a geographic area within the City and the District is an economic development area must be approved by the Common Council of the City pursuant to Section 41(c) of the Act.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Valparaiso, Indiana, pursuant to the Act as follows:

1. The Plan Commission's Resolution No. RES15-002 and its Written Order attached hereto and made a part hereof, as adopted and approved on August 11, 2015 are in all respects approved, ratified and confirmed pursuant to Section 16(b) of the Act.
2. The Redevelopment Commission's determination related to Thormahlen Economic Development Area and its geographical area as an economic development area and as adopted and approved in the Declaratory Resolution is in all respects approved, ratified and confirmed pursuant to Section 41(c) of the Act.
3. The Clerk-Treasurer as the secretary to the Common Council is hereby authorized and directed to:
  - a. Submit one (1) original signed Resolution to the Redevelopment Commission for its permanent record files as it relates to the approval process of the Area, the Plan and the allocation provision of the Allocation Area;
  - b. Submit one (1) original signed Resolution to the Plan Commission for its project file permanent record files as it relates to the approval process of the Plan Commission's Resolution No. RES15-002 and its Written Order as it relates to the approval process of the Area, the Plan and the allocation provision of the Allocation Area; and
  - c. Retain two (2) original signed Resolutions for the Common Council permanent record and document files.

**BE IT FURTHER RESOLVED** that this Resolution shall have full force and effect from and after its passage by the Common Council of the City and approval by the Mayor.

**SEE SIGNATURE PAGE**

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**PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF VALPARAISO, INDIANA,**

by a vote of \_\_\_\_\_ “Ayes” and \_\_\_\_\_ “Nays” of those Council members present on this day, **August 24, 2015** .

**COMMON COUNCIL OF THE  
CITY OF VALPARAISO, INDIANA**

\_\_\_\_\_  
Presiding Officer

**ATTEST:**

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**Common Council of the City of Valparaiso, Indiana**

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Sharon Swihart, Clerk-Treasurer

**Presented by me to the Mayor of the City of  
Valparaiso, Indiana, this day August 24, 2015 at  
\_\_\_\_\_ p.m.**

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Sharon Swihart, Clerk-Treasurer

**This Resolution approved and signed by me this day  
August 24, 2015 at \_\_\_\_\_ p.m.**

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Jon Costas, Mayor