

RESOLUTION NO. 16-2019

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF VIGO COUNTY,
INDIANA ACCEPTING APPRAISALS AND APPROVING THE SALE
OF REAL PROPERTY**

WHEREAS, a petition signed by fifty (50) or more taxpayers of Vigo County, Indiana (the "County") has been filed with the Board of Commissioners of the County (the "Board") requesting the Board (1) to enter into negotiations with Vigo County, Indiana Jail Building Corporation (the "Corporation"), for the financing of the acquisition, construction, improvement, and/or equipping of all or any portion of a new county jail facility, located at 600 West Honey Creek Drive (lot 1 of a subdivision of 500 West Honey Creek Drive), Terre Haute, Indiana, all to be used for the purposes of providing incarceration, community corrections or other law enforcement or criminal justice services by the County, and (2) to enter into a lease between the nonprofit corporation, as lessor, and the County, as lessee, for all or a portion of the new jail facility, including the site and appurtenances thereto (the "Premises") (clauses (1) and (2), collectively, the "Project"); and

WHEREAS, on September 10, 2019, the Board adopted a resolution approving the execution of a lease (the "Lease"), by and between the Corporation, as lessor, and the County, as lessee, with respect to all or any portion of the Premises; and

WHEREAS, it is necessary for the Corporation to own the county jail and related real estate subject to the Lease (the "Real Estate") for purposes of the construction of the Project and lease of the Real Estate to the County; and

WHEREAS, pursuant to Indiana Code 36-1-10 *et seq.*, the Board has received from Sycamore Realty Group, Inc. and Michael Ofsansky & Associates, who were appointed as appraisers by the Board, the appraisal of the value of the Real Estate.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF VIGO COUNTY, INDIANA RESOLVES THE FOLLOWING:

Section 1. This Board, as the leasing agent of the County and pursuant to Indiana Code 36-1-10-11, as amended, hereby ratifies and approves the appointment of Sycamore Realty Group, Inc. and Michael Ofsansky & Associates to serve as appraisers of the Real Estate, and accepts the appraised value of the Real Estate prepared by such appraisers and presented to the Board on the date hereof.

Section 2. The Board hereby approves the sale of the Real Estate in exchange for an agreed upon purchase price (the "Purchase Price") in an amount determined by the Board on the date of issuance of the Bonds, which amount shall be not less than the appraised value of the Real Estate and not more than the principal amount of the Bonds. The Purchase Price shall be payable by the Corporation upon the closing of the issuance of the bonds issued by the Corporation to finance the Project. The Board is authorized to execute and deliver, and the County Auditor is authorized to attest to such execution, a deed conveying the Real Estate to the

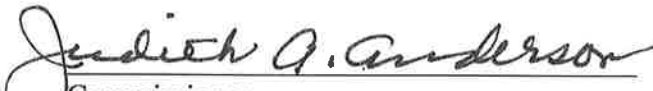
Corporation. Such sale of the Real Estate to the Corporation shall be subject to the County's acquisition of title to the Real Estate.

Section 3. Any member of the Board of Commissioners or the County Council, the Auditor of the County, and the County Attorney are hereby authorized, empowered and directed, on behalf of the County to take any other action as such individual deems necessary or desirable to effectuate the foregoing resolutions, and any actions heretofore made or taken be, and hereby are, ratified and approved.

Adopted this 17th day of December, 2019.

BOARD OF COMMISSIONERS OF
VIGO COUNTY, INDIANA


Commissioner


Commissioner


Commissioner

ATTEST:


County Auditor