

11-7-2022

RESOLUTION NO. 2022-022

ORIGINAL

A RESOLUTION OF THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS MAKING A FINAL DETERMINATION TO DEEDS TO A NONPROFIT ENTITY PURSUANT TO IND. CODE § 36-1.11-5.6

WHEREAS, Ind. Code § 36-1-11-5.6 sets out the procedures the Board of Commissioners may utilize to assign real property to a nonprofit entity that is created for agricultural, educational or recreational purposes; and

WHEREAS, the Board of Commissioners previously adopted Resolution No. 2022-020A, which identified certain parcels for which the Board of Commissioners now desires to assign to a nonprofit entity for use for the public good; and

WHEREAS, the Board of Commissioners desires to transfer to a nonprofit entity for use for the public good is identified in Resolution 2022-020A for a nominal fee; and

WHEREAS, the Board of Commissioners accepted written applications from eligible nonprofit entities and, on November 7, 2022, conducted a public hearing to consider all applications and hear any opposition to a proposed assignment of the real estate parcels; and

WHEREAS, having considered the submitted applications and public comments presented at the public hearing, the Board of Commissioners now desires to make a final determination on the assignment of the identified real estate parcels.

IT IS THEREFORE RESOLVED BY THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY, INDIANA THAT:

SECTION 1. Having received and considered the applications from nonprofit entities, copies of which are attached hereto, the Board of Commissioners issues the final determination described in Exhibit A, attached hereto, regarding the proposed assignment to a nonprofit entity of the parcels identified in Resolution 2022-020A.

SECTION 2. The assignment of the identified parcels shall be completed according to the specific terms and conditions described in the Commissioners' final determination of the Agreement that the County enters into with the nonprofit for the parcels to be sold to them for a nominal fee.

SECTION 3. The Board of Commissioners hereby assigns the real estate identified in parcel numbers:

Parcel ID No.: 18-10-06-300-014.000-014; 18-10-06-200-012.000-014; 18-10-06-200-013.000-014; 18-10-06-200-011.000-014; 18-10-05-100-015.000-014; 18-10-05-100-017.000-014; 18-10-05-100-016.000-014; 18-06-32-300-023.600-008; 18-06-32-300-024.000-008; 18-06-32-400-016.000-008

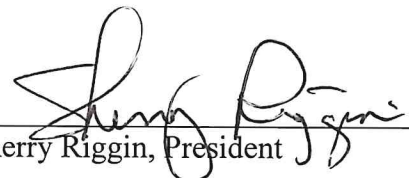
to East Central Indiana Regional Planning District, Inc. for their use and development.


SECTION 4: If the assignee nonprofit entity fails to comply with the terms and conditions of the terms and conditions of Exhibit A to this Resolution and the Commissioners' Agreement the parcels shall revert to Delaware County to be retained or disposed of by the Board of Commissioners.

SECTION 5. The President of the Board of Commissioners is hereby authorized to execute all documents necessary to carry out the terms of this Resolution.

PASSED AND ADOPTED ON THIS, THE 7 DAY OF November, 2022
BY THE DELAWARE COUNTY, INDIANA BOARD OF COMMISSIONERS.

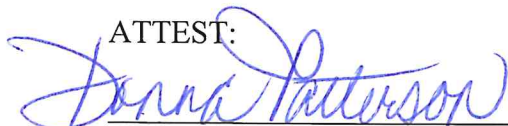
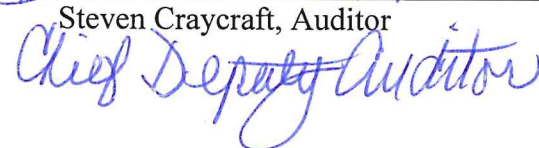
DELAWARE COUNTY, INDIANA
BOARD OF COMMISSIONERS


Sherry Riggini, President


Shannon Henry, Commissioner


James King, Commissioner

ATTEST:


Steven Craycraft, Auditor

Chief Deputy Auditor

Delaware County, Indiana

Exhibit A

Final Determination of the Delaware County, Indiana Board of Commissioners

Parcel ID No.: 0632400016000; 0632300024000; 1005100017000; 1005100015000;
1006200011000; 1006200013000; 1006200012000; 1006300014000; 1005100016000; 0632300023600

Common Address: no common address of parcels. All parcels are located in Mt. Pleasant township from one-half mile east of County Road 800W and west to the intersection of CR 850W and Priority Way south of SR 332.

Total Applications Submitted: 1

Applications Received from: EAST CENTRAL INDIANA REGIONAL PLANNING DISTRICT,
INC.

EAST CENTRAL INDIANA REGIONAL PLANNING DISTRICT, INC. (the "Assignee") and shall be assigned according to the following terms and conditions:

1. The property shall be used only for those purpose(s) described in the Assignee's application.
2. The use must be implemented and maintained within 180 days/months/years from the date the Assignee receives title to the property.
3. Other terms and conditions (optional): The Assignee must enter into an agreement with the Board of Commissioners as to the use of the property under the terms and conditions approved by the Board of Commissioners
4. Parcels: 0632400016000; 0632300024000; 1005100017000; 1005100015000; 1006200011000; 1006200013000; 1006200012000; 1006300014000; 1005100016000; 0632300023600 shall revert to Delaware County if the Assignee fails to comply with any of these terms and conditions and the Assignee shall execute any and all documents necessary to facilitate this transfer.