

## **RESOLUTION NO. 2024-17**

### **RESOLUTION OF THE BOARD OF COMMISSIONERS OF HENDRICKS COUNTY APPROVING THE AMENDMENTS TO THE REDEVELOPMENT DISTRICT TAX INCREMENT REVENUE BONDS, SERIES 2008, THE REIMBURSEMENT AGREEMENT AMONG THE COUNTY, THE REGIONAL SEWER DISTRICT AND THE REDEVELOPMENT COMMISSION, AND RELATED MATTERS**

WHEREAS, pursuant to Resolution No. 2008-6, adopted by the Hendricks County Redevelopment Commission (“Commission”) on August 18, 2008 (“Original Bond Resolution”), the Commission issued its Redevelopment District Tax Increment Revenue Bonds, Series 2008, dated September 2, 2008, in the principal amount of \$3,910,000 (“2008 Bonds”) to fund certain infrastructure projects in connection with the Westpoint Business Park development; and

WHEREAS, pursuant to a reimbursement agreement dated as of October 20, 2009 among Hendricks County, Indiana (the “County”), the Hendricks County Regional Sewer District (the “Sewer District”) and the Commission, the Sewer District provided funds in the amount of \$2,035,000 for the construction of certain sanitary sewer projects (the “2009 Sewer TIF Obligation”) in exchange for the Commission’s agreement to reimburse the County for such expenditures and the County’s agreement to reimburse the Sewer District in a like amount pursuant to IC 36-7-14-39(b)(4)(G); and

WHEREAS, on April 17, 2024, the Commission adopted Resolution No. 2024-15, amending the Original Bond Resolution, approving amendments to the 2008 Bonds (the “Reissued 2008 Bonds”) and amendments to the 2009 Sewer TIF Obligation (the “Restructured Sanitary Sewer TIF Obligation”); and

WHEREAS, the Board of Commissioners of Hendricks County, Indiana (the “Commissioners”), as the legislative body of Hendricks County, Indiana, now desires to approve the Reissued 2008 Bonds pursuant to IC 36-7-14-25.1(c) and (p) and the Restructured Sanitary Sewer TIF Obligation;

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

Section 1. The Commissioners hereby approve the Reissued 2008 Bonds of the District in an aggregate principal amount not to exceed \$3,910,000, upon the following conditions: (a) the maximum aggregate original principal amount of the Reissued 2008 Bonds shall not exceed \$3,910,000; (b) the final maturity of the Reissued 2008 Bonds shall be no later than February 1, 2037; (c) the maximum interest rate on the Bonds shall not exceed six percent (6.00%) per annum; (d) the Bonds may be subject to redemption prior to maturity on any interest payment date with such redemption terms determined by the Commission, all upon the advice of the municipal advisor to the Commission; and (e) payment of interest on the Reissued 2008 Bonds may not be capitalized. The Commissioners and the Auditor of the County, and each of them, is hereby authorized and directed to execute, attest and deliver the Reissued 2008 Bonds and such further instruments and documents, and to take such further actions in their judgment as shall be necessary or advisable in order to fully consummate the reissuance of the 2008 Bonds, and any such documents theretofore executed and delivered and any such actions heretofore taken, be, and hereby are, ratified and approved.

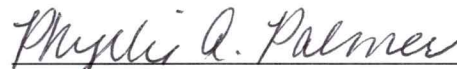
Section 2. The Amended and Restated Reimbursement Agreement among the County, Sewer District and the Commission, with respect to the Restructured Sanitary Sewer TIF Obligation, in the form presented to the Commissioners at this meeting (the "Amended and Restated Reimbursement Agreement"), is hereby approved. Each Commissioner is hereby authorized to execute and deliver the Amended and Restated Reimbursement Agreement with such changes thereto as such person deems necessary or advisable, in the name and on behalf of the County.

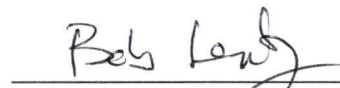
Section 3. The Commissioners and the Auditor of the County, and each of them, is hereby authorized, empowered and directed, on behalf of the County, to take any other action as such individual deems necessary or desirable to effectuate the foregoing resolutions, and any actions heretofore made or taken shall be, and hereby are, ratified and approved.

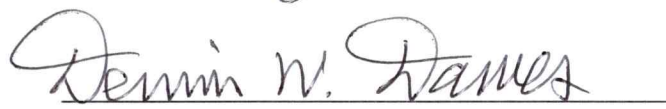
Section 4. This Resolution shall be in full force and effect from and after its adoption by the Commissioners.

Adopted this 14<sup>th</sup> day of May, 2024.


BOARD OF COMMISSIONERS OF  
HENDRICKS COUNTY, INDIANA

  
\_\_\_\_\_  
President

  
\_\_\_\_\_  
Commissioner

  
\_\_\_\_\_  
Commissioner

ATTEST:

  
\_\_\_\_\_  
County Auditor