

RESOLUTION NO. 5-2008

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
CLARK COUNTY, INDIANA APPROVING EXECUTION OF A LEASE
AND TAKING OTHER ACTIONS IN CONNECTION THEREWITH**

WHEREAS, the Board of County Commissioners of Clark County, Indiana (the "Board") has previously reviewed and approved plans and drawings for the necessary repairs, rehabilitation, improvements and equipping of the Clark County Government Building at 501 East Court Avenue, Jeffersonville, Indiana (the "County Building Complex"); and

WHEREAS, the Jeffersonville Clark County Building Authority (the "Building Authority") was established for the purpose of assisting Clark County, Indiana (the "County") in financing the acquisition, construction and equipping of the County Building Complex and from time to time, the repair improvement and replacement of structures, equipment and appurtenances used in connection with the operation of the County Building Complex for lease to the County; and

WHEREAS, there has been prepared and submitted to the Building Authority a form of Lease; and

WHEREAS, the board has published and posted Notice of a public hearing held on April 14, 2008, at which public hearing all interested persons were heard and testimony considered; and

WHEREAS, it is in the best interests of the County and its citizens and it is deemed desirable to proceed with all steps looking toward the repair, rehabilitation, improvement and equipping of the County Building Complex, and the leasing of the County Building Complex by the Building Authority to the County pursuant to the Lease; and

WHEREAS, it now appears to the Board that the leasing of said facility is necessary and that the proposed Lease provides for a fair and reasonable rental; and

WHEREAS, the Board reasonably expects to pay lease rentals under the Lease from an *ad valorem* property tax to be levied on all taxable property within the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF CLARK COUNTY, INDIANA THAT:

Section 1. The terms and conditions of the proposed form of Lease for the County Building Complex are hereby approved and agreed to in substantially the form provided (the "Lease").

Section 2. The Lease rental is determined to be fair and reasonable and shall not exceed the amount set forth in the Notice of Preliminary Determination to Enter a Lease as published on February 26, 2008.

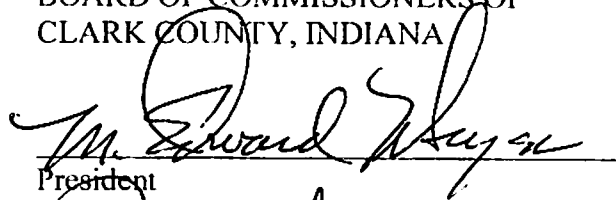
Section 3. The execution of the Lease is hereby approved upon approval by the Commissioner of the Department of Local Government Finance in accordance with the terms set forth in such order.

Section 4. The President or other designated officer of the Board is hereby authorized to execute the Lease and any other documents necessary to carry out the completion of the Lease financing and improvements to be completed pursuant thereto.

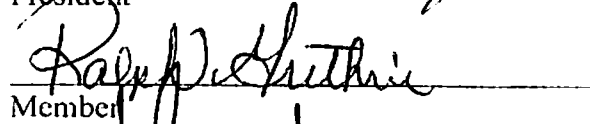
Section 5. This resolution shall be in full force and effect immediately upon adoption.

DULY PASSED this 14th day of April, 2008, by the Board of Commissioners of Clark County, Indiana.

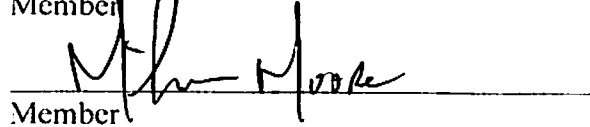
BOARD OF COMMISSIONERS OF
CLARK COUNTY, INDIANA



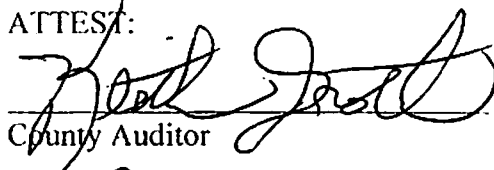
President



Member



Member

ATTEST:


County Auditor

Vote: 3 in favor; 0 against.