

ORIGINAL

RESOLUTION NO. 2023-

014

**A RESOLUTION OF THE DELAWARE COUNTY, INDIANA COUNTY COUNCIL
APPROVING LEASE AND OPTION TO PURCHASE REAL PROPERTY PURSUANT
TO IND. CODE § 36-1-11-3(c)(1)(A) AND (c)(B)(2)**

Whereas, Ind. Code § 36-1-11- sets out the procedures for the disposition of real estate owned by the County; and

Whereas, the Board of Commissioners previously adopted the Rail Spur Lease and Option to Purchase Agreement at their meeting on April 17, 2023 after conducting a public hearing on the approval of same which identified certain parcels for which the Board of Commissioners now desires to lease with an option to purchase to a private entity; and

Whereas, the County Council is charged with reviewing and approving any transfer of property and/or lease greater than \$50,000; and

Whereas, the Board of Commissioners conducted a public hearing on April 17, 2023 with regard to the lease and option to purchase the real estate and approved said lease and option; and

WHEREAS, having considered the information provided the County Council hereby desires to make a final determination on the lease with an option to purchase the identified real estate parcels.

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

SECTION 1. Having received and considered the lease with an option to purchase from the Board of Commissioners, a copy of which is attached to this Resolution and considered same.

SECTION 2. The lease with an option to purchase of the identified parcel shall be approved by the County Council.

SECTION 3. The President of the Board of Commissioners is hereby authorized to execute all documents necessary to carry out the terms of this Resolution.

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Passed and adopted by the County Council of Delaware County, Indiana this 25th day of April, 2023.



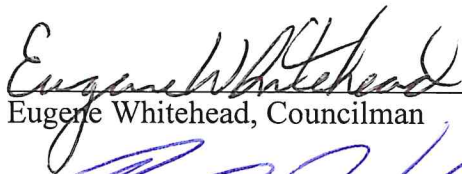
Dan Flanagan, Councilman



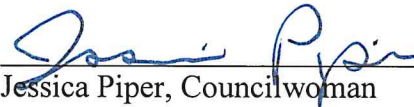
William Hughes, Councilman

Matt Kantz, Councilman

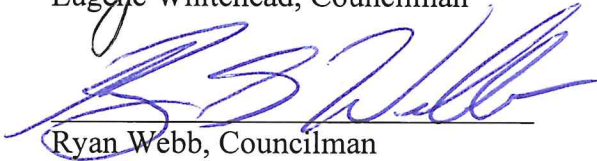
Jane Lasater, Councilwoman



Eugene Whitehead, Councilman



Jessica Piper, Councilwoman



Ryan Webb, Councilman

Attest:



Edward E. Carroll, Jr., Auditor

This Ordinance is approved in form by



Legal Counsel