

RESOLUTION NUMBER 2006-VII

RESOLUTION OF THE COUNTY COMMISSIONERS OF FLOYD COUNTY, INDIANA (THE "COUNTY") REQUESTING THE TOWN OF CORYDON, INDIANA TO ISSUE AN ECONOMIC DEVELOPMENT REVENUE NOTE TO ASSIST BLUE RIVER SERVICES, INC. IN REFUNDING TAXABLE DEBT THE PROCEEDS OF WHICH WERE ORIGINALLY USED AT ITS ECONOMIC DEVELOPMENT FACILITIES IN THE COUNTY, CRAWFORD COUNTY, INDIANA, CORYDON, HARRISON COUNTY, INDIANA, AND WASHINGTON COUNTY, INDIANA.

WHEREAS, Blue River Services, Inc. (the "Corporation") has requested that the Town of Corydon, Indiana (the "Town") issue its economic development note, pursuant to [IC 36-7-11.9 and IC 36-7-12-1] et seq., as amended (the "Act"), in an amount not to exceed \$1,700,000.00 (the "Note"), and lend the proceeds thereof to the Corporation for refunding taxable debt, the proceeds of which were originally used at its economic development facilities in Crawford County, Indiana; the County; Corydon, Harrison County, Indiana; and Washington County, Indiana (the "Project"); and

WHEREAS, the Town, the Corporation and Regions Bank, National Association (the "Bank") will enter into a loan agreement pursuant to which the Corporation will make loan payments to the Bank sufficient to pay all of the principal of and interest on the Note as the same become due; and

WHEREAS, the financing of the Project will tend to accomplish the public purposes of the Act and increase employment opportunities and diversification of economic development in and near the County, improve and promote the economic stability, development and welfare of the area in and near the County, encourage and promote the expansion of industry, trade and commerce in and near the County and/or the location of other new industries in such area, all of which are deemed beneficial to the County; and

WHEREAS, the Corporation incurred debt related to the economic development facilities acquired, constructed and/or equipped in the County, the taxable debt for which is to be currently refunded by a portion of the proceeds of the Note (\$41,945.00 is the current loan balance allocated to the facilities located in the County); and

WHEREAS, the Corporation has requested the County to have the Town act on behalf of the County in connection with the issuance of the Note;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COMMISSIONERS OF THE COUNTY, AS FOLLOWS:

1. That the County, through its County Commissioners, does hereby request that the Town issue its Note in an aggregate principal amount not to exceed \$1,700,000.00, provided that the Note shall not constitute a general obligation of the Town or the County and that the County shall have no expense in connection with the Project or the issuance of the Note; and provided

further that the County irrevocably agrees that \$41,945.00 of the proceeds of the Note are allocated to the portion of the Project within the County.

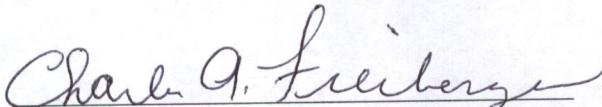
2. The County hereby certifies that it does not reasonably anticipate that the total principal amount of "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code which the County, or any subordinate entity of the County, will issue during the calendar year during which the Note is issued, will exceed \$10,000,000.00.

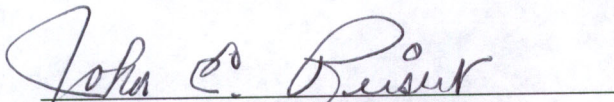
3. That the County is authorized, if necessary, to take any and all other action which may be necessary or desirable in order to obtain the approval of the Town for the issuance of the Note.

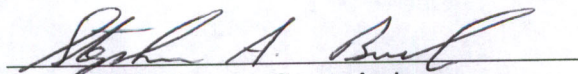
4. That the County shall cooperate fully with the Corporation and with Note Counsel designated by the Corporation in the issuance of the Note in order to induce said Corporation to continue its operations in the County and thus promote the public purposes of the Act.

5. That this Resolution shall be in force immediately upon its adoption.

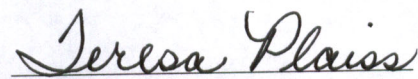
SO RESOLVED by the County Commissioners of the County, this 21 day of February, 2006.


Charles Freiberger, President


John Reisert, County Commissioner


Steve Bush, County Commissioner

ATTEST:


Teresa Plaiss, Auditor