

RESOLUTION NO. 2024-06

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF
FLOYD COUNTY, INDIANA, AMENDING RESOLUTION FCR 2024-02 FOR THE
PURPOSE OF INCREASING THE AUTHORIZED AMOUNT OF CERTAIN BONDS
AND CERTAIN OTHER MATTERS IN CONNECTION THEREWITH**

WHEREAS, on April 16, 2024, the Board of Commissioners of Floyd County, Indiana (the “Board”) adopted Resolution FCR 2024-02 (the “Original Resolution”) for the purpose of authorizing the issuance of the Bonds (as defined in the Original Resolution) by the Floyd County Redevelopment Commission (the “Commission”), in an aggregate principal amount of \$6,000,000, to finance the costs of the Project (as defined in the Original Resolution) and the costs and expenses incurred in connection with or on account of the issuance and sale of the Bonds, including paying capitalized interest, funding a reserve fund and/or payment of a premium for a municipal bond insurance policy, if necessary; and

WHEREAS, on or before the date hereof, the Commission adopted a resolution increasing the maximum authorized principal amount of the Bonds that may be issued to finance a portion of the costs of the Project; and

WHEREAS, the Board now desires to increase the maximum authorized principal amount of the Bonds to be issued to finance the Project as required under Indiana Code § 6-1.1-17-20.5 and Indiana Code § 36-7-14-25.1(p); and

WHEREAS, pursuant to Indiana Code 6-1.1-20-0.5, in determining whether a project is a controlled project for purposes of Indiana Code 6-1.1-20, the cost of the project does not include expenditures for the project that will be paid from donations or other gifts that are received by the political subdivision, and for which the political subdivision adopts an ordinance or resolution pledging that the donations or other gifts will be used exclusively for expenditures on the project’s costs;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF FLOYD COUNTY, INDIANA, as follows:

1. Notwithstanding anything in the Original Resolution to the contrary, pursuant to Indiana Code § 6-1.1-17-20.5 and Indiana Code § 36-7-14-25.1(p), the Board hereby authorizes the Bonds to be issued, in one or more series, in an aggregate principal amount not to exceed Six Million Three Hundred Fifty Thousand Dollars (\$6,350,000).

2. Pursuant to Indiana Code 6-1.1-20-0.5, the Board hereby pledges all READI grant funds received, or anticipated to be received by the County or the Commission, with respect to the Project to be used and applied exclusively for expenditures on the Project’s costs.

3. This Resolution is hereby intended to amend and supplement the Original Resolution, and to the extent of any inconsistencies or conflicts, if any, between any provision or provisions of this Resolution and the Original Resolution, the provisions of this Resolution shall be controlling and binding. Except as otherwise expressly provided herein, all of the findings,

terms, conditions and provisions of the Original Resolution are hereby ratified and affirmed, and shall continue in full force and effect.

4. This Resolution shall be in full force and effect from and after its passage by the Board.

DULY PASSED and ADOPTED on this 18th day of June, 2024, by the Board of Commissioners of Floyd County, Indiana.

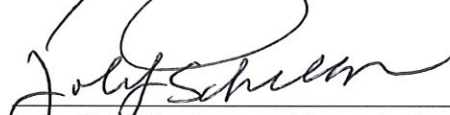
BOARD OF COMMISSIONERS OF
FLOYD COUNTY, INDIANA



Al Knable, Commissioner

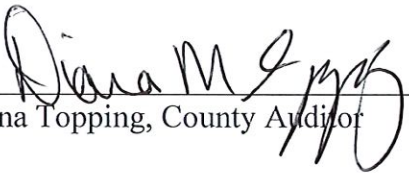


Jason Sharp, Commissioner



John Schellenberger, Commissioner

ATTEST:



Diana Topping, County Auditor