

Infrastructure Improvements
10th and Rural

**METROPOLITAN DEVELOPMENT COMMISSION
MARION COUNTY, INDIANA
Resolution No. 2024-E-010
APPROPRIATING EXPENDITURE OF TAX
INCREMENT FINANCE REVENUE FUNDS**

WHEREAS, by authority of and pursuant to I.C. 36-7-15.1 ("Redevelopment Act"), the Department of Metropolitan Development ("DMD") engages in redevelopment activities and the Metropolitan Development Commission of Marion County, Indiana ("MDC") serves as the Redevelopment Commission of the Consolidated City Indianapolis, Indiana ("City"); and

WHEREAS, in that capacity, the MDC serves as the governing body of the City Redevelopment District ("District"); and

WHEREAS, pursuant to I.C. 36-7-15.1-6, the MDC is charged with the responsibility to promote the use of land in the manner that best serves the interest of the City and its inhabitants, both from the standpoint of human needs and economic values and to cooperate with other departments of the City, including the Department of Public Works ("DPW"); and

WHEREAS, DMD, in cooperation with DPW, is engaging in redevelopment activities within the District, including streetscape and infrastructure improvements near the intersection of 10th and Rural St. ("Improvements"); and

WHEREAS, the MDC previously established the Near East Side HOTIF **Allocation Area** (" **Area**,") has designated the Area as an allocation area for the purpose of capturing TIF Revenues, and has created an allocation fund ("Near Eastside HOTIF **Allocation Fund**") for the Area into which the TIF Revenues are deposited and has approved a "Near Eastside Redevelopment Area Plan ("**Plan**")"; and

WHEREAS, the MDC has the power to use TIF Revenues to reimburse the City for local public improvements within the Area; and

WHEREAS, the MDC previously approved the issuance of Bonds in resolution 2023-BB-009 in a not to exceed amount of Nineteen Million Dollars (\$19,000,000), for the completion of streetscape and pedestrian improvements at the intersection of 10th and Rural, (the "Project"); and

WHEREAS, by prior MDC resolutions **2019-R-007** and **2022-E-009**, MDC authorized DMD to contract and pay for services ("Services") related to such Improvements and to utilize remaining infrastructure bond proceeds for use specifically in the Area; and

WHEREAS, **DMD** entered in to **contract #16591** for Services ("Contract") with Crawford, Murphy & Tilly, Inc., ("**CMT**"), which Contract has been previously amended both as allowed by the change order process specified in the Contract and by formal amendment as authorized by resolution **2020-R-040**.

WHEREAS, DMD now requests approval to increase the total not to exceed on the Contract by a total of Eight Hundred Seventy-Three Thousand Forty Dollars (\$873,040) for a total not to exceed of Two Million Seven Hundred Thirty-Eight Thousand Ninety-Four Dollars and 52/100 (\$2,738,094.52); and

WHEREAS, to continue work on the Improvements in conjunction with DPW on the Project, DMD requests the use of excess TIF Revenues available in the Area and Bond funds in furtherance of the Project at the discretion of the City Controller, acting as Treasure of the MDC; and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Metropolitan Development Commission authorizes DMD to increase the total note to exceed on contract #16591 with CMT by of Eight Hundred Seventy-Three Thousand Forty Dollars (\$873,040) for a total not to exceed of Two Million Seven Hundred Thirty-Eight Thousand Ninety-Four Dollars and 52/100 (\$2,738,094.52).
2. The City Controller is authorized to disburse excess TIF Revenues in the Near East Side HOTIF Allocation Area Fund totaling Eight Hundred Seventy-Three Thousand Fort Dollars (\$873,040) to afford the additional design costs needed for contract #16951 with CMT.
3. The MDC authorizes DMD and DPW to utilize Bond funds and excess TIF Revenues on hand in the Near East Side HOTIF Allocation Area Fund in furtherance of the Project in a total not to exceed of Nineteen Million Dollars (\$19,000,000) for local public improvements.
4. The City Controller is authorized to disburse excess TIF Revenues in the Near East Side HOTIF Allocation Area Fund as deemed necessary in the completion of the Project. The City Controller must ensure that sufficient balances remain to maintain all existing pledged obligations of the Area.
5. The DMD Director is hereby authorized to execute the necessary documents, with such terms and provisions as may be deemed necessary or appropriate, to best accomplish the objectives set forth herein; and all actions heretofore taken by any such official toward the completion thereof are hereby ratified, confirmed, and approved for actions taken in accordance with this Resolution.

Approved as to Adequacy & Legal Form

Metropolitan Development Commission

Sheila Kinney *sek*

Sheila Kinney, Asst. Corp Counsel
Date: 1/31/2024

John J. Dillon III, President
Date: _____

Approved as to the availability of funding:

Sarah Riordan

Sarah Riordan, City Controller