

**RESOLUTION NO. 2021-85-04**

**RESOLUTION OF THE BOARD OF COMMISSIONERS OF WABASH COUNTY, INDIANA REGARDING APPROVAL OF ISSUANCE OF WABASH COUNTY LOCAL INCOME TAX REVENUE BONDS AND, IF NECESSARY, BOND ANTICIPATION NOTES**

WHEREAS, the Board of Commissioners of Wabash County, Indiana (the "Board" and the "County", respectively) has considered undertaking the preliminary costs of the design, acquisition and construction of a sheriff's office and jail facility in the County as more fully set forth in summary fashion on Exhibit A hereto (collectively, the "Project") and hereby determines that it would be of public utility and benefit and in the best interests of the citizens of the County to proceed with the preliminary costs of the design, acquisition and construction of the Project and the financing thereof through the issuance of local income tax revenue bonds of the County (the "Bonds") and, if necessary, bond anticipation notes (the "BANs"), pursuant to Indiana Code 5-1-14, Indiana Code 6-3.6 and Indiana Code 36-2-6, each as amended, and other applicable provisions of the Indiana Code (collectively, the "Act"); and

WHEREAS, the estimated preliminary costs of the Project, including engineering, municipal advisory and legal fees, is in the estimated amount of not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000); and

WHEREAS, the Project and the financing by the County of the preliminary costs of the Project, together with expenses incidental thereto, are necessary, are authorized by the Act and will be of public utility and benefit to the County and its citizens; and

WHEREAS, the County has imposed a local income tax pursuant to Indiana Code 6-3.6, which local income tax includes an amount for correctional facilities pursuant to Indiana Code 6-3.6-6-2.7 and certified shares pursuant to Indiana Code 6-3.6-6-10, and the County is the recipient of certified distributions of the revenues of such income taxes (herein the "Jail LIT" and "Certified Shares", respectively); and

WHEREAS, pursuant to Indiana Code 6-3.6 and Indiana Code 5-1-14-4 the County is authorized to pledge the Jail LIT and Certified Shares to the payment of obligations issued for correctional facilities purposes; and

WHEREAS, the Board finds that the County does not have sufficient funds available or provided for in the existing budgets and tax levies that may be applied to the preliminary costs of the Project and that it is necessary to finance the entire preliminary costs of the Project by the issuance of the Bonds in one or more series, payable from Jail LIT and Certified Shares and, to the extent the Jail LIT and Certified Shares are not sufficient, ad valorem taxes to be levied upon all of the taxable property located in the County, in an aggregate principal amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000) and, if necessary, BANs; and

WHEREAS, prior to the issuance of the Bonds and, if necessary, BANs, the County Council will adopt an ordinance approving the issuance of such Bonds and, if necessary, BANs (such ordinance, herein the "Bond Ordinance"); and

WHEREAS, the Act requires that the Bonds and, if necessary, BANs, when issued, be executed by the Board and the Board finds that it should provide its approval for the issuance of the Bonds and, if necessary, BANs;

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

Section 1. The Board does hereby approve the issuance of the Bonds and, if necessary, BANs of the County pursuant to the provisions of the Act in an aggregate principal amount not to exceed Three Million Five Hundred Thousand Dollars (\$3,500,000), for the purpose of procuring funds to apply to the preliminary costs of the Project, together with expenses on account of the issuance thereof. The terms of the Bonds shall be as set forth in the Bond Ordinance approved by the Council.

Section 2. This resolution shall be in full force and effect immediately upon its passage.

PASSED AND ADOPTED BY THE BOARD OF COMMISSIONERS OF WABASH COUNTY, INDIANA THIS 17 DAY OF MAY, 2021.


BOARD OF COMMISSIONERS OF  
WABASH COUNTY, INDIANA

  
\_\_\_\_\_  
Jeff D. Dawes, Chairman

  
\_\_\_\_\_  
Barry J. Eppley, Vice-Chairman

  
\_\_\_\_\_  
Brian K. Haupert, Commissioner

ATTEST:

  
\_\_\_\_\_  
Marcie Shepherd, Auditor  
Wabash County, Indiana

## **EXHIBIT A**

### *Description of Project*

The new Wabash County Sheriff's office and jail facility will be located on a 20-acre partial on the North side of Wabash, IN along SR 13 that is currently owned by the Wabash County Redevelopment Commission. The area selected for the project is the former location of the County Home. The former County Home has been removed and the only structure that remains is the County Barn, which will remain. The unofficial address for the location is 1335 Manchester Avenue in Wabash, IN. The new facility will be approximately 90,000 sq.ft. and include the sheriff's office and jail operations. The facility will hold approximately 300, including both men and women in separated areas. It is anticipated that sitework and utilities will start late summer 2021 with building construction starting thereafter. Move-in is expected early 2023. The proceeds of the BANs and Bonds herein authorized will be applied to preliminary costs of the design, acquisition and construction of the Project.