

RESOLUTION NO. 15-16

**SUPPLEMENTAL RESOLUTION OF THE COMMON
COUNCIL OF THE CITY OF WEST LAFAYETTE,
INDIANA AUTHORIZING THE CITY ATTORNEY
TO EXERCISE THE CITY'S POWER OF EMINENT
DOMAIN**

WHEREAS, the Common Council of the City of West Lafayette, Indiana established a Redevelopment Commission ("RDC") and Department of Redevelopment by Ordinance No. 6-89; and

WHEREAS, the RDC established the Levee Village Redevelopment Area on February 26, 1990 by Resolution No. 3-90; and

WHEREAS, the RDC expanded the Levee Village Redevelopment Area on April 18, 2012 by Resolution No. RC2012-4 ("Levee TIF"); and

WHEREAS, the RDC established the West Lafayette 231 Purdue Economic Development Area on February 19, 2014 by Resolution RC2014-6 ("Purdue TIF")

WHEREAS, the Levee TIF and the Purdue TIF include parcels of real estate that have been determined to be necessary for the City to acquire for public projects in the TIF areas, including the State Street project and the CSO project; and

WHEREAS, the owners of the parcels as set forth on Exhibit A attached hereto ("Owners"); need to be added to the parcels previously listed on Resolution 26-15.

WHEREAS, the RDC, acting by and through the Office of the City Engineer have determined that it is necessary to acquire the parcels from the Owners and that it may be necessary during the acquisition process for the City to exercise its right of eminent domain; and

WHEREAS, pursuant to I.C. 36-7-14-20, the RDC requests the Common Council adopt a resolution to exercise the City's power of eminent domain to acquire the parcels and direct the City Attorney to file a petition in court to acquire parcels should it become necessary.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of West Lafayette, Indiana, as follows:

1. The parcels of real estate on the attached Exhibit A are hereby made eligible for use of eminent domain by the West Lafayette Redevelopment Commission.

2. The City Attorney is hereby authorized to file petitions in the Circuit or Superior Courts of Tippecanoe County, Indiana in the name of the City on behalf of the Redevelopment Commission and to take any other action under the laws of the State of Indiana and City of West Lafayette to effectuate the acquisition of parcels as may be necessary for the projects.

INTRODUCED ON FIRST READING ON THE 6 DAY OF September, 2016.

MOTION TO ADOPT MADE BY COUNCILOR Keen, AND SECONDED BY COUNCILOR DeBoer.

DULY RESOLVED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 6 DAY OF September, 2016, HAVING BEEN PASSED BY A VOTE OF 9 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Bunder	✓			
DeBoer	✓			
Dietrich	✓			
Jha	✓			
Keen	✓			
Leverenz	✓			
Sanders	✓			
Thomas	✓			
Wang	✓			


Peter Bunder, Presiding Officer

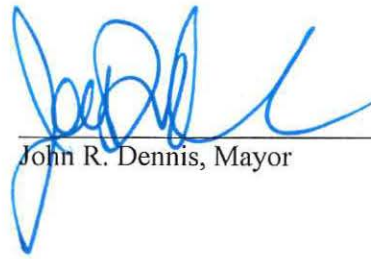
Attest:


Sana G. Booker, Clerk

PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA ON THE 7 DAY OF September, 2016.


Sana G. Booker, Clerk

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 7 DAY OF September, 2016.



John R. Dennis, Mayor

Attest:


Sana G. Booker, Clerk

Exhibit A

Parc	Owner Name	Section	Take Type	Location Address	City	Zip	Mailing Address	City	Zip
107	JP Morgan Chase Bank, National Association	1- State Street	Acquisition	210 W. State Street	West Lafayette	47906	210 W. State Street	West Lafayette	47906
316	James L. & Sheila A. Cochran	3- Williams Street	Acquisition	202 S. River Road	West Lafayette	47906	229 Littleton Street	West Lafayette	47906