

ORDINANCE NO. 2006- 2007-3

**AN ORDINANCE CREATING THE DEPARTMENT OF
REDEVELOPMENT, AND RATIFYING THE CREATION OF THE
REDEVELOPMENT COMMISSION,
PURSUANT TO INDIANA CODE § 36-7-14**

The Town Council of the Town of Boswell, Indiana Ordains as follows:

WHEREAS, the Town Council of the Town of Boswell (the "Council") has resolved to create an Redevelopment Commission (the "Commission") at its regular Meeting on January 8, 2007, which was declared in its Resolution of the same date, and the Town now desires to ratify, by way of this Ordinance, the Town's previous decision, and then to take other appropriate action as required.

WHEREAS, the Town is duly authorized to create a Commission, pursuant to I.C. § 36-7-14 (the "Act"); and

WHEREAS, the Town finds the clearance, planning, replanning, development, and redevelopment of economic areas are public and governmental functions that cannot be accomplished through the ordinary operations of private enterprise because of:

- (1) the necessity for requiring the proper use of the land so as to best serve the interests of the county and its citizens; and
- (2) the costs of these projects.

WHEREAS, the Council finds that the The planning, replanning, development, and redevelopment of economic development areas will:

- (1) benefit the public health, safety, morals, and welfare;
- (2) increase the economic well-being of the unit and the state; and
- (3) serve to protect and increase property values in the unit and the state.

WHEREAS, the Town finds that it is in the best interest of the Town to undertake the financing redevelopment, such that public money should be spent and private property may be acquired.

NOW THEREFORE, BE IT ORDAINED, pursuant to Indiana Code § 36-7-14, as follows:

SECTION 1. DEPARTMENT OF REDEVELOPMENT

- a. The Town Council now ratifies its earlier decision to create and establish a Redevelopment Commission.
- b. There is and has been created within the Town of Boswell, the “Department of Redevelopment” (the “Department”).
- c. The Department shall have all powers and duties provided for by the Act, as may be amended from time to time.
- d. The Department shall be controlled by a commission known as the Boswell Redevelopment Commission, as provided for by § 36-7-14-3.

SECTION 2. REDEVELOPMENT COMMISSION

- a. Pursuant to the Act, this Commission shall consist of five (5) Commissioners, (the “Commissioners”) who have been and hereby are appointed, and duly sworn to fulfill the duties of this Commission.
 - i. Norman Skoog, Appointed by Town Council
 - ii. Michelle Traylor, Appointed by Town Council
 - iii. Joe Kult, Appointed by Town Council President
 - iv. Barb Happ, Appointed by Town Council President
 - v. Jim Shoemaker, Appointed by Town Council President
- b. Commissioners shall comply with all conflict of interest disclosures, if any, as required by law.
 - i. An economic development commissioner shall disclose any pecuniary interest in any employment, financing agreement, or other contract made under Chapter 14 of the Act before any action by the Commission on it, and shall not vote on any such matter.
 - ii. Notwithstanding any other law, a member of the Council may have a pecuniary interest in any employment, financing agreement, or other contract made under Chapter 14 of the Act he or she discloses the pecuniary interest before any action by the fiscal body on it and does not vote on any such matter.
 - iii. If any property in which an Commissioner or Council member has a

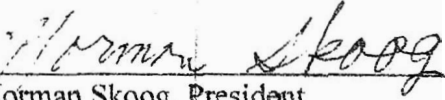
pecuniary interest is property required for the purposes of this chapter, that property may be acquired, but only by gift or condemnation.

- c. No Commissioner shall be permitted to receive salary, wage, or pay for services in connection with serving upon this Commission, but may receive reimbursement for expenses actually incurred.

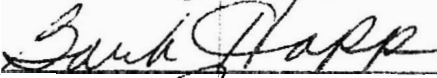
This Ordinance shall be effective upon passage and publication according to law.

ALL OF WHICH IS ORDAINED this 26th day of February, 2007

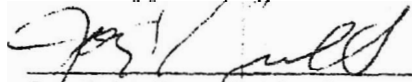
TOWN COUNCIL OF THE
TOWN OF BOSWELL, INDIANA



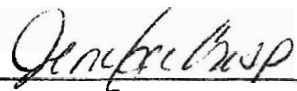
Norman Skoog, President



Barb Happ, Council Member



Joe Kult, Council Member

ATTEST: 

Jenifer Crisp, Clerk-Treasurer