

RESOLUTION NO. 2013-30

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SPEEDWAY, INDIANA AFFIRMING A RESOLUTION OF THE SPEEDWAY REDEVELOPMENT COMMISSION REGARDING THE ACQUISITION OF REAL PROPERTY

WHEREAS, Indiana Code 36-7-14-12.2 authorizes the Speedway Redevelopment Commission (the "SRC") to acquire real property by the use of eminent domain; and

WHEREAS, Indiana Code 36-7-14-20 requires that the SRC pass a resolution stating that it considers it necessary to acquire real property in a redevelopment project by the use of eminent domain and that Town Council of the Town of Speedway, Indiana (the "Town Council") approve such action; and

WHEREAS, the SRC has determined that the acquisition of certain real property located on the west side of Georgetown Road from West 16th Street to West 25th Street in Speedway, Indiana is necessary for public purposes including, but not limited to, the creation of (a) a linear park, and (b) a safe zone.

WHEREAS, the SRC has approved its Resolution 2013-7 at a meeting on Monday, November 4, 2013 authorizing such action and that Resolution 2013-7 is attached hereto as **Exhibit A.**

WHEREAS, a description of the real property necessary to create a linear park and safe zone on the west side of Georgetown Road from West 16th Street to West 25th Street in Speedway is attached hereto as **Exhibit B.**


NOW, THEREFORE, BE IT RESOLVED that the Town Council approves and affirms SRC Resolution 2013-7 and hereby finds the acquisition of the real property as described in Exhibit B is necessary for public purposes including the creation of (a) a linear park, and (b) a safe zone. The Town Council therefore approves the exercise of the power of eminent domain and all acts necessary for the acquisition of real property described in Exhibit B.

ADOPTED this 11th day of November 2013.

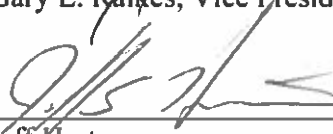
TOWN COUNCIL OF THE TOWN OF
SPEEDWAY, INDIANA



Eileen Fisher, President



Gary L. Raikes, Vice President



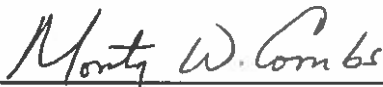
Jeff Hartman

David Lindsey



Bill Suffel

ATTEST



Monty W. Combs, Clerk-Treasurer

Resolution No. 2013-7

Resolution Concerning the Acquisition of Real Property or Interests in Real Property Along Georgetown Road

WHEREAS, the Town of Speedway, Indiana ("Speedway") is a municipality duly organized and existing pursuant to the laws of the State of Indiana.

WHEREAS, the Speedway Redevelopment Commission (the "SRC") is a redevelopment commission duly organized and existing pursuant to the laws of the State of Indiana.

WHEREAS, for a period of years Speedway and the SRC have been working collectively and cooperatively to make improvements to the infrastructure in Speedway in the form of roads, sidewalks, and other amenities. These improvements, among other things, promote safety and security.

WHEREAS, Speedway and the SRC recognize a need to provide additional green space and recreational areas in Speedway.

WHEREAS, Speedway and the SRC also recognize a need to create a safer and more secure environment in and around the Indianapolis Motor Speedway and, specifically, along Georgetown Road.

WHEREAS, Ind. Code § 36-1-4-5 authorizes Speedway to acquire real property or interests in real property by eminent domain.

WHEREAS, pursuant to Ind. Code § 36-7-14, the SRC has created redevelopment areas (the "Redevelopment Areas") in Speedway.

WHEREAS, Ind. Code § 36-7-14-12.2 authorizes the SRC to acquire real property or interests in real property needed for redevelopment in Redevelopment Areas.

WHEREAS, Speedway and the SRC find the acquisition of certain real property or interests in real property located on the west side of Georgetown Road from 16th Street to 25th Street in Speedway, Indiana to be necessary for public purposes including, but not limited to, the creation of (a) a linear park, and (b) a safe zone.

WHEREAS, a description of the real property necessary to create a linear park and safe zone on the west side of Georgetown Road from 16th Street to 25th Street in Speedway is attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that Speedway and the SRC hereby agree as follows:

1. Speedway and the SRC shall work collectively and cooperatively to acquire certain real property or interests in real property located on the west side of Georgetown Road from 16th Street to 25th Street in Speedway, Indiana for public purposes including, but not limited to, the creation of (a) a linear park, and (b) a safe zone. A description of the real property necessary to create the linear park and safe zone is attached hereto as Exhibit A.


2. The SRC shall take any and all necessary steps to acquire the real property necessary or interests in real property necessary to create the linear park and safe zone including, but not limited to, engaging appraisers, obtaining appraisals, negotiating with landowners, and otherwise taking all necessary acts.

3. Speedway and the SRC shall, if necessary, acquire the real property necessary or interests in real property necessary to create the linear park and safe zone including, but not limited to, utilizing eminent domain and otherwise taking all necessary acts.

4. The SRC shall take any and all necessary steps to design and construct the linear park and safe zone including, but not limited to, engaging consultants, designers, and contractors and otherwise taking all necessary acts.

ADOPTED by a vote of 4 to 0 at a properly convened public meeting of the Speedway Redevelopment Commission this 4th day of November, 2013.

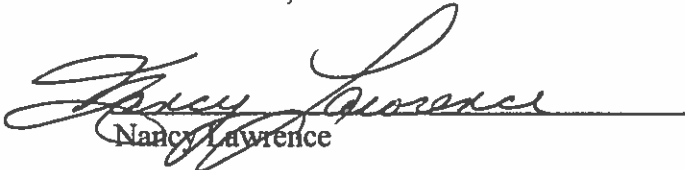
Speedway Redevelopment Commission



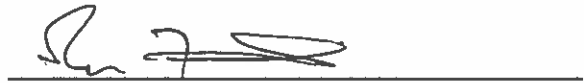
Vince Noblet, President



Benny Grove, Vice President



Nancy Lawrence



Ron Fisher

Bill Jones

Exhibit A

**Resolution Concerning the Acquisition of Real
Property or Interests in Real Property Along Georgetown Road**

**Generally all properties on the west side of Georgetown Road and that property currently used for
Georgetown Road**

Parcel 9027033 – Beaudry, Robert P & Mary L	1652 Georgetown Road
Parcel 9002482 – Speedway Properties, LLC	1708 Georgetown Road
Parcel 9031801 – Wilcox MGT Corp	1800 Georgetown Road
Parcel 9002720 – Wilcox MGT Corp	1818 Georgetown Road
Parcel 9029450 – American Legion Inc Post 500	1926 Georgetown Road
Parcel 9025092 – Diller, James S. Sr.	2106 Georgetown Road
Parcel 9025034 and 9025035 – Holtsclaw, William and Peggy Ann	2332 Georgetown Road
Parcel 9002539 – Duman, Betty J & Rhonda J	2408 Georgetown Road
Parcel 9002203 – Duman, Betty J & Rhonda J	2420 Georgetown Road
Parcel 9002204 and 9002205 – DCA Inc	2490 Georgetown Road