

COMMON COUNCIL OF THE CITY OF AUSTIN, INDIANA

ORDINANCE NO. 2022-05

AN ORDINANCE CREATING THE AUSTIN REDEVELOPMENT AUTHORITY

WHEREAS, I.C. 36-7-14.5 (the “Act”) authorizes the legislative body of a unit to create a redevelopment authority as a separate body corporate and politic and as an instrumentality of the unit to exercise any power granted to the redevelopment authority under the Act; and

WHEREAS, the Common Council (“Council”) is the legislative body of the City of Austin, Indiana (“City”); and

WHEREAS, the Council, having previously established a Department of Redevelopment, has determined that it is in the best interest of the City to create a redevelopment authority, as allowed by the Act and other applicable statutes, for the purposes, of, among others, financing, constructing, and leasing local public improvements to the Redevelopment Commission (“Commission”) of the City; and

WHEREAS, said redevelopment authority is intended to constitute a separate body corporate and politic, available for project financings in conjunction with the Commission as needed, and its creation will provide the Commission flexibility in financing the City projects administered by it, both now and in the future; and

WHEREAS, said redevelopment authority shall be subject to the same laws, rules, and ordinances of a general nature that apply to all other authorities and departments of the City; and

WHEREAS, the Council now desires to create said redevelopment authority through the adoption of this Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF AUSTIN, INDIANA THAT:

1. There is hereby created the “Austin Redevelopment Authority” (the “RDA”) as a separate body corporate and politic and as an instrumentality of the City to exercise any power granted to a redevelopment authority under the Act. The RDA shall be under the control of a board (the “Board”) composed of three (3) members, each of whom must be residents of the City and shall be appointed by the Mayor of the City (“Mayor”). A Board member is entitled to serve a three (3) year term and may be reappointed to subsequent terms. If a vacancy occurs on the Board, the Mayor shall fill the vacancy by appointing a new member for the remainder of the vacated term. A Board member may be removed for cause by the Mayor. Each Board member, before assuming the duties of office, must take and subscribe an oath of office pursuant to I.C. 5-4-1, which shall be endorsed upon the certificate of appointment and filed with the records of the Board. A Board member may not receive a salary, and no profit or money of the RDA may inure to the benefit of a Board member,

pursuant to the Act. The RDA may adopt such by-laws and rules as it deems necessary to carry out its purposes and functions.

2. This Ordinance shall become effective immediately upon its adoption and approval.
3. All resolutions and ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Passed and adopted May 10, 2022.

Common Council City of Austin, Indiana



Roger Hawkins, Presiding Officer

Attest:




Chris Fugate, Clerk-Treasurer

Presented by me to the Mayor of the City of Austin for his approval or veto pursuant to Indiana Code § 36-4-6-15 and 16, on May 10, 2022 at 6:15 p.m.



Chris Fugate, Clerk-Treasurer

This Ordinance having been passed by the legislative body and presented to me is approved by me and duly adopted, pursuant to Indiana Code § 36-4-6-16(a)(1), on May 10, 2022 at 6:15 p.m.



Roger Hawkins, Mayor

Attest:



Chris Fugate, Clerk-Treasurer

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