

**RESOLUTION NO. 2024-4B**

**RESOLUTION OF THE COUNTY COUNCIL OF MADISON COUNTY,  
INDIANA DETERMINING THE NEED TO ENTER INTO A LEASE**

**WHEREAS**, Indiana Code 36-1-10-7 requires that the Board of County Commissioners of Madison County, Indiana (the "Board") may not lease a structure unless the County Council of Madison County, Indiana (the "Council") determines, after investigation, that the structure, is needed; and

**WHEREAS**, to provide for the financing of the acquisition, construction, improvement, and/or equipping of all or any portion of a new county jail facility to be located on a +/- 26.42 acre parcel near the southwest corner of Hartman Road and Broadway Street in Anderson, Indiana and any related improvements, all to be used for the purposes of providing incarceration, community corrections or other law enforcement or criminal justice services by the County (the "Project"), the Board will consider a resolution approving the terms and conditions of a lease between the Madison County Building Corporation (the "Building Corporation"), as lessor, and the County, as lessee, for all or a portion of the existing county jail facility located at 720 Central Avenue, Anderson, Indiana 46016, the Madison County Government Center located at 16 E 9th St., Anderson, Indiana 46016, the Madison County Central Dispatch Center located at 200 North Delaware Street, Anderson, Indiana 46016 and the new county jail facility to be located on a +/- 26.42 acre parcel near the southwest corner of Hartman Road and Broadway Street in Anderson, Indiana, including the site and appurtenances thereto (collectively, the "Premises"); and

**WHEREAS**, the Building Corporation was incorporated to assist the County in financing, from time to time, the construction and renovation of County facilities to be operated by the County, including the Project; and

**WHEREAS**, to provide for the financing and construction of the Project, there has been prepared and submitted to the Board a form of Lease between the Building Corporation, as lessor, and the County, as lessee (the "Lease"); and

**WHEREAS**, such form of Lease were approved by the Board at its meeting held on April 2, 2024; and

**WHEREAS**, such form of Lease has been presented to the Council; and

**WHEREAS**, there have been prepared drawings, plans, specifications and estimates for the cost of such Project which have been reviewed by the Council;

**NOW, THEREFORE, THE COUNTY COUNCIL OF MADISON COUNTY,  
INDIANA, RESOLVES THE FOLLOWING:**

Section 1. Findings; Approval of Lease. After investigation, the Council hereby finds and determines that a need exists for the Project and that the Project to be financed through the Lease will be of public utility and benefit to the County. The Council further determines that the Project cannot be acquired, constructed, improved and equipped from any funds available to the County. The Council hereby approves the Lease in substantially the form presented on the date hereof, and

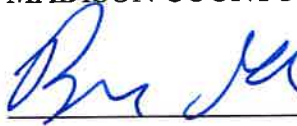
the County shall proceed to take such steps as may be necessary to secure the acquisition, construction, equipping and leasing of the Project and the Premises as provided by Indiana Code 36-1-10.

Section 2. General. Any member of the Board or the Council, the Auditor of the County, and the County Attorney are hereby authorized, empowered and directed, on behalf of the County to take any other action as such individual deems necessary or desirable to effectuate the foregoing resolutions, and any actions heretofore made or taken be, and hereby are, ratified and approved.

Section 3. Effective Date. This Resolution shall be in full force and effect from and after its adoption by the Council.

**PASSED** and adopted by the Madison County Council, this 9<sup>th</sup> day of April, 2024.

MADISON COUNTY COUNCIL

  
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**ATTEST:**

  
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