

FILED

OCT 20 2025

Belinda Munson
MUNCIE CITY CLERK

RESOLUTION

19-25

**A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE,
INDIANA RELATING TO THE FINANCING OF A FIRE STATION PROJECT AND
APPROVING A FORM OF TAXPAYER PETITION IN CONNECTION THERWITH**

WHEREAS, the City of Muncie, Indiana (the "City") has thoroughly studied and considered the acquisition, construction, equipping, financing and leasing of a new fire station, which is planned to be located at 600 North Tillotson Avenue in the City of Muncie, to replace the existing Fire Station #5 (collectively referred to as the "Project"), as more particularly described in the renderings attached hereto as Exhibit A; and

WHEREAS, the Common Council of the City (the "Council") finds that the City should now commence the process necessary to provide for the financing and leasing of the Project under the applicable provisions of Indiana Code 36-1-10, 6-1.1-20 and 6-3.6, each as amended, and other applicable laws (collectively, the "Act"); and

WHEREAS, pursuant to the Act, the Council finds that it is necessary to (i) recognize the Muncie EDIT Building Corporation or such other building corporation as the Mayor may designate (hereinafter referred to as the "Building Corporation"), an Indiana nonprofit corporation, as the issuer of the bonds in the par amount (a/k/a face value) not to exceed \$11,500,000 to finance the Project to be leased to the City in accordance with the Act and (ii) approve a form of taxpayer petition in support of the acquisition, construction, equipping, financing and leasing of the Project;

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

Section 1. The Council hereby recognizes the Building Corporation as the proposed issuer of the bonds to finance the Project to be leased by the Building Corporation to the City in accordance with the Act.

Section 2. The Council hereby approves the form of taxpayer petition in support of the acquisition, construction, equipping, financing and leasing of the Project pursuant to the Act, as attached hereto as Exhibit B (the "Taxpayer Petition"). The Mayor, the Controller and the Clerk of the City, and any of their designees, are each hereby directed to make counterparts of the Taxpayer Petition, together with instructions with respect thereto, available to any taxpayers of the City requesting copies of the same. The Taxpayer Petition may be circulated in one or more counterparts by taxpayers of the City for signature by other taxpayers of the City and shall be filed with the Mayor, Controller and/or Clerk, or any of their designees.

Section 3. Upon receipt of at least 50 taxpayer signatures on the Taxpayer Petition, the Controller or the Clerk shall file the Taxpayer Petition, including counterparts thereof, with the Delaware County Auditor for certification.

Section 4. The Council hereby authorizes the Mayor, the Controller and the Clerk, together with the City's municipal advisor, legal counsel, bond counsel, underwriter and such other staff members and consultants as they deem necessary, to take all steps necessary under the Act to carry out the intent of this resolution, including the acquisition, construction, improvement, equipping, financing and leasing of the Project.

Section 5. The Council hereby declares its official intent, pursuant to Treasury Regulation §1.150-2 and Indiana Code 5-1-14-6(c), to reimburse the City for costs incurred in connection with the Project prior to the issuance of bonds by the Building Corporation to finance the costs thereof.

Section 6. This resolution shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor of the City as required by law.

[REMAINDER OF PAGE INTENTIONALLY BLANK]

Passed by the Common Council of the City of Muncie, Indiana, this _____ day of _____, 2025.

	Yeas	Nays	Abstained	Absent
Jeff Green	_____	_____	_____	_____
Nora Powell	_____	_____	_____	_____
Brandon Garrett	_____	_____	_____	_____
Sara Gullion	_____	_____	_____	_____
Jerry Dishman	_____	_____	_____	_____
Harold Mason Jr.	_____	_____	_____	_____
Dale Basham	_____	_____	_____	_____
Ro Selvey	_____	_____	_____	_____
William McIntosh, St.	_____	_____	_____	_____

President
City Council, City of Muncie

Presented by me to the Mayor for his approval, this _____ day of _____, 2025.

Belinda Munson, City Clerk

The above Resolution is approved/vetoed by me this _____ day of _____, 2025.

Dan Ridenour, Mayor

ATTEST:

Belinda Munson, City Clerk

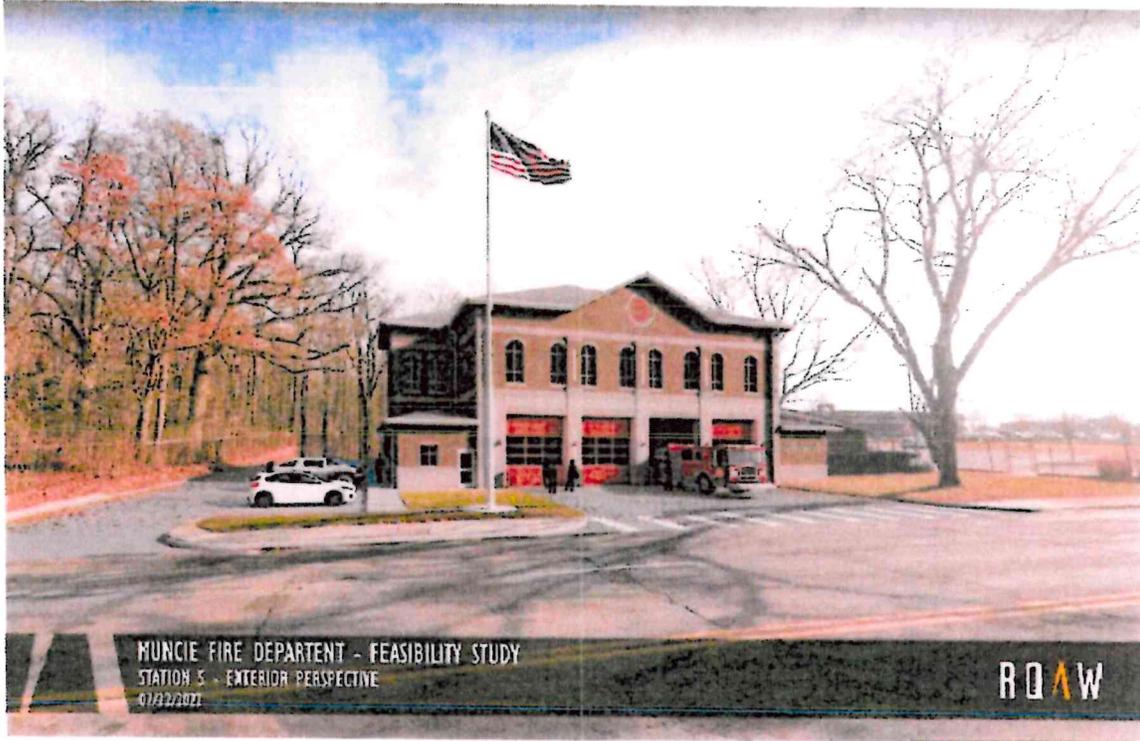
This Resolution is proposed by Council Member Therese Bushman.

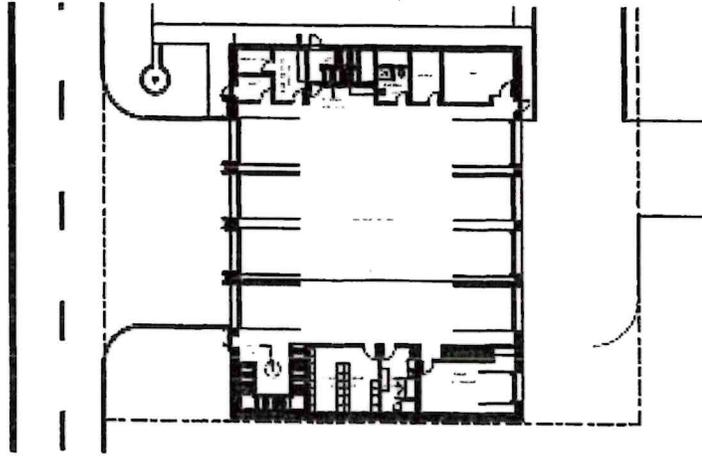
This Resolution is approved in form by Controller [Signature].

This Resolution is approved in form by Legal Counsel [Signature].

EXHIBIT A

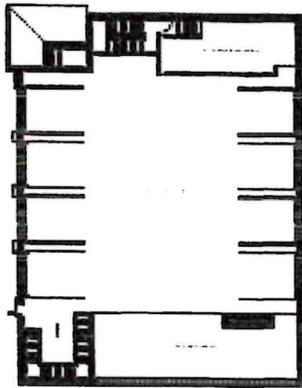
Renderings of Project



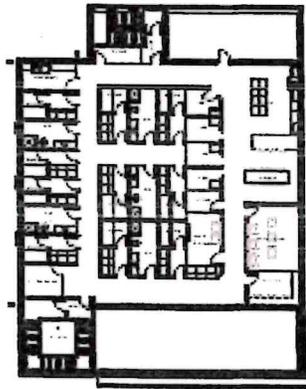


PRINCE FIRE DEPARTMENT - STATION 5
 FIRST FLOOR PLAN
 8/15/12

ROAW



2 MEZZANINE
 8/15/12



1 SECOND FLOOR
 8/15/12

PRINCE FIRE DEPARTMENT - STATION 5
 MEZZANINE & SECOND FLOOR PLANS
 8/15/12

ROAW

EXHIBIT B

Form of Taxpayer Petition

INSTRUCTIONS
REGARDING CIRCULATION
OF A PETITION TO ENTER INTO A LEASE

1. Those who circulate a lease petition to obtain signatures must be Taxpayers of the City which is to enter into the lease.
2. Whoever circulates a counterpart of the petition and executes the verifying affidavit attached thereto must also sign the petition.
3. Only one person can circulate each counterpart; the counterparts cannot be passed on from one person to another.
4. One person cannot sign for another. A husband and wife owning real estate jointly are each qualified signers, and it is not necessary for each to sign in order for the other to constitute a valid signer; however, each must sign separately if the signatures are to be counted as two separate signatures. In such cases, the wife should not sign as "Mrs. Joe Jones," but should sign her own name, thus "Mary Jones."
5. The signatures must be obtained in the presence of the person circulating the counterpart.

**PETITION OF TAXPAYERS
COUNTERPART NO. _____**

To:

Common Council of the City of Muncie, Indiana
300 North High Street
Muncie, Indiana 47305

Ladies and Gentlemen:

We, the undersigned taxpayers of the City of Muncie, Indiana (the "City"), hereby petition to the Common Council of the City to enter into negotiations for (1) the acquisition, construction and equipping by a nonprofit building corporation (the "Building Corporation") of a new fire station to replace the existing fire station #5, and all necessary and related improvements and equipment in connection therewith (collectively, the "Project"); (2) the leasing by the City of the Project from the Building Corporation for the purpose of financing the Project; and (3) the issuance of Bonds by the Building Corporation to pay certain costs of the Project. We believe that a need exists for such facilities and that the City cannot provide the necessary funds to pay the costs of such facilities required to meet the present need. We urge that action be taken as promptly as possible under Indiana Code 6-3.6, Indiana Code 36-1-10 and Indiana Code 6-1.1-20 to secure the acquisition, construction, improvement, equipping and leasing of the needed facilities.

This petition may be circulated in several counterparts and all of said counterparts are to be considered as constituting one petition.

<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>ADDRESS</u>	<u>PHONE NO.</u>
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____
5. _____	_____	_____	_____
6. _____	_____	_____	_____
7. _____	_____	_____	_____
8. _____	_____	_____	_____
9. _____	_____	_____	_____
10. _____	_____	_____	_____

SIGNATURE

PRINTED NAME

ADDRESS

PHONE NO.

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<u>SIGNATURE</u>	<u>PRINTED NAME</u>	<u>ADDRESS</u>	<u>PHONE NO.</u>
43. _____	_____	_____	_____
44. _____	_____	_____	_____
45. _____	_____	_____	_____
46. _____	_____	_____	_____
47. _____	_____	_____	_____
48. _____	_____	_____	_____
49. _____	_____	_____	_____
50. _____	_____	_____	_____
51. _____	_____	_____	_____
52. _____	_____	_____	_____
53. _____	_____	_____	_____
54. _____	_____	_____	_____
55. _____	_____	_____	_____
56. _____	_____	_____	_____
57. _____	_____	_____	_____
58. _____	_____	_____	_____
59. _____	_____	_____	_____
60. _____	_____	_____	_____

STATE OF INDIANA)
) SS:
COUNTY OF DELAWARE)

_____, being first duly sworn upon his/her oath, deposes and says:

That he/she circulated the attached counterpart of the Petition of Taxpayers addressed to the Common Council of the City of Muncie, Indiana, and that all the signatures appearing on the attached counterpart of said petition were affixed in his/her presence and are true and lawful signatures of the persons signing said counterpart.

Printed Name: _____

STATE OF INDIANA)
) SS:
COUNTY OF DELAWARE)

Subscribed and sworn to before me, a Notary Public, in and for said County and State, this _____ day of _____, 2025.

Notary Public
Printed Name: _____

My Commission Expires:

My County of Residence:
