

**The meeting of the Berne Plan Commission was held on the 9th day of September, 2013 at 7:00 pm. in the Conference Room at City Hall, Berne Indiana.**

MEMBERS PRESENT

Phil Provost	Gregg Sprunger
Jerry Burke	Brent Lehman
Don Sipe	Gwen Maller
James Flueckiger	Rod Mosser
Greg Keller	

MEMBERS ABSENT

STAFF PRESENT

Director, Shannon Smitley  
City Attorney Jim Beitler

City Representatives Present  
Mayor Bill McKean.

Others present; Dennis Otten, Bose, Mckinney and Evans, LLP.

Gregg Sprunger called the meeting to order and verified a quorum. The media was properly notified as to this meeting and an agenda was posted at the door.

The only item on the agenda was the consideration of the Declaratory Resolution of the Berne Redevelopment Commission. Dennis Otten informed the commission that the Berne Redevelopment Commission designated an area as "FCC Economic Development Area" as a TIF District in 2003. The Redevelopment Commission passed a resolution on August 30, 2013 that began the process to enlarge the TIF area. This will allow for more money going to our TIF which can be used in the expanded area.

Dennis Otten further explained that the law requires the Plan Commission to determine whether the Enlarged Area Plan for the Enlarged Area, as an Economic Development Area subject to economic development activities conforms to the plan of development for the City of Berne. The Plan Commission reviewed the Declaratory Resolution, the Enlarged Area Plan and the potential development contemplated thereby. The Plan Commission further reviewed the Order Of The Berne Plan Commission Determining That A Declaratory Resolution And Economic Development Plan Approved And Adopted By The Berne Redevelopment Commission Conforms To The Plan Of Development For The City Of Berne.

Upon a motion duly made and seconded, the Plan Commission unanimously approved the Berne Redevelopment Commission Resolution and Development Plan and the Order Of The Berne Plan Commission Determining That A Declaratory Resolution And Economic Development Plan Approved And Adopted By The Berne Redevelopment Commission Conforms To The Plan Of Development For The City Of Berne And That The Resolution And Economic Development Plan Be Approved By The Plan Commission.

Ayes - 9, Nays - 0.

With nothing further to come before the board and upon a motion and second to adjourn, adjournment followed.

**ORDER OF THE BERNE PLAN COMMISSION DETERMINING  
THAT A DECLARATORY RESOLUTION AND ECONOMIC  
DEVELOPMENT PLAN APPROVED AND ADOPTED BY THE  
BERNE REDEVELOPMENT COMMISSION CONFORM TO THE  
PLAN OF DEVELOPMENT FOR THE CITY OF BERNE AND  
APPROVING THAT RESOLUTION AND ECONOMIC  
DEVELOPMENT PLAN**

WHEREAS, on May 27, 2003, the Berne Redevelopment Commission (the "Redevelopment Commission") adopted its Resolution No. 2003-5-1 declaring an area of the City of Berne, Indiana (the "City") as the "FCC Economic Development Area" (the "Original Economic Development Area"), an economic development area within the meaning of Indiana Code 36-7-14, as amended (the "Act"), and approving an economic development plan for the Original Economic Development Area (the "Original Plan"); and

WHEREAS, on June 23, 2003, following a public hearing, the Redevelopment Commission adopted its resolution confirming Resolution No. 2003-5-1 and the Original Plan; and

WHEREAS, on August 30, 2013, the Redevelopment Commission adopted its Resolution No. 2013-8-1 (the "Declaratory Resolution") enlarging the Original Economic Development Area to include additional areas adjacent to and around the Original Economic Development Area, including portions of the City's downtown (such enlarged area, the "Enlarged Area"), and renaming the Original Economic Development Area, as so enlarged, the "FCC/Downtown Economic Development Area"; and

WHEREAS, in its Declaratory Resolution, the Redevelopment Commission initially approved an Economic Development Plan for the Enlarged Area (the "Enlarged Area Plan") and declared that the Enlarged Area is an economic development area and subject to economic development activities pursuant to the Act; and

WHEREAS, the Berne Plan Commission ("Plan Commission") is the body charged with the duty of developing a general plan of development for the City; and

WHEREAS, the Act requires the Plan Commission to find that the Enlarged Area Plan for the Enlarged Area conforms to the plan of development for the City and to approve the Declaratory Resolution and the Enlarged Area Plan; and

WHEREAS, the Plan Commission has reviewed the Declaratory Resolution, the Enlarged Area Plan, and the potential development contemplated thereby and determined that they conform to the plan of development for the City, and now desires to approve the Declaratory Resolution and the Enlarged Area Plan;

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NOW, THEREFORE, BE IT ORDAINED by the Berne Plan Commission, as follows:

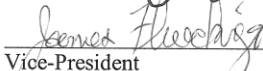
Section 1. The Declaratory Resolution and Enlarged Area Plan for the Enlarged Area conform to the plan of development for the City.

Section 2. The Enlarged Area Plan and the Declaratory Resolution are in all respects approved, ratified and confirmed.

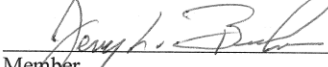
Section 3. The Secretary of the Plan Commission is hereby directed to file a copy of the Declaratory Resolution and the Enlarged Area Plan with the permanent minutes of this meeting.

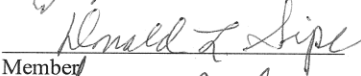
Passed and so ordered by the Berne Plan Commission, this 9<sup>th</sup> day of September, 2013.

  
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President


  
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Vice-President

  
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Member

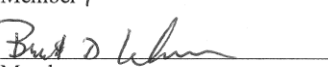
  
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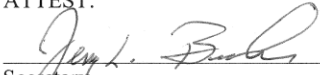
  
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ATTEST:

  
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Secretary  
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