Submitted by: City Attorney

RESOLUTION NO. 26-15

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA AUTHORIZING THE CITY ATTORNEY TO EXERCISE THE CITY'S POWER OF EMINENT DOMAIN

WHEREAS, the Common Council of the City of West Lafayette, Indiana established a Redevelopment Commission ("RDC") and Department of Redevelopment by Ordinance No. 6-89; and

WHEREAS, the RDC established the Levee/Village Redevelopment Area on February 26, 1990 by Resolution No. 3-90; and

WHEREAS, the RDC expanded the Levee/Village Redevelopment Area on April 18, 2012 by Resolution No. RC2012-4 ("Levee TIF"); and

WHEREAS, the RDC established the West Lafayette 231 Purdue Economic Development Area on February 19, 2014 by Resolution RC2014-6 ("Purdue TIF")

WHEREAS, the Levee TIF and the Purdue TIF include parcels of real estate that have been determined to be necessary for the City to acquire for public projects in the TIF areas, including the State Street project and the CSO project; and

WHEREAS, the owners of the parcels are set forth on Exhibit A attached hereto ("Owners"); and

WHEREAS, the RDC, acting by and through the Office of the City Engineer have determined that it is necessary to acquire the parcels from the Owners and that it may be necessary during the acquisition process for the City to exercise its right of eminent domain; and

WHEREAS, pursuant to I.C. 36-7-14-20, the RDC has requested the Common Council to adopt a resolution to exercise the City's power of eminent domain to acquire the parcels and direct the City Attorney to file a petition in court to acquire parcels should it become necessary to keep the projects on target and moving forward.

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

1. The Common Council considers that it may be necessary that the City acquire certain parcels of real estate from some of the owners set forth on Exhibit A, attached hereto and made a part hereof, by the exercise of its power of eminent domain on behalf of the West Lafayette Redevelopment Commission.

2. The City Attorney is hereby authorized to file petitions in the Circuit or Superior Courts of Tippecanoe County, Indiana in the name of the City on behalf of the Redevelopment Commission and to take any other action under the laws of the State of Indiana and City of West Lafayette to effectuate the acquisition of parcels as may be necessary for the projects.

The jurat for this document was not printed on discussion copies, in order to save paper and copying resources.
If you have questions about this, please contact the Office of the Clerk-Treasurer at clerk@westlafayette.in.gov.
Thank you.

Resolution No. 26-16
Exhibit A

State Street Redevelopment Private Owner List

Parcel	Owner Name	Section	Take Type	Location Address	City	Zip	Mailing Address	City	Zip
100	Roman Catholic Diocese of Lafayette-IN-Indiana, Inc.	1 - State Street East	Acquisition	535 West State Street	West Lafayette	47906	PO Box 260	Lafayette	47902
102	Indiana Theta of Phi Delta Theta Alumni Association, Inc.	1 - State Street East	Acquisition	503 West State Street	West Lafayette	47906	503 West State Street	West Lafayette	47906
103	Wesley Foundation at Purdue University	1 - State Street East	Acquisition	435 West State Street	West Lafayette	47906	435 West State Street	West Lafayette	47906
106	Jaffa Varsity 1 LLC Et al	1 - State Street East	ROE Only	101 Andrew Place	West Lafayette	47906	133 North 4th Street, Suite 603	Lafayette	47901
108	Chauncy Hill Annex LLC	1 - State Street East	ROE Only	134 West State Street 115 South Street	West Lafayette	47906	134 West State Street 115 South Street	West Lafayette	47906
109	The Indiana District of the Lutheran Church-Missouri Synod, Inc.	1 - State Street East	Acquisition	100 South Chauncy Avenue 120 South Chauncey Avenue	West Lafayette	47906	1145 South Barr Street	Fort Wayne	46802
110	Stanisic, Anna M.	1 - State Street East	Acquisition	124 West State Street 21 North Salisbury Street 45 North Salisbury Street	West Lafayette	47906	1931 Trowbridge High Street	Carmel	46032
111	Fairfield Commerical, LLC	1 - State Street East	Acquisition	111 West State Street 117 West State Street 121 South Salisbury Street	West Lafayette	47906	206 East Main Street	Thorntown	46071
112	Bhatia, Renu	1 - State Street East	Acquisition	9 North Salisbury Street	West Lafayette	47906	800 Ashland Street	West Lafayette	47906
114	Ehresman, Donald Gregory & Carrie L.	1 - State Street East	Acquisition	2 North Salisbury Street 20 North Salisbury Street	West Lafayette	47906	43 Hillside Court	West Lafayette	47906
115	University Terrace LLC	1 - State Street East	ROE Only	105 East State Street	West Lafayette	47906	PO Box 496	Lafayette	47902
116	McDonald's Corporation	1 - State Street East	Acquisition	124 East State Street	West Lafayette	47906	PO Box 182571	Columbus, OH	43218
117	Midwest Student Housing Properties LLC	1 - State Street East	Acquisition	111 South River Road	West Lafayette	47906	20 North Salisbury Street, Suite A	West Lafayette	47906
118	River Market UCAL LLC	1 - State Street East	Acquisition	? East State Street	West Lafayette	47906	1837 S Bellaire Street, Ste 1210	Denver, CO	80222
119	Bruno's Swiss Inn Incorporated	1 - State Street East	Acquisition	224 East State Street	West Lafayette	47906	212 Brown Street	West Lafayette	47906
120	Sparkletone Inc	1 - State Street East	Acquisition	238 East State Street	West Lafayette	47906	238 East State Street	West Lafayette	47906
121	Duneland Management One LLC-240 E State St	1 - State Street East	Acquisition	240 East State Street	West Lafayette	47906	1020 Beam Street	Porter	46304
122	Marshall G. Horn Living Trust (Wendy's)	1 - State Street East	Acquisition	252 East State Street	West Lafayette	47906	717 Navco Drive	Lafayette	47905
123	Speedway LLC	1 - State Street East	Acquisition	265 East State Street	West Lafayette	47906	539 South Main Street	Findlay, OH	45840
126	Purdue Farm House Association, Inc.	1 - State Street East	Acquisition	1028 West State Street	West Lafayette	47906	70 Battleview Court	West Lafayette	47906
127	Indiana Delta of Pi Beta Phi Corporation	1 - State Street East	Acquisition	1012 West State Street 14 North Russell Street	West Lafayette	47906	1705 Teakwood Court	Lafayette	47905
128	Purdue Christian Ministries, Inc.	1 - State Street East	Acquisition	1000 West State Street	West Lafayette	47906	1000 West State Street	West Lafayette	47906
130	Milo Properties, Inc.	1 - State Street East	Acquisition	15 North Salisbury Street	West Lafayette	47906	PO Box 2502	West Lafayette	47906
131	Schmiedicke, Diana B.	1 - State Street East	ROE Only	348 West State Street	West Lafayette	47906	313 Sharon Road	West Lafayette	47906
132	State Street Properties LLC	1 - State Street East	ROE Only	110 West Andrew Place	West Lafayette	47906	PO Box 22715	Lexington, KY	40522
133	Heirs of Eliza Jaques LLC (% Patricia R. Lilly)	1 - State Street East	ROE Only	314 West State Street	West Lafayette	47906	680C Heritage Hills	Somers, NY	10589
134	Von Erdmannsdorff, Amber	1 - State Street East	ROE Only	311 West State Street	West Lafayette	47906	2065 North State Road 55	Attica	47918
135	Chauncey Hill Mall LLC	1 - State Street East	ROE Only	135 South Chauncy Avenue	West Lafayette	47906	134 West state Street	West Lafayette	47906
136	Swindler Kroll LLC & Swindler Ronald J TTEE	1 - State Street East	ROE Only	352 West State Street	West Lafayette	47906	8035 Saint James Way	Mount Dora, FL	32757
201	The First United Methodist Church of West Lafayette	2 - State Street West	Acquisition	1700 West State Street	West Lafayette	47906	1700 West State Street	West Lafayette	47906
300	John R Basham II Etux	3 - Williams Street	Acquisition	443 Harrison Street 332 South Chauncey Avenue 336-338 South Chauncey Avenue 345 South Chauncey Avenue 415 South Chauncey Avenue 401 South Chauncey Avenue 354 South Grant Street 281 South Salisbury Street 211 West Williams Street	West Lafayette	47906	248 South Chauncey Avenue	West Lafayette	47906
301	Midwest Student Property Investments LLC	3 - Williams Street	Acquisition	400 South Grant Street	West Lafayette	47906	20 North Salisbury Street, Suite A	West Lafayette	47906
302	Jerry M. Weida Etux	3 - Williams Street	Acquisition	350 South Chauncey Avenue 351 South Chauncey Avenue 271 South River Road	West Lafayette	47906	302 Vine Street, #3	West Lafayette	47906
303	Gary W Schroeder	3 - Williams Street	Acquisition	400 South Chauncey Avenue	West Lafayette	47906	5650 East 700 South	Lafayette	47909

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Parcel	Owner Name	Section	Take Type	Location Address	City	Zip	Mailing Address	City	Zip
304	420 Chauncy LLC	3 - Williams Street	Acquisition	420 South Chauncey Avenue	West Lafayette	47906	2001 North 600 East	Lafayette	47905
305	J-Four Corporation	3 - Williams Street	Acquisition	103 West Williams Street	West Lafayette	47906	1796 US52 West	West Lafayette	47906
306	Morris Rentals LLC	3 - Williams Street	Acquisition	101 East Williams Street 107 East Williams Street 115 East Williams Street	West Lafayette	47906	419 Vine Street	West Lafayette	47906
307	Crestview Partners LLC	3 - Williams Street	Acquisition	401 South River Road 425 South River Road 431 South River Road 439 South River Road 242 South Salisbury Street	West Lafayette	47906	270 Littleton Street	West Lafayette	47906
308	Shen LLC	3 - Williams Street	Acquisition	East Wood Street	West Lafayette	47906	270 Littleton Street	West Lafayette	47906
309	William R Shen & Crestview Partners (as Life Estate Interest)	3 - Williams Street	Acquisition	261 South River Road	West Lafayette	47906	270 Littleton Street	West Lafayette	47906
310	William R Shen TTEE	3 - Williams Street	Acquisition	317 South Chauncey Avenue 325 South Chauncey Avenue 329 South Chauncey Avenue 337 South Chauncey Avenue	West Lafayette	47906	270 Littleton Street	West Lafayette	47906
311	Wood Street Properties LLC	3 - Williams Street	Acquisition	266 South Salisbury Street	West Lafayette	47906	441 Lourdes Lane	Lafayette	47905
600	Fairway Cooperative Association Inc.	6C - Perimeter Parkway	Acquisition	1320 David Ross Road	West Lafayette	47906	1320 David Ross Road	West Lafayette	47906
601	Purdue Alumni of Delta Upsilon Inc.	6C- Perimeter Parkway	Acquisition	1300 Stadium Avenue	West Lafayette	47906	441 Autumn Drive	Carmel, IN	46032
602	Kappa Alpha Theata Purdue Home Corporation	6D - Perimeter Parkway	Acquisition	607 Russell Street	West Lafayette	47906	607 Russell Street	West Lafayette	47906
603	Indiana Alpha Chapter	6D - Perimeter Parkway	Acquisition	690 Waldron Street	West Lafayette	47906	P.O. Box 1901	Richmond, VA	23218
604	Phi Kappa Alpha Home Association	6D - Perimeter Parkway	Acquisition	629 University Street	West Lafayette	47906	P.O. Box 2853	West Lafayette	47996-285