

TEMPORARY RESOLUTION NO. 118-10

PERMANENT RESOLUTION NO. 118-10

A RESOLUTION TO CREATE A NEW FUND AND SET UP REVENUE ACCOUNT AND EXPENSE ACCOUNT FOR FLAGSTAR BANK ESCROW (332)

WHEREAS, the City of Lancaster as per the signed letter of credit settlement agreement gets to hold onto \$70,000.00 from Island Capital's letter of credit for any unpaid taxes or service payments of Island Capital (as more fully defined in the TIF Agreement). As stated in the LOC Settlement Agreement "...Upon the earlier of : (i) timely payment of all Taxes and Service Payments for three consecutive calendar years after execution of this Agreement, or (ii) Island Capital's bona fide sale or transfer of the Island Capital Property (as defined in the TIF Agreement) to unrelated persons or entities and the payment of all Taxes and Service Payments due on or prior to the date of such state or transfer, the City shall pay the amount then on deposit in the Escrow Fund to Flagstar Bank, or its designee,";

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO.

SECTION 1. That the City of Lancaster Auditor establish a new fund for the Flagstar Bank Escrow (Fund 332) and create revenue account 332.000.4662 (Interest) and 332.000.4990 (Transfer In) then expense accounts 332.971.5402 (Refunds), 332.971.5500 (Principal, and 332.971.5501 (Interest).

SECTION 2. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 10/4/2010 after 1st reading. Vote: Yeas 8 Nays 0

Approved: 10/4/2010

Clerk: Jessica Yee Sandy

Offered by: Brian Skelton

Second by: [Signature]

Requested by Finance Committee

[Signature]
President of Council

[Signature]
Mayor