

RESOLUTION NO. \_\_\_\_\_

**RESOLUTION DECLARING THE INTENT TO CONSIDER APPROVAL OF A PROJECT AND CREATION OF A TAX INCREMENT DISTRICT OR DISTRICTS UNDER THE LOCAL DEVELOPMENT ACT; DIRECTING PREPARATION OF A PROJECT PLAN; APPOINTING A REVIEW COMMITTEE; DIRECTING THE REVIEW COMMITTEE TO MAKE FINDINGS AS TO ELIGIBILITY AND FINANCIAL IMPACT, IF ANY, ON TAXING JURISDICTIONS WITHIN THE DISTRICT; AND DIRECTING THE REVIEW COMMITTEE TO MAKE A RECOMMENDATION WITH RESPECT TO THE PROPOSED PROJECT**

**WHEREAS**, the Town of Carlton Landing (“Town”) is a recently-incorporated municipality with a master design intended to build the Town under the principles of New Urbanism; and

**WHEREAS**, it is also a goal of the Town to promote development within its boundaries in order to attract investment, enhance the tax base, stimulate economic growth, and improve the quality of life in and around the Town; and

**WHEREAS**, in order to stimulate development, it is necessary and desirable to establish a legal and economic mechanism that will provide a plan and funding source for the construction of the public infrastructure necessary for the creation of new and expanded development sites within the Town (“Project”); and

**WHEREAS**, the Town’s principal areas for both neighborhood and commercial development (“Town Site”) remain undeveloped due to the lack of public infrastructure necessary to support development; and

**WHEREAS**, for the health, safety, and public welfare of the residents of the Town, the Town of Carlton Landing Board of Trustees (“Board”) has determined that it is appropriate to appoint a Review Committee to prepare a plan for the Project pursuant to the Local Development Act, 62 O.S. § 850, et seq. (“Project Plan”); and

**WHEREAS**, without the development of a Project, the preparation of a Project Plan, the establishment of tax increment districts, and other authorizations provided for in the Local Development Act, economic growth at the Town Site would be difficult or impossible; and

**WHEREAS**, the Review Committee shall review and make a recommendation concerning a proposed Project and Project Plan including one or more potential local tax increment districts, consider and make findings and recommendations with respect to the conditions establishing the eligibility of the proposed increment districts, and to consider and determine whether the proposed Project and Project Plan will have a financial impact on any taxing jurisdiction within the proposed increment districts and to report its findings and make its recommendations to the Board; and

**WHEREAS**, the Local Development Act was passed by the Oklahoma Legislature to implement Section 6C of Article X of the Oklahoma Constitution, which empowers the governing bodies of cities, towns, and counties to apportion tax increments to help finance the public costs of economic development; and

**WHEREAS**, the development of the project area depends upon the utilization of tax increment financing to help finance the public costs of the development; and

**WHEREAS**, the Local Development Act provides that the membership of the Review Committee shall consist of the following: a representative of the governing body who shall serve as chairperson; a representative of the planning commission having jurisdiction over the proposed district; a representative designated by each taxing jurisdiction within the proposed district whose ad valorem taxes might be impacted according to the plan; and three members representing the public at large and selected by the other committee members from a list of seven names submitted by the chairperson of the Review Committee; and

**WHEREAS**, the Town finds it appropriate at this time to consider the utilization of ad valorem and sales tax increments to help finance the public costs of the development; and

**WHEREAS**, Pittsburg County, Pittsburg County Health Department, Canadian School District, and Kiamichi Area Vocational-Technical School District No. 7 would be the only taxing jurisdictions whose taxes might be affected by the project plan.

**NOW, THEREFORE, BE IT RESOLVED** by the Town of Carlton Landing Board of Trustees that:

1. The Town of Carlton Landing Board of Trustees intends to consider approval of a project and creation of a tax increment district to facilitate the financing of eligible project costs for economic development and hereby directs the preparation of a project plan to be submitted for consideration in accordance with the Local Development Act.
2. A Review Committee is hereby appointed whose membership shall consist of the following: the mayor, a representative of the town's planning commission, once established, one representative from each of the following taxing jurisdictions within the proposed district whose taxes might be impacted by the project plan: Pittsburg County, Pittsburg County Health Department, Canadian School District, and Kiamichi Area Vocational-Technical School District No. 7; and three representatives of the public at large, who will be selected by the other Review Committee members from a list of seven names submitted by the chairperson of the Review Committee.
3. Mayor Joann Chinnici, as chairperson of the Review Committee, shall submit a list of seven names of possible persons to represent the public at large on the Review Committee, and the other Review Committee members shall select three persons from this list, who shall represent the public at large on the Review Committee.

4. The Review Committee shall consider and make its findings and recommendations to the Town of Carlton Landing Board of Trustees with respect to the conditions establishing the eligibility of the proposed district and the appropriateness of approval of the proposed plan and project.
5. The Review Committee shall consider and determine whether the proposed plan and project will have a financial impact on any taxing jurisdiction within the proposed district and shall report its findings to the Town of Carlton Landing Board of Trustees.
6. The Carlton Landing Planning Commission, once established, shall review the proposed project plan and shall make a recommendation on the plan to the Town of Carlton Landing Board of Trustees.

ADOPTED by the Town of Carlton Landing Board of Trustees and SIGNED by the Mayor of the Town of Carlton Landing this \_\_\_ day of \_\_\_\_\_, 2014.

ATTEST:

MAYOR *Joanne Chimice*  
*Sept 6, 2014*

TOWN CLERK

