

CONTRACT TO EMPLOYEE ATTORNEY

AGREEMENT made, effective as of January 1, 2000, by and between the City of Rockport, Indiana, a municipal corporation, acting by and through its Mayor, and located at 426 Main Street, Rockport, Spencer County, Indiana, hereinafter referred to as "City," and John A. Hargis of P.O. Box 166, 104 South Third Street, Rockport, Spencer County, Indiana, hereinafter referred to as "Attorney."

The parties agree as follows:

SECTION I.

Nature of Employment

City retains and employs Attorney as City Attorney for the City for the purpose of attending regular and special meetings of the Common Council of the City of Rockport, as well as other meetings when requested, concerning the Common Council and the Plan Commission, Board of Zoning Appeals, Board of Public Works and Safety, Economic Development Commission, and for advising the Mayor, Clerk-Treasurer, and Members of the Common Council, and all employees of the City concerning City related legal matters, and for all other services provided by statute as being the duties of the City Attorney.

SECTION II.

Acceptance of Employment

Attorney accepts the employment as set forth in this Agreement and promises and will render to the best of attorney's ability the services described in and during the continuance of this Agreement.

SECTION III.

Salary and Compensation

As a salary for services to be rendered by Attorney under and pursuant to this Agreement, City shall pay to Attorney a yearly salary of Twelve Thousand Fifty-Seven Dollars (\$12,057.00), for the one (1) year term of this Agreement, which begins January 1, 2000 and ends December 31, 2000. Such salary shall be paid not less than quarterly and shall be subject to the customary employee withholdings such as for income tax and FICA. In addition, Attorney shall be eligible for the benefits offered to the employees of the City of Rockport, including health insurance.

In addition to the annual salary, Attorney shall be paid a salary calculated at a hourly rate of Seventy-five Dollars (\$75.00) per hour for representation of the City in litigation, whether filed or threatened against the City or its officials or employees, and, to the extent not paid by third parties seeking services from the City, Attorney shall be paid a salary calculated at a rate of Seventy-five Dollars (\$75.00) per hour for bond issues, legal services surrounding the acquisition and administration of grants, and such other extraordinary legal matters, such as annexation, which are not part of the customary day-to-day duties of the Attorney.

SECTION IV.

Developer Fees

In the event of proposed expansion of infrastructure (including but not limited to wastewater, water, and roads) requested by a developer or in the event of a proposed voluntary annexation, to the extent that the City Attorney is involved in representing the City in such matters, the developer or similarly situated entity shall be required to pay to the City Attorney the reasonable fees incurred by the City concerning such matters.

STATE OF INDIANA)
) SS:
COUNTY OF SPENCER)

Before me, a Notary Public in and for said County and State, on this 21st day of January, 2000, personally appeared City of Rockport by Joseph L. Greene, Mayor, and acknowledged the execution of the above and foregoing document to be his voluntary act and deed.

WITNESS my hand and Notarial Seal.

Shannon K. Seiler
Shannon K. Seiler Notary Public

My commission expires:

11-12-06

A resident of Spencer County, IN.

STATE OF INDIANA)
) SS:
COUNTY OF SPENCER)

Before me, a Notary Public in and for said County and State, on this 21st day of January, 2000, personally appeared John A. Hargis, and acknowledged the execution of the above and foregoing document to be his voluntary act and deed.

WITNESS my hand and Notarial Seal.

Shannon K. Seiler
Shannon K. Seiler Notary Public

My commission expires:

11-12-06

A resident of Spencer County, IN.

FILED

APR 03 2003

**City of Rockport
Economic Development Income Tax
Capital Improvement Plan**

Signature Sara J. Arnold
Auditor Spencer County

Pursuant to the authority granted by IC 6-35-7-15, the City of Rockport, Indiana hereby adopts the following Capital Improvement for the City of Rockport, which plan sets forth the uses of the revenue, which the city shall receive from Economic Development Income Tax. This plan shall be effective as of December 31, 2002. The project comprising the Capital Improvement Plan is as follows;

1. Identification and General Description
 - a. infrastructure
 - b. street repair
 - c. economic development

2. Estimated Total project Cost of Above
 - a. \$80,000
 - b. \$75,000
 - c. \$ 7,000

3. Identification of all Sources of Funds for the Project
The total cost of the projects will be paid from the Economic Development Income Tax Revenue, with any balance necessary being paid from the appropriate fund.

4. Planning, Development and Construction Schedule of the Project

The City's anticipated share of Economic Development is \$1,586,205 for 2003. This Economic Development Income Tax Capital Improvement Plan shall be effective as of December 31, 2002 and shall be in effect until December 31, 2003.

Adopted the 20th day of March, 2003.

Approved:

Joseph L. Greene
Joseph L. Greene, Mayor

Attest:

Be W. Parker

COMMON COUNCIL

Robert Lindsey
Garrett B. Bogue
Virgil Carter

