

RESOLUTION 2009- 014

**A RESOLUTION OF THE DELAWARE COUNTY COUNCIL TO JOIN
THE CENTRAL INDIANA REGIONAL TRANSPORTATION AUTHORITY**

WHEREAS, the Central Indiana Regional Transportation Authority (hereinafter referred to as the "Authority") is a regional transportation authority duly established by ordinance of City-County of Indianapolis and Marion County, Indiana, pursuant to the provisions of Indiana Code Chapter 36-9-3, and consisting of the Consolidated City of Indianapolis and Marion County, Indiana, and such other counties or municipalities which the Authority may have been expanded to include; and

WHEREAS, Indiana Code 36-9-3-3 provides for the expansions of the Authority to include one (1) or more additional counties or municipalities within the same transportation planning district as designated by the Indiana Department of Transportation, if resolutions approving the expansion are adopted by the fiscal bodies of (a) the county or municipality to be added to the Authority, and (b) a majority of the counties and municipalities already in the Authority; and

WHEREAS, Delaware County, Indiana ("Delaware County") is located within the same transportation planning district as the Authority, and wishes to approve an expansion of the Authority to include; and

WHEREAS, the Delaware County Council is the fiscal body of Delaware County;


IT IS THEREBY RESOLVED by the Delaware County Council as follows:

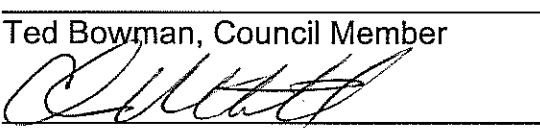
1. The Delaware County Council hereby approves that the Central Indiana Regional Transportation Authority shall be expanded to include Delaware County, Indiana, subject to all of the rights, responsibilities and authority as established by Indiana Code Chapter 36-9-3 as limited by the ordinance of the City-Council of Indianapolis and Marion County, Indiana, creating the Authority.
2. The expansion of the Authority to include Delaware County shall be effective upon the adoption of this Resolution, July ____, 2009, and the adoption of resolution approving the expansion by a majority of the counties and municipalities already in the Authority.

3. If the Delaware County Council as the fiscal body finds that the county should be removed from the authority, it shall adopt a resolution favoring the removal of Delaware County from the authority. The resolution must establish a date upon which the membership ceases, but that date must be at least six (6) months after the date of the adoption of the resolution.

ALL OF WHICH IS RESOLVED this the 28 day of July, 2009.

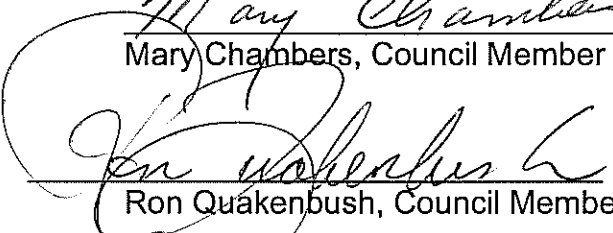

Brad Bookout, Council Member


Kevin Nemyer, Council Member


Ted Bowman, Council Member


Mary Chambers, Council Member


Chris Matchett, Council Member


Ron Quakenbush, Council Member


James King, Council Member


Judy Rust

Burns Ind. Code Ann. § 36-9-3-4

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*** STATUTES CURRENT THROUGH P.L. 1-2009 THROUGH P.L. 181-2009 OF THE 2009 FIRST REG. SESSION ***** ANNOTATIONS CURRENT THROUGH JUNE 4, 2009 ***

Title 36 Local Government Article 9 Transportation and Public Works Chapter 3
Regional Transportation Authorities

Go to the Indiana Code Archive Directory

Burns Ind. Code Ann. § 36-9-3-4 (2009)

36-9-3-4. Removal of county or municipality from authority. If the fiscal body of any county or municipality finds that the county or municipality should be removed from the authority, it shall adopt a resolution favoring the removal of that county or municipality from the authority. The resolution must establish a date upon which the membership ceases, but that date must be at least six (6) months after the date of the adoption of the resolution. Removal of the county or municipality from the authority does not relieve the county or municipality from any obligations incurred on the county's or municipality's behalf by the authority while the county or municipality was a member of the authority. **HISTORY:** IC 36-9-3-4, as added by Acts 1981, P.L. 309, § 76; P.L. 235-1997, § 6.