RESOLUTION NO. 020921

TOWN OF McCORDSVILLE, INDIANA TOWN COUNCIL

ADOPTING INDIANA CODE § 5-23, AUTHORIZING THE RELEASE OF A REQUEST FOR PROPOSALS/QUALIFICATIONS UNDER INDIANA CODE § 5-23, AND TAKING CERTAIN OTHER ACTIONS RELATED THERETO

WHEREAS, the Council (the "Council") of the Town of McCordsville, Indiana (the "Town"), has considered the provisions of Indiana Code § 5-23; and

WHEREAS, the Council now desires to adopt the provisions of Indiana Code § 5-23 by this resolution pursuant to Indiana Code § 5-23-1-1; and

WHEREAS, the Council desires to issue a Request for Proposals/Qualifications ("RFPQ") under Indiana Code § 5-23 to explore the development, construction, financing, operation, and/or transfer of projects that meet economic development, public safety, or other public purposes (the "Projects") as the Council deems prudent and necessary upon the conclusion of the RFPQ process; and

WHEREAS, the Council now desires to form an RFPQ Committee ("Committee") to release the RFPQ, review responses from offerors, and provide a recommendation to the Council.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF SPEEDWAY, INDIANA AS FOLLOWS:

SECTION 1. Adoption of Indiana Code § 5-23. The Council hereby adopts the provisions of Indiana Code § 5-23.

SECTION 2. RFPQ Committee. The Council hereby creates an RFPQ Committee to publish appropriate public advertisements, release the RFPQ, review responses from offerors, and provide a recommendation to the Council. The Committee will exist unless and until the Council takes future action to dissolve it. The Committee shall consist of two Councilors, the Town Manager, the Town Engineer and the Director of Planning & Building.

SECTION 3. Authorization of RFPQ. The Council hereby authorizes the Committee to issue a request for proposals under Indiana Code § 5-23 to explore the potential development, construction, financing, operation, and transfer of the Project.

SECTION 4. Other Actions. Any officer of the Town and member of the Committee are hereby authorized to take any and all actions and execute any documents or certificates that such officers deem necessary or desirable to affect the foregoing resolutions. Any such actions taken or documents or certificates executed and delivered are hereby ratified, confirmed and approved.

SECTION 5. No Conflict. All ordinances, resolutions, and orders or parts thereof in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed. After the issuance and execution of Agreement and so long as the Agreement remains in place, except as expressly provided herein, this Resolution shall not be repealed or amended, nor shall the Town adopt any law, ordinance or resolution which in any way adversely affects this Resolution.

SECTION 6. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

SECTION 7. Effectiveness. This Resolution shall be in full force and effect from and after its passage.

PASSED AND ADOPTED by the Town Council of the Town of McCordsville, Indiana this 9th day of February, 2021, by a vote of ___ ayes and __nays.

TOWN OF McCORDSVILLE, INDIANA, BY ITS COUNCIL

Voting Affirmative:	Voting Opposed:
_____	_____
Barry A. Wood	Barry A. Wood
_____	_____
Thomas R. Strayer	Thomas R. Strayer
_____	_____
Gregory J. Brewer	Gregory J. Brewer
_____	_____
Larry J. Longman	Larry J. Longman
_____	_____
Branden D. Williams	Branden D. Williams

ATTEST:

_____
Staci A. Starcher, Clerk-Treasurer