

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

RESOLUTION NO: 08-07-31A

2008 066208

A RESOLUTION AUTHORIZING THE ENTRY INTO A JOINT INTERLOCAL COOPERATION AGREEMENT WITH OTHER MUNICIPALITIES IN LAKE COUNTY, INDIANA, FOR THE PURPOSE OF PURCHASING HIGHWAY BULK SALT, AND ALL MATTERS RELATED THERETO.

COPY

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the needs and requirements of the Town for purchasing highway bulk salt; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, a number of years, entered into a Joint Agreement with other Municipalities in Lake County, Indiana, to purchase Highway Bulk Salt; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, a Municipal Corporation empowered by the terms and provisions of Indiana Code 36-1-7-1, *et seq.*, as amended from time to time, to enter into agreements with participating governmental units so as to better provide public services and facilities to the residents of the Town; and

WHEREAS, the other participating Municipalities, located in Lake County, Indiana, are also Municipal Corporations empowered by the terms and provisions of Indiana Code 36-1-7-1, *et seq.*, as amended from time to time, to enter into agreements with other local governmental units for the purposes of better providing local governmental units for the purposes of better providing public services and facilities for the mutual benefit of the participating governmental units; and

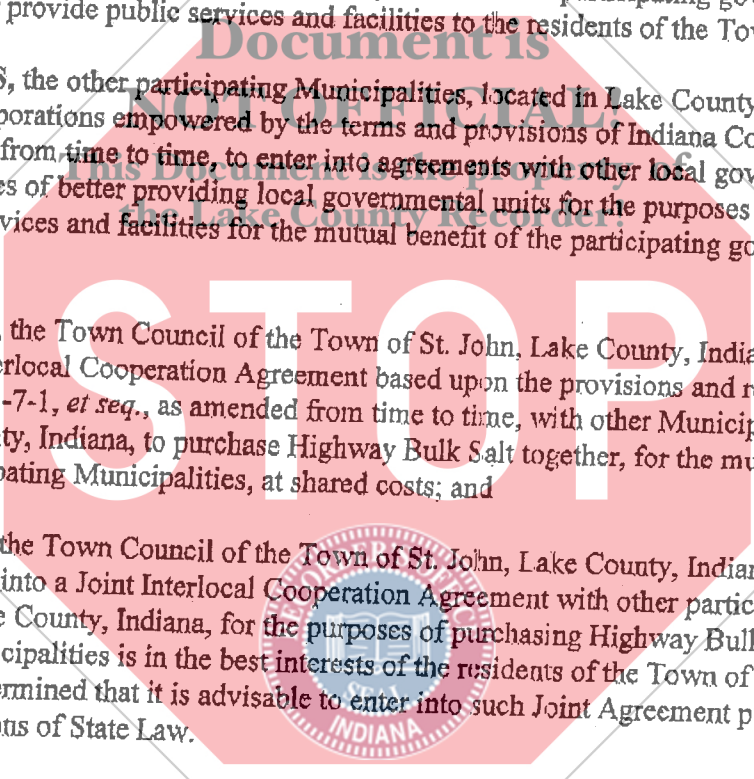
WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, seeks to enter into a Joint Interlocal Cooperation Agreement based upon the provisions and requirements of Indiana Code 36-1-7-1, *et seq.*, as amended from time to time, with other Municipalities located in Lake County, Indiana, to purchase Highway Bulk Salt together, for the mutual benefit of each of the participating Municipalities, at shared costs; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has determined that entry into a Joint Interlocal Cooperation Agreement with other participating Municipalities in Lake County, Indiana, for the purposes of purchasing Highway Bulk Salt for the participating Municipalities is in the best interests of the residents of the Town of St. John, and therefore, has determined that it is advisable to enter into such Joint Agreement pursuant to the applicable provisions of State Law.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: That the Town Council of the Town of St. John, Lake County, Indiana, shall take all appropriate and legal measures to enter into a Joint Interlocal Cooperation Agreement with other participating Municipalities in Lake County, Indiana, to purchase Highway

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
2008 SEP 22 PM 2:50
MICHAEL A. BRIDGMAN
RECORDER



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CS/bis

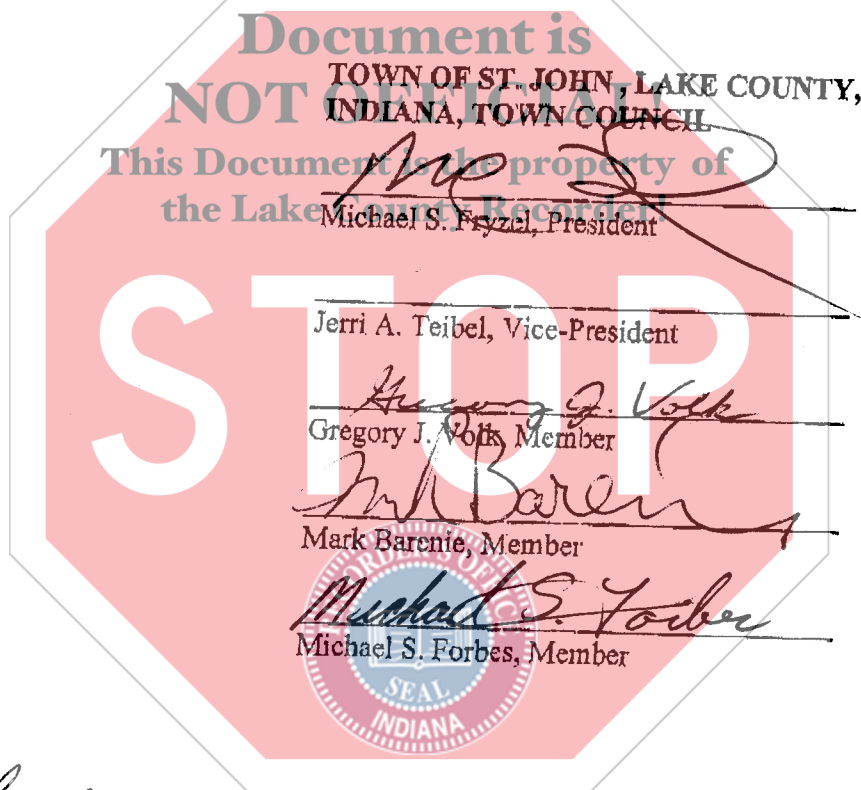
Bulk Salt for the mutual benefit of the participating Municipalities, at shared costs.

SECTION TWO: That the St. John Town Manager is hereby authorized and permitted to enter into a Joint Interlocal Cooperation Agreement for the purchase of Highway Bulk Salt for the mutual benefit of the Town of St. John and other participating Municipalities in Lake County, Indiana, at shared costs, pursuant to the applicable provisions of Indiana Code 36-1-7-1, *et seq.*, as amended from time to time; further, the Town Clerk-Treasurer is hereby authorized to attest the execution of such Agreement by the Town Manager.

SECTION THREE: That a copy of the Joint Interlocal Cooperation Agreement between the Town of St. John and other participating Municipalities between the Town of St. John and other participating Municipalities in Lake County, Indiana, to purchase Highway Bulk Salt for the calendar year 2008, shall be attached to this Resolution and incorporated herein by reference.

SECTION FOUR: That this Resolution shall take effect, and be in full force and effect, from and after passage by the Town Council of the Town of St. John, Lake County, Indiana.

ALL OF WHICH IS PASSED AND RESOLVED, THIS 31st DAY OF July, 2008, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.



ATTEST:

Sherry P. Sury
Sherry P. Sury, Clerk-Treasurer

Municipality TOWN OF ST. JOHN

JOINT AGREEMENT BY CERTAIN LAKE COUNTY MUNICIPALITIES

THIS JOINT AGREEMENT made among the following municipalities of Lake County and Porter County, Indiana: Town of Cedar Lake, City of Crown Point, Town of Dyer, Town of Griffith, City of Hammond, Town of Highland, City of Hobart, Lake County Highway Department, City of Lake Station, Town of Lowell, Town of Schererville, Town of St. John, Town of Munster and the Lake Central School Corporation, Indiana to evidence the following agreements:

WHEREAS, each of the parties hereto is a municipality located in Lake County and Porter County, and

WHEREAS, each of the parties has the right to buy certain services and supplies, and desire to do so jointly; and

WHEREAS, the parties hereto believe that their joint purchase may result in economies that will benefit each of their municipalities; and

WHEREAS, I.C. 36-1-7 authorizes political subdivisions which include the parties hereto, to exercise jointly a power to purchase certain services and supplies.

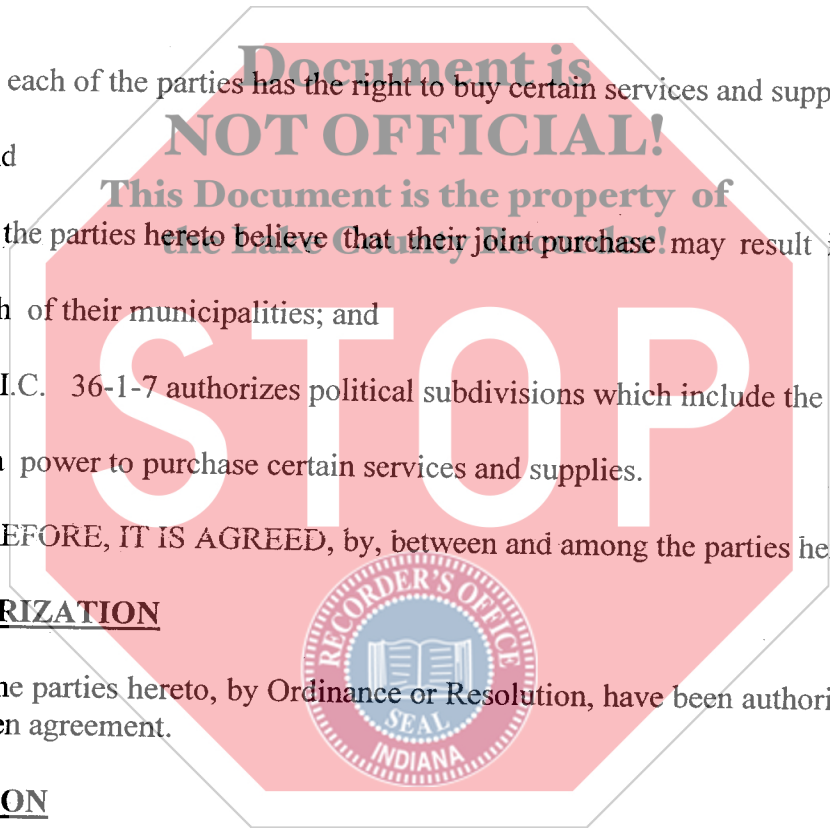
NOW, THEREFORE, IT IS AGREED, by, between and among the parties hereto as follows:

1. AUTHORIZATION

Each of the parties hereto, by Ordinance or Resolution, have been authorized to enter into this written agreement.

2. DURATION

The duration of this agreement shall commence at such time as all parties hereto have authorized and approved this agreement, and said agreement shall terminate at the conclusion of the business day on April 30, 2009.



3. **PURPOSE**

The purpose of this agreement is to make a joint bid for the purchase and delivery of bulk highway salt to meet the estimated requirements of each of the parties hereto.

4. **ADMINISTRATION OF THE AGREEMENT**

- a. This agreement shall be administered by a joint board on which all parties to the agreement shall be represented by a person designated in the ordinance or resolution authorizing and approving this agreement.
- b. Action taken under this agreement shall be approved by not less than two-thirds of all the members of the joint board. Votes or other approving authority by members of the joint board may be made at meetings regularly called for such purpose or in a separate written approval.

5. **METHODS OF OBTAINING BIDS**

- a. The Town of Munster, for and on behalf of all parties hereto, shall provide for the invitation of bids in compliance with applicable statutes governing public bids. Such notice shall include a provision of the names of all parties hereto and the total estimate of tons of bulk salt to be purchased by all of the parties hereto.
- b. Upon receipt of bids, the representative of the Town of Munster shall deliver to all of the representative of the parties hereto copies of all of the bids and designate a time and place for a meeting to consider said bids and act upon them. Nothing herein is intended to require the parties hereto to accept any bid and the parties hereto, by a two-thirds vote, reserve the right to reject any and all bids.

6. **SPECIFICATIONS**

Prior to the notice for bids, the joint bid shall prepare specifications setting forth, among other things, the estimated total amount of tons of bulk highway salt for purchase, the delivery requirements, the payment provisions, and other matters which they deem relevant.

7. **RECORDING AND FILING OF THIS AGREEMENT**

Before it takes effect, this agreement shall be recorded with the Recorder of Lake County, Indiana, and within sixty (60) days, thereafter, shall be filed with the Indiana State Board of Accounts.

8. GENERAL

The joint Board, by the approval of two-thirds of all its' members, shall have the authority to implement and carry out the intent and purposes of this agreement, including the authority to sign all papers, documents and instruments which may be required or determined to be necessary to accomplish the same. This agreement has been signed by the executive officer of each of the municipalities who are parties hereto, and each such signature has been attested to by the Clerk of each said municipality. This agreement shall take effect on the date that the last one of said municipalities has authorized and approved it.

Applicant's signature

Stephen E. [Signature]
TOWN MANAGER

ATTEST:

Sherry Perry
Clerk-Treasurer
Town of St. John

