

RESOLUTION NO. 03-15

**A RESOLUTION APPROVING USE OF INDIANA CODE § 5-23
INCLUDING BUILD, OPERATE, AND TRANSFER PROVISIONS
EXCLUSIVELY FOR THE STATE STREET PROJECT**

WHEREAS, Indiana Code § 5-23 has been available since 1997 in order to allow governmental agencies to achieve flexibility, economy and accountability in performing public works; and

WHEREAS, the use of I.C. § 5-23 by the City of West Lafayette may provide significant cost and time savings for the State Street Project as described by the Executive Summary prepared by American Structure Point attached as Exhibit A; and

WHEREAS, the Common Council of the City of West Lafayette is required by I.C. § 5-23-1-1 to adopt the provisions of I.C. § 5-23 before it can be utilized by the City for the State Street Project; and

WHEREAS, unlike existing procedures commonly used by the City, the provisions of I.C. § 5-23 require a public notice and public hearing before a provider is selected to perform a project; and

WHEREAS, the City of West Lafayette and Purdue University have been cooperatively planning the State Street Project and anticipate the possible use of I.C. § 5-23 as a more cost efficient, timely, and accountable method of project delivery than existing methods available to the two (2) parties; and

WHEREAS, this cooperation between the City of West Lafayette and Purdue University is consistent with, and in furtherance of, the objectives of the interlocal cooperation agreement that was entered into between them in connection with the annexation by the City of lands occupied by the University in 2014, including without limitation the formation of a Joint Board composed of representatives of both parties that provides a framework for ongoing collaboration on matters of mutual interest and shared responsibility following the annexation; and

WHEREAS, passing this resolution will promote the public good and welfare by providing an additional mechanism to allow the City and/or the Joint Board to accomplish the State Street Project with less cost, more rapid and efficient delivery, and full accountability.

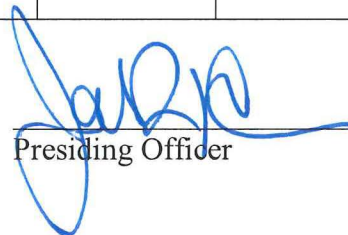
NOW THEREFORE BE IT RESOLVED, the Common Council of the City of West Lafayette hereby adopts the provisions of I.C. § 5-23 et seq. exclusively for the State Street Project and the Mayor and the Mayor's designees are hereby authorized to proceed thereunder.

INTRODUCED ON FIRST READING ON THE 2 DAY OF March, 2015.

MOTION TO ADOPT MADE BY COUNCILOR Keen, AND
SECONDED BY COUNCILOR Burch.

DULY ORDAINED, PASSED, AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, ON THE 2 DAY OF March, 2015, HAVING BEEN PASSED BY A VOTE OF 7 IN FAVOR AND 0 OPPOSED, THE ROLL CALL VOTE BEING:

	AYE	NAY	ABSENT	ABSTAIN
Bunder	✓			
Burch	✓			
DeBoer	✓			
Dietrich	✓			
Hunt	✓			
Keen	✓			
Thomas	✓			



 Presiding Officer

Attest:



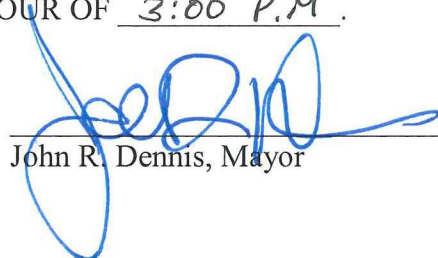
 Judith C. Rhodes, Clerk-Treasurer

PRESENTED BY ME TO THE MAYOR OF THE CITY OF WEST LAFAYETTE, INDIANA ON THE 4 DAY OF March, 2015, AT THE HOUR OF 1:00 P.M.



 Judith C. Rhodes, Clerk-Treasurer

THIS RESOLUTION APPROVED AND SIGNED BY ME ON THE 5 DAY OF March, 2015, AT THE HOUR OF 3:00 P.M.



 John R. Dennis, Mayor

Attest:



 Judith C. Rhodes, Clerk-Treasurer