

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

RESOLUTION NO. 2022-06-22C

**A RESOLUTION OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA,
APPROVING THE TRANSFER OF A SPECIFIC WARREN TOTAL PATCHER T-7500
VEHICLE AND EQUIPMENT TO THE TOWN OF CEDAR LAKE FROM
THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA,
AND ALL MATTERS RELATED THERETO.**

WHEREAS, the Town of St. John, Lake County, Indiana (hereinafter, the “Town of St. John”), is a Governmental Entity and Unit of Local Government in the State of Indiana, under the jurisdiction and governance of its duly elected legislative body, the St. John Town Council; and

WHEREAS, the Town of Cedar Lake, Lake County, Indiana (hereinafter, the “Town of Cedar Lake”), is a Governmental Entity and Unit of Local Government in the State of Indiana, under the jurisdiction and governance of its duly elected legislative body, the Cedar Lake Town Council; and

WHEREAS, the Town of Cedar Lake and the Town of St. John are both governing bodies which exist to conduct the business of local government for its citizens under the provisions of the Indiana Code, as same is amended from time to time; and

WHEREAS, the Town of St. John owns a certain specific vehicle and accompanying equipment, namely, a Warren Total Patcher T-7500, which is registered and identified under VIN: 1W9BP1427 AP458099 (hereinafter, the “Equipment”), which is a vehicle and equipment used to patch/repair potholes on public ways in the Town of St. John; further, that the Equipment is no longer of use or need by the Town of St. John; and

WHEREAS, the Town of Cedar Lake has been informed and advised of the interest by the Town of St. John to dispose and transfer the Equipment as a consequence of no longer needing same, and agrees that a transfer and sale of said Equipment to the Town of Cedar Lake is an appropriate action for the Town of St. John; and

WHEREAS, the Town of St. John and the Town of Cedar Lake are informed and advised that the provisions of I.C. §36-1-11-8; as amended, permit the transfer of property between governmental entities upon terms and conditions agreed upon by the entities, and which is evidenced by adoption of substantially identical resolutions approving such transfer of the Equipment by of each entity; and

WHEREAS, the Town of St. John and the Town of Cedar Lake agree hereby to enter into substantially identical Resolutions for approval of the transfer of the Equipment by the Town of St. John to the Town of Cedar Lake as such action promotes and enhances cooperation with each

other for mutual benefit to the residents and citizens of each of the Town of Cedar Lake and the Town of St. John; and

WHEREAS, the Town of St. John now agrees that it is in the best interests of the residents and citizens of the Town of St. John to transfer and sell the Equipment to the Town of Cedar Lake, and the Town of Cedar Lake agrees that it is in the best interests of the Town of Cedar Lake to purchase said Equipment from the Town of St. John for the amount agreed upon by each of the Towns, and all other lawful requirements, as set forth hereinafter; and

WHEREAS, the Town of St. John and the Town of Cedar Lake now seek to approve, by substantially identical Resolutions of each entity, the sale of the Equipment by the Town of St. John to Cedar Lake, and the Town of Cedar Lake purchase of the Equipment from the Town of St. John.

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 of Cedar Lake, by its adopted Town of Cedar Lake Resolution No: 1307, has approved the purchase of the Equipment from the Town of St. John upon the terms set forth hereinafter.

SECTION TWO. That the Recital provisions set forth in this approval Resolution hereinabove are incorporated herein, and are each made an integral part hereof.

SECTION THREE. That each of the Town of Cedar Lake and the Town of St. John agree and concur that each Governmental Entity party to this transaction is a Governmental Entity authorized to transfer dispose and sell property pursuant to the provisions of I.C. §36-1-11-8, as amended, as well as to contract pursuant to the provisions of I.C. §36-1-4-7, also as amended. Pursuant to such statutory authority, the Town of Cedar Lake acknowledges that the Town of St. John hereby sells to the Town of Cedar Lake, and that the Town of Cedar Lake hereby purchases from the Town of St. John the Warren Total Patcher T-7500, VIN: 1W9BP1427AP458099 for the sum of Eighteen Thousand Dollars (\$18,0000.00).

SECTION FOUR. That each of the Towns of St. John and Cedar Lake will execute any and all documents necessary or required to effectuate the sale of the Equipment by the Town of St. John to the Town of Cedar Lake, which signature execution shall be by the duly designated representatives of each Town.

SECTION FIVE: That this Resolution shall take effect, and be in full force and effect, from and after execution of the latter of the Towns to approve the substantially identical Resolutions for this transaction, and deliver same to the other participating Town Governmental Entity.

SECTION SIX: That this Resolution shall further only take effect, and be in full force and effect, from and after its passage and approval by the Town Council of the Town of St John, Lake County, Indiana, in conformance with applicable law, subject to the provisions of the proceeding SECTION.

ALL OF WHICH IS PASSED AND ADOPTED THIS 22ND DAY OF JUNE, 2022, BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA.

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA ,
A Municipal Corporation



Gerald Swets, President




Michael Schilling, Vice-President



Bryan Blazak, Member



Wayne Pondinas, Member



Michael Aurelio, Member

ATTEST:



Beth R. Hernandez, Clerk-Treasurer