

RESOLUTION R062022E

A RESOLUTION OF THE COMMON COUNCIL FOR THE CITY OF FISHERS APPROVING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF FISHERS AND HAMILTON COUNTY, INDIANA CONCERNING THE CONSTRUCTION, INSPECTION, & MAINTENANCE OF BRIDGE #314

WHEREAS, the City of Fishers, Hamilton County, Indiana (“Fishers”) and Hamilton County, Indiana (“County”) share concerns and responsibilities for certain streets and roads located within and/or adjacent to their jurisdictions;

WHEREAS, 116th Street is a major thoroughfare that serves and affects the citizens of and the economic well-being of both Fishers and County;

WHEREAS, Fishers and County, individually and jointly, have determined that financing, designing, and constructing Bridge #314 (the “Structure”) at the intersection of 116th Street and the Nickel Plate Trail (the “Trail”), will result in a safer, more efficient pedestrian and vehicular traffic flow along 116th Street and the Trail, respectively (the “Project”);

WHEREAS, the Project will serve and benefit the public and enable Fishers and County to provide for safer, more efficient traffic flow, improve pedestrian movement, and improve the area in and around 116th Street and the Trail (“Public Purpose”);

WHEREAS, in accordance with Ind. Code §8-17-1 *et seq.*, the County executive may construct, reconstruct, improve, and maintain all public highways, bridges, and culverts in the county, including those located in municipalities;

WHEREAS, Fishers has agreed to perform all activities and be financially responsible for all costs necessary to design and construct the Structure, take the Structure into its inventory, and maintain the Structure after acceptance into its inventory, if the County will perform all inspection activities and be financially responsible for all costs necessary to inspect the Structure in accordance with applicable NBIS, INDOT, and FHWA requirements;

WHEREAS, Fishers and County now desire to enter into a certain Interlocal Agreement Concerning the Construction, Inspection, & Maintenance of Bridge #314 (the “Agreement”), which is attached hereto and incorporated herein as Exhibit A, pursuant to the authority of Ind. Code §§ 8-17-1-45(b), 36-1-3-9(c) and 36-1-7-2 to account for each party’s financial responsibility and ownership of the Project, all of which is necessary for completion of the Project to accomplish the Public Purpose.

NOW THEREFORE, BE IT RESOLVED, by the Common Council for the City of Fishers, Hamilton County, Indiana meeting in regular session as follows:

Section 1. The City Council hereby approves the Agreement, as further described in Exhibit A, attached hereto and incorporated herein.

Section 2. The Council hereby authorizes the Mayor to execute the Agreement and any and all documents in furtherance of the Project.

Section 3. This Resolution shall be of full force and effect from and upon its adoption and in accordance with Indiana law.

SO RESOLVED, by the Common Council for the City of Fishers, Hamilton County, Indiana, this 20th day of June, 2022.

COMMON COUNCIL OF THE CITY OF FISHERS,

R062022E

HAMILTON COUNTY, INDIANA

YAY

NAY

ABSTAIN

	Todd Zimmerman, President		
	John Weingardt, Vice President		
	C. Pete Peterson, Member		
	Cecilia C. Coble, Member		
	Brad DeReamer, Member		
	Selina Stoller, Member		
	Jocelyn Vare, Member		
	Crystal Neumann, Member		
	David Giffel, Member		

I hereby certify that the foregoing Ordinance/ Resolution was delivered to City of Fishers Mayor Scott Fadness on the 20th day of June 2022, at _____ p.m.

ATTEST: _____

Jennifer L. Kehl, Fishers City Clerk

MAYOR’S APPROVAL

Scott A. Fadness, Mayor

DATE

MAYOR’S VETO

Scott A. Fadness, Mayor

DATE



This instrument prepared by: Christopher P. Greisl, City Attorney, City of Fishers, Hamilton County, Indiana, One Municipal Drive, Fishers, Indiana, 46038

“I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.” Christopher P. Greisl