

**TOWN OF WHITESTOWN,
INDIANA RESOLUTION NO. 2024-10**

**A RESOLUTION CONCERNING INTEREST IN AND THE
AUTHORITY TO PURCHASE OR ACQUIRE PROPERTY**

Main Street Park Expansion Project

WHEREAS, Indiana law authorizes the Town Council of the Town of Whitestown, for itself and on behalf of Whitestown Municipal Utilities (“Whitestown”), to accept, purchase, or otherwise acquire property interests as the Town Council considers necessary and appropriate, in accordance with statutory processes and requirements; and

WHEREAS, Whitestown is undertaking the Main Street Park Expansion project (the “Project”), which will require Whitestown to obtain certain real property, as generally identified in the attached Exhibit A (the “Property”); and

WHEREAS, Indiana Code § 36-1-10.5-5, *et seq.* (the “Code”) provides that the Town Council, acting as the Whitestown fiscal body, may adopt a resolution to the effect that it is interested in making a purchase of specified land or a structure and authorizing a purchasing agent to carry out such purchase; and

WHEREAS, the Town Council believes that it is in the best interest of Whitestown to acquire the Property in order to facilitate the Project, and desires to authorize the Town Manager or his/her designee, as the purchasing agent, to effectuate the acquisition thereof in accordance with the Code.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Whitestown, Indiana hereby declares its interest in purchasing or obtaining necessary or appropriate interests in the Property attached hereto as Exhibit A, or as may otherwise be necessary or appropriate to effectuate the Project. The Town Council further authorizes the Town Manager or his/her designee, with the assistance of the Town’s legal counsel, utility staff, and/or other consultants, to take all necessary and appropriate action to obtain the Property for the Project in accordance with the Code, including, but not limited to, accepting dedication, negotiating, purchasing, obtaining appraisals, extending uniform offers, acquiring, or filing acquisition proceedings, provided that such actions and costs are reasonably and appropriately within the scope of the applicable funding and attempting wherever proper to conserve taxpayer and/or customer expense.

(Signature Page to Follow)

PASSED by the Town Council of the Town of Whitestown, Indiana, this ____ day of _____, 2024, by a vote of ____ in favor and ____ against.

THE TOWN COUNCIL OF THE TOWN OF WHITESTOWN, INDIANA

Dan Patterson, President

Tanya Sumner, Vice President

Cheryl Hancock

Tobe Thomas

Eric Nichols

ATTEST:

Matt Sumner, Clerk-Treasurer

Exhibit A

