

RESOLUTION 2020-28

**RESOLUTION APPROVING AN INTERLOCAL AGREEMENT WITH THE TOWN OF
ALBANY, INDIANA AND ALBANY EMERGENCY MEDICAL SERVICES, INC. TO
JOINTLY ACCEPT ASSETS AND TRANSFER PROPERTY**

WHEREAS, Albany EMS owns real estate located at 500 E. State St., Albany, IN 47320 that is used for its emergency medical services (hereinafter referred to as "EMS Station"); and

WHEREAS, Albany EMS also owns some vehicles, equipment, supplies and other inventory used in the operation of providing emergency medical services; and

WHEREAS, County has been working with Albany EMS to assist in its operation and services for the past year; and

WHEREAS, the County employs paramedics to provide advanced emergency medical services throughout Delaware County, including the town of Albany; and

WHEREAS, the County has also, for the past year, occupied the former Albany EMS Station in Albany, IN; and

WHEREAS, the County and Albany EMS desire to enter into an agreement wherein the County would receive all of the vehicles, equipment, inventory, supplies and other items maintained by Albany EMS as part of its process for dissolution of the corporation; and

WHEREAS, Albany EMS also owns certain parcels of real estate within the town limits of Albany, IN which should be deeded to the County; and

WHEREAS, the Town of Albany will remove its reversionary interest in the real estate so that it may be transferred to the County.

WHEREAS, the Board of Commissioners believe that it is in the best interest of the public's health, safety and welfare to enter into an Interlocal Agreement transferring the assets and land to the County to operate an EMS station as well as have the Town of Albany remove its reversionary interest in the land to allow the County to own the land.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners of Delaware County, Indiana, as follows:

1. The Board of Commissioners of Delaware County, Indiana hereby approves and authorizes the execution of the Interlocal Agreement, attached hereto and incorporated herein by reference, between the Delaware County Board of Commissioners, Albany Emergency Medical Services, Inc and the Town of Albany, Indiana.
2. The Board of Commissioners shall have no obligation to satisfy the terms, or any parts thereof, of the Interlocal Agreement until:

- a. The Board of Commissioners receive substantially similar resolutions that have been adopted and executed by the Town Council for the Town of Albany, Indiana, and the Board of Directors for Albany Emergency Medical Services, Inc.
 - b. The Interlocal Agreement is fully executed by all parties thereto; and
 - c. The Interlocal Agreement is properly recorded in the office of the Delaware County Recorder and filed with all necessary agencies as required by law.
 - d. The Deed is recorded transferring the real estate to the County with the reversionary interest language removed by the Town of Albany, Indiana.
3. This Resolution shall be in full force and effect from the date of its adoption by the Board of Commissioners of Delaware County, Indiana.

DULY ADOPTED by the Board of Commissioners of Delaware County, Indiana at a duly called public meeting held on this, the 10 day of July, 2020.

*BOARD OF COMMISSIONERS OF
DELAWARE COUNTY, INDIANA*



Shannon Henry, President




Sherry Riggan, Commissioner



James King, Commissioner

ATTEST:



Steven G. Craycraft, Auditor
Delaware County, Indiana