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 Wells County Recorder
 Rina E. Stuck Recorder
 File# 199217

BK **72** PG **712**

WELLS COUNTY COUNCIL ORDINANCE NO. 2015- 03

A Wells County Council Ordinance To Join With One Or More Counties And/Or Qualified Cities In Order To Establish A Regional Development Authority

WHEREAS, Public Law 178-2015, passed by the General Assembly on April 29, 2015, and signed by the Governor on May 6, 2015, allows each county and qualified city to join with one or more counties and/or qualified cities in order to establish a development authority; and

WHEREAS, Public Law 178-2015, further provides a county or second class qualified city may participate in the establishment of a development authority under IC 36-7.6-2-3 and become a member of the development authority only if the fiscal body of the county or second class qualified city adopts an ordinance authorizing the county or second class qualified city to participate in the establishment of the development authority.

NOW, THEREFORE, BE IT ORDAINED by the Wells County Council:

Chapter 1: Title. This ordinance is entitled the "County of Wells Development Authority Ordinance."

Chapter 2: Purpose. The 2015 Indiana General Assembly enacted HB 1403 which allows each county and qualified city to join with one or more counties and/or qualified cities in order to establish a Development Authority. The County Council of the County of Wells has determined that it would be in the best interest of the citizens of the County of Wells to establish the Northeast Indiana Regional Development Authority with the other Indiana counties listed in Exhibit "A" of this County of Wells Development Authority Ordinance.

Chapter 3: Establishment. Pursuant to IC 36-7.6-2-3, the County of Wells, jointly with the other Indiana counties listed in Exhibit "A" of this County of Wells Development Authority Ordinance, hereby establishes the Northeast Indiana Regional Development Authority ("Authority"). The Authority shall consist of the entire area located within the legal boundaries of the County of Wells, including incorporated and unincorporated territory, as well as the territory of the other counties, cities, and towns that are or will become members ("Members") of the Authority.

Chapter 4: Membership Period. The County of Wells shall be a Member of the Authority for a period of eight years commencing immediately upon the enactment of this County of Wells Development Authority Ordinance and ending on June 30, 2023.

Chapter 5: Organization; Powers. The Authority shall be managed by a Development Board ("Board") consisting of five board members ("Board Members"). The nomination and appointment of the Board, the organization of the Authority, the scope of the powers to be exercised by the Board, the manner in which such powers are to be exercised, and all of the other functions of the Board shall be as set forth in IC 36-7.6-2-1 et seq. and all acts amendatory and supplemental thereto, as well as any other applicable laws of the state.

Chapter 6: Amendment; Repeal. This ordinance may be amended or repealed in whole or in part, at any time, as provided by and subject to applicable laws and regulations.

Chapter 7: Severability. Should any portion of this ordinance be deemed invalid for any reason, that portion shall be considered severable and the remaining sections shall remain in full force and effect.

Adopted by the Wells County Council, this 2nd day of June, 2015, by the following vote:

Ayes	Nays	Absent
<u>Charles H. King</u>	<u>Steve R. Hugg</u>	_____
<u>Vicker Andrews</u>	_____	_____
<u>James E. Van Winkle</u>	_____	_____
<u>James Elford</u>	_____	_____
<u>Michael ...</u>	_____	_____

Presented to me, the President of the Wells County Council and approved this 2nd day of June, 2015.

James E. Van Winkle
James Van Winkle,
Presiding Officer, Wells County Council

Attest:

Beth Davis
Beth Davis, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 222 West Market St., P.O. Box 295, Bluffton, IN 46714. I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Beth Davis

Exhibit "A"

1. Adams County
2. Allen County
3. DeKalb County
4. Huntington County
5. Kosciusko County
6. LaGrange County
7. Noble County
8. Steuben County
9. Wabash County
10. Wells County
11. Whitley County