

WELLS COUNTY ORDINANCE NO. 2019-03

*An Ordinance Establishing The
State Road 301 Road Transfer Fund*

WHEREAS, Indiana Code 36-1-3, *et. seq.* ("the Indiana Home Rule Act"), permits any county in the State of Indiana to exercise any power or to perform any function necessary to the public interest in the context of its county or internal affairs which is not prohibited by the Constitution of the United States or of the State of Indiana, or denied or pre-empted by any other law, or is not expressly granted by any other law to another governmental entity; and

WHEREAS, The Board of Commissioners of the County of Wells (hereinafter referred to as "the Commissioners") is the county's executive body and is authorized to adopt ordinances and resolutions concerning Wells County governmental operations; and

WHEREAS, The Commissioners have determined to create a separate fund for the purpose of use of the funds received by Wells County, Indiana (hereinafter referred to as the "County") from the Indiana Department of Transportation (hereinafter referred to as "INDOT") for Acceptance of Transfer of SR 301 pursuant to the Road Transfer Memorandum of Agreement ("the Agreement") between INDOT and the County dated January 29, 2019, by which INDOT shall pay the County the total amount of Three Million Dollars (\$3,000,000.00) in state funds ("the Funds").

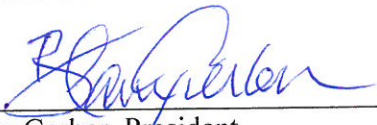
NOW, THEREFORE, BE IT ORDERED, ESTABLISHED, AND ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF WELLS, AS FOLLOWS:

SECTION 1. The Commissioners hereby create and establish a fund to be known and designated as the State Road 301 Road Transfer Fund for the purpose of the accumulation and use of the Funds for any lawful purpose at the discretion of the Commissioners in accordance with the terms of the Agreement.

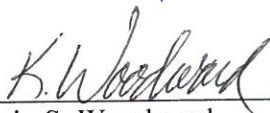
SECTION 2. It shall be the responsibility of the County to comply with all applicable state and local laws in the use of the Funds.

All as Passed and Ordained this 6th day of May, 2019.


THE BOARD OF COMMISSIONERS
OF THE COUNTY OF WELLS:



Blake Gerber, President

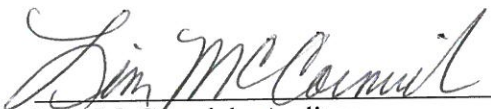


Kevin S. Woodward



Tamara Robbins

ATTEST:



Lisa McCormick, 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.* Lisa McCormick