

BOARD OF PUBLIC WORKS AND SAFETY

RESOLUTION NO. 23-11

A RESOLUTION OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF GREENWOOD ACCEPTING ASSIGNMENT BY THE TOWN OF BARGERSVILLE OF THE RIGHT TO PROVIDE SANITARY SEWER SERVICE TO THE MT. AUBURN CHURCH, INC. PROPERTY

WHEREAS, pursuant to Ind. Code § 36-9-23-3 the Board of Public Works and Safety (the "Board") is responsible for the supervision and operation of the City of Greenwood Sanitary Sewer Utility;

WHEREAS, the Board previously adopted Resolution No. 14-10 ("Resolution") approving a Transfer Agreement with the Town of Bargersville ("Bargersville") that transferred certain sanitary sewer assets between the parties so the City of Greenwood ("Greenwood") and Bargersville sanitary sewer service areas better aligned with their respective corporate boundaries, and to facilitate growth and development in the area surrounding Stones Crossing Road and State Road 135;

WHEREAS, among the sewer assets Greenwood transferred to Bargersville included the right to provide sanitary sewer service to the Mt. Auburn Church, Inc. property located on the north side of Stones Crossing Road, parcel ID No. 41-04-11-044-015.000-038, commonly known as 3100 W. Stones Crossing Road, Greenwood, Indiana 46143 (the "Mt. Auburn Church Property");

WHEREAS, pursuant to the terms of the Transfer Agreement, no assignment of the Agreement or of any interest in the Agreement shall be binding upon the parties without prior written consent of the other party;

WHEREAS, it has been determined that the Mt. Auburn Church property would be better served by re-connecting it to the Greenwood sanitary sewer system, and Bargersville has consented in writing to the connection and to the right of Greenwood to provide sanitary sewer service to the property, and a copy of the consent is attached as Exhibit A;

WHEREAS, the Board has further determined that it is in the best interest of Greenwood and Bargersville for Greenwood to provide sanitary sewer service to the Mt. Auburn Church property to and accept assignment of the right to provide said sanitary sewer service;

NOW THEREFORE, IT BE RESOLVED BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF GREENWOOD, INDIANA THAT:

1. The Board accepts the assignment by the Town of Bargersville of the right to provide sanitary sewer service to the Mt. Auburn Church, Inc. property, parcel ID No. 41-04-11-044-015.000-038, commonly known as 3100 W. Stones Crossing Road, Greenwood, Indiana 46143, as set forth in Exhibit A attached hereto (the "Assignment").

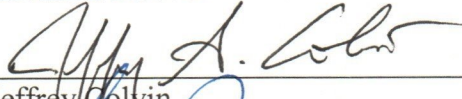
2. The Board hereby directs the Sanitation Superintendent to provide a copy of this Resolution to the Town of Bargersville as written acceptance of the Assignment.

PASSED BY THE BOARD OF PUBLIC WORKS AND SAFETY OF GREENWOOD, INDIANA this 16th day of October, 2023, by a vote of 3 ayes, 0 nays.

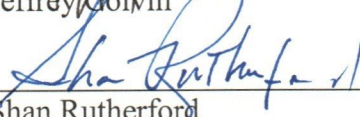
BOARD OF PUBLIC WORKS AND SAFETY



Kevin A. Hoover

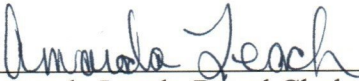


Jeffrey Colvin



Shan Rutherford

ATTEST:



Amanda Leach, Board Clerk



July 27th, 2023

City of Greenwood
Mr. Keith Meier
367 South Washington Street
Greenwood, IN 46143

Re: Mt. Auburn Church
3100 West Stones Crossing Road
Greenwood, IN 46143

Mr. Meier:

Please let this letter serve as notice that Bargersville Sewer has no objection to Mt. Auburn switching to the City of Greenwood for sewer.

If you could please let us know when the connection is completed so we can update the account accordingly.

If you have any questions, please feel free to contact us at 317-422-3170 or email utilities@bargersville.in.gov.

Sincerely,
Kevin Killinger
Kevin Killinger
Utilities Manager