

RESOLUTION OF THE COMMON COUNCIL OF MUNCIE INDIANA

Resolution No: _____

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE APPROVING THE MODERNIZATION AND REORGANIZATION OF THE CITY OF MUNCIE, INDIANA AND DELAWARE COUNTY, INDIANA IN ACCORDANCE WITH IC 36-1.5-4-10

WHEREAS, the Legislature of the State of Indiana has granted broad powers to the local governments of Indiana to operate more efficiently by eliminating restrictions under existing law and encourage efficiency by and cooperation among political subdivisions to:

- (A) reduce reliance on property taxes; and
(B) enhance the ability of political subdivisions to provide critical and necessary services.

Thereby strengthening the financial condition of state and local government.; and

WHEREAS, the voting Citizens of both the City of Muncie, Indiana and Delaware County, Indiana have demonstrated their support by the affixing of their signatures upon a petition proposing said Modernization and Reorganization; and

WHEREAS, said procedures require that the Common Council of the City of Muncie, Indiana initiate the effort of local government Modernization and Reorganization by resolution

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Muncie, Indiana

- 1. Proposes the Modernization and Reorganization in accordance with IC 36-1.5;
2. Proposes that the City of Muncie, Indiana and Delaware County, Indiana are the political subdivisions named in this Resolution for Modernization and Reorganization, and
3. In the case that this Resolution for Modernization and Reorganization fall within the scope and jurisdiction of IC 36-1.5-4-1(a)(9), that the vote on the public question per IC 36-1.5-4-30(b) shall be conducted on a countywide basis without a rejection threshold, and
4. The Clerk of the Common Council of the City of Muncie, Indiana shall certify this resolution to the Clerk of Delaware County, Indiana in accordance with IC 36-1.5-4-10.

Legally correct language

Approved and adopted the _____ day of _____ 20____. I, the undersigned, hereby certify that the foregoing Resolution Number _____ was duly adopted by the Common Council of the City of Muncie, Indiana.

Following Roll Call Vote: Ayes: _____
Nos: _____
Absent: _____

Clerk/Secretary for the Common Council of the City of Muncie, Indiana

COUNTERPART NO. _____ of _____

PETITION FOR CITY OF MUNCIE, INDIANA REORGANIZATION

1. In accordance with IC 36-1.5-4-11, the petitioning voters of the City of Muncie, Indiana hereby propose that the City of Muncie, Indiana and Delaware County, Indiana political subdivisions reorganize **in accordance with IC 36-1.5-4-1 (a) (9)**. In accordance with IC 36-1.5-4-3 (2), said reorganization will involve the consolidation of Offices, Departments and Services to whatever extent the appointed Committee may identify as relevant, valid and within the scope and jurisdiction of IC 36-1.5.

2. Once the reorganization of the City of Muncie, Indiana and Delaware County, Indiana political subdivisions is complete, the affected Offices, Departments and Services as originally organized prior to reorganization shall be abolished and cease to exist.

3. The last Delaware County, Indiana general election where ballots were cast for the Indiana Secretary of State occurred in November 2006, and there were 32,285 total votes tabulated.

4. If any part of this petition is deemed to not be in compliance with state law it does not change the intent of the petition nor the acceptance of the petition by the legislative authority.

Registered Voter

One Registered Voter Per Number

_____ Name _____ Address of Real Property or Registered Voter _____

1. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

2. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

3. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

4. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

5. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

6. Signature: _____ Printed Address: _____
Printed: _____
Date Signed: _____ Township: _____

RESOLUTION OF THE COMMON COUNCIL OF MUNCIE INDIANA

Resolution No: _____

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE APPROVING THE MODERNIZATION AND REORGANIZATION OF THE CITY OF MUNCIE, INDIANA AND DELAWARE COUNTY, INDIANA IN ACCORDANCE WITH IC 36-1.5-4-10

WHEREAS, the Legislature of the State of Indiana has granted broad powers to the local governments of Indiana to operate more efficiently by eliminating restrictions under existing law and encourage efficiency by and cooperation among political subdivisions to:

- (A) reduce reliance on property taxes; and
(B) enhance the ability of political subdivisions to provide critical and necessary services. Thereby strengthening the financial condition of state and local government.; and

WHEREAS, the voting Citizens of both the City of Muncie, Indiana and Delaware County, Indiana have demonstrated their support by the affixing of their signatures upon a petition proposing said Modernization and Reorganization; and

WHEREAS, said procedures require that the Common Council of the City of Muncie, Indiana initiate the effort of local government Modernization and Reorganization by resolution

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Muncie, Indiana

- 1. Proposes the Modernization and Reorganization in accordance with IC 36-1.5;
2. Proposes that the City of Muncie, Indiana and Delaware County, Indiana are the political subdivisions named in this Resolution for Modernization and Reorganization, and
3. In the case that this Resolution for Modernization and Reorganization fall within the scope and jurisdiction of IC 36-1.5-4-1(a)(9), that the vote on the public question per IC 36-1.5-4-30(b) shall be conducted on a countywide basis without a rejection threshold, and
4. The Clerk of the Common Council of the City of Muncie, Indiana shall certify this resolution to the Clerk of Delaware County, Indiana in accordance with IC 36-1.5-4-10.

3. In the case that this Resolution for Modernization and Reorganization fall within the scope and jurisdiction of IC 36-1.5-4-1(a)(9), that the vote on the public question per IC 36-1.5-4-30(b) shall be conducted on a countywide basis without a rejection threshold, and

Legally correct language

Table with 5 columns: Name, Yeas, Nays, Abstained, Absent. Rows include Sam Marshall, Mark Conatser, Mary Jo Barton, Brad Polk, Jerry Dishman, Monte Murphy, Linda Gregory, Mike King, and Alison Quirk.

Passed by the Common Council of the City of Muncie, Indiana, this _____ day of _____ 200_.

President
City Council, City of Muncie

Presented by me to the Mayor for her approval, this _____ day of _____ 200_.

Phyllis Reagon,
City Clerk, City of Muncie

The above resolution is approved (vetoed) by me this _____ day of _____ 200_.

Sharon McShurley
Mayor, City of Muncie

ATTEST:

Phyllis Reagon, City Clerk

This Resolution is proposed by _____
Council Member

This Resolution is approved in form by _____
Legal Counsel

AMENDED RESOLUTION OF THE COMMON COUNCIL OF MUNCIE INDIANA

Resolution No. 4-08, As Amended

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF MUNCIE
MEET AND DISCUSS THE MODERNIZATION AND POSSIBLE REORGANIZATION OF
THE CITY OF
MUNCIE, INDIANA, AND DELAWARE COUNTY, INDIANA, IN ACCORDANCE WITH
IC 36-1.5-4-1, et seq.

WHEREAS, the Legislature of the State of Indiana has granted broad powers to the local governments of Indiana to operate more efficiently by eliminating restrictions under existing law and encourage efficiency by and cooperation among political subdivisions to:

- (A) Reduce reliance on property taxes; and
- (B) Enhance the ability of political subdivisions to provide critical and necessary services.

WHEREAS, said procedures allows the Common Council of the City of Muncie, Indiana, to initiate the effort of local government Modernization and Reorganization by resolution.

WHEREAS, in response to this resolution, the legislative branch of Delaware County may adopt a Resolution declining to participate, adopt a substantially identical Resolution agreeing to participate, or may adopt a Resolution that differs with this proposed approach.

NOW, THEREFORE, BE IT RESOLVED that the Common Council of the City of Muncie, Indiana, hereby:

1. Proposes the possible modernization and possible reorganization in accordance with IC 36-1.5-4-1, et seq.;
2. Proposes that the City of Muncie, Indiana, by and through designated members of its Common Council and its Executive and Delaware County, Indiana, shall meet together to consider modernization and possible reorganization, and
3. Proposes that in meeting and considering possible modernization and possible consolidation, the City of Muncie and Delaware County, Indiana, shall also consider whether a vote on such public question be conducted without or with a rejection threshold.

Required legal language reworded in adopted Resolution

4. The Clerk of the Common Council of the City of Muncie, Indiana, shall certify this resolution to the Clerk of Delaware County, Indiana, in accordance with IC 36-1.5-4-10.

| | Yeas | Nays | Abstained | Absent |
|----------------|-------|-------|-----------|--------|
| Sam Marshall | _____ | _____ | _____ | _____ |
| Mark Conatser | _____ | _____ | _____ | _____ |
| Mary Jo Barton | _____ | _____ | _____ | _____ |
| Brad Polk | _____ | _____ | _____ | _____ |
| Jerry Dishman | _____ | _____ | _____ | _____ |
| Monte Murphy | _____ | _____ | _____ | _____ |
| Linda Gregory | _____ | _____ | _____ | _____ |
| Mike King | _____ | _____ | _____ | _____ |
| Alison Quirk | _____ | _____ | _____ | _____ |

Passed by the Council of the City of Muncie, Indiana, this _____ day of _____, 200__.

 Sam Marshall, President
 City Council, City of Muncie

Presented by me to the Mayor for approval, this _____ day of _____, 200__.

 Phyllis Reagon,
 City Clerk, City of Muncie

The above resolution is approved (vetoed) by me this _____ day of _____, 200__.

 Sharon McShurley
 Mayor, City of Muncie