

# RECORD OF RESOLUTION

NUMBER: 2012-28

TITLE: Reclassified as Ordinance L28-2012

DATE OF READING: \_\_\_\_\_

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_

MOVED BY: \_\_\_\_\_ SECOND BY: \_\_\_\_\_

## ROLL CALL ON READING:

	AYES	NOES
BRANDGARD		✓
McPHAIL		
KIRCHOFF		
GADDIE		
WHICKER		

TOTAL AYES: \_\_\_\_\_

TOTAL NOES: \_\_\_\_\_

RESULT: \_\_\_\_\_

PUBLICATION DATES: \_\_\_\_\_

**TOWN OF PLAINFIELD, INDIANA**

**RESOLUTION 2012-28**

**A RESOLUTION FOR TRANSFER OF FUNDS  
OF THE PLAINFIELD FIRE PROTECTION TERRITORY  
PURSUANT TO INDIANA CODE 36-8-19**

WHEREAS, the General Assembly of the State of Indiana adopted Indiana Code Chapter 36-8-19 to provide for the creation of fire protection territories; and

WHEREAS, the Board (“Board”) of Guilford Township, Hendricks County, Indiana and the Town of Plainfield, Indiana (“Town”) created the Plainfield Fire Protection Territory (“Territory”) as of February 25, 2008, and adopted an Inter-local Cooperation Agreement for the same, pursuant to the provisions of I.C.36-8-19, to create a fire protection territory to serve Guilford Township, the Town and adjoining areas; and

WHEREAS, pursuant to I.C.36-8-19-8(e), as the amount levied for the Territory Operating Fund for 2012 exceeded the amount necessary to cover the costs incurred in providing fire protection services in the Territory for 2012, Guilford Township, and the Town, desire to transfer from the Territory Operating Fund to the Territory Equipment Replacement Fund, five percent (5%) of the levy for the Operating Fund for 2012.

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE TOWN COUNCIL OF THE TOWN OF PLAINFIELD, INDIANA THAT:

1. Fund Transfer.

A. The Town, by its Town Council, together with the Board, hereby joins together under the provisions of I.C.36-8-19-8(e) for the purpose of transferring funds and specifying the amount to be transferred.

B. The Town Council hereby approves transfer from the Territory Operating Fund to the Territory Equipment Replacement Fund for 2012 the amount of \$222,088: which represents 5% of the levy for the Territory Operating Fund for 2012.

2. Condition of Adoption of Identical Resolution. The validity and effectiveness of this Resolution is expressly subject to the approval and adoption of an identical resolution hereto by the Board of Guilford Township.

3. Construction of Clause Headings. The clause headings appearing herein have been provided for convenience and reference and do not purport and shall not be deemed to define, limit or extend the scope or intent of the clause to which they appertain.

4. Repeal of Conflicting Resolutions. The provisions of all other Town resolutions in conflict with the provisions hereof, if any, are of no further force or effect and are hereby repealed.

5. Severability. If any part of this Resolution shall be held invalid, such part shall be deemed severable and the invalidity thereof shall have no effect on the remainder of this Resolution.

6. Duration and Effectiveness Date. The provisions of this Resolution shall become effective immediately upon adoption, and shall remain in full force and effect until repealed by ordinance.

**SAID RESOLUTION IS HEREBY PASSED AND ADOPTED** this 27th day of December, 2012.

TOWN COUNCIL  
TOWN OF PLAINFIELD

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Robin G. Brandgard, President

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Bill Kirchoff, Vice President

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Kent McPhail

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Edmund L. Gaddie, Jr.

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Renea S. Whicker

ATTESTED BY:

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Wesley R. Bennett, Clerk/Treasurer  
Town of Plainfield, Indiana