

BILL NO. S-16-05-15

SPECIAL ORDINANCE NO. S-_____

AN ORDINANCE approving the SECOND AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT FOR THE OPERATION OF A JOINT COMMUNICATIONS DEPARTMENT FOR THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN AND THE CITY OF FORT WAYNE.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the SECOND AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT FOR THE OPERATION OF A JOINT COMMUNICATIONS DEPARTMENT FOR THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN AND THE CITY OF FORT WAYNE (attached hereto and made a part hereof and marked Exhibit A) is hereby ratified, and affirmed and approved in all respects. A copy of said Second Amendment to the Interlocal Cooperation Agreement for the Operation of a Joint Communications Department for the Board of Commissioners of the County of Allen and the City of Fort Wayne is on file with the Office of the City Clerk and made available for public inspection, according to law.

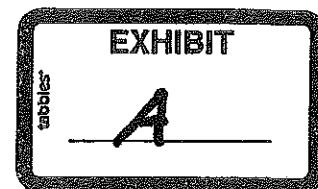
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SECTION 2. That this Ordinance shall be in full force and effect
from and after its passage and any and all necessary approval by the Mayor.

Council Member

APPROVED AS TO FORM AND LEGALITY

Carol Helton, City Attorney



SECOND AMENDMENT TO THE INTERLOCAL COOPERATION AGREEMENT
FOR THE OPERATION OF A JOINT COMMUNICATIONS DEPARTMENT FOR THE
BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN AND
THE CITY OF FORT WAYNE

This Second Amendment to the Interlocal Cooperation Agreement ("Agreement") is entered into this 18th day of March, 2016, by and between the Board of Commissioners of the County of Allen, Indiana and the Mayor of the City of Fort Wayne, Indiana and is made pursuant to Indiana Code 36-1-7, *et seq.*

WHEREAS, the Board of Commissioners of the County of Allen, Indiana ("County Commissioners") and the Mayor of the City of Fort Wayne, Indiana ("Mayor"), did previously enter into an Interlocal Cooperation Agreement on the 19th day of February, 2010 for the operation of a joint communications department; and

WHEREAS, the County Commissioners and the Mayor, did previously enter into an Amended Interlocal Cooperation Agreement effective December 20, 2012; and

WHEREAS, the CCP Operations Board has been meeting monthly to carry out all business necessary for the operation of the Combined Communications Partnership ("CCP") pursuant to Paragraph 5 of the Amended Agreement; and

WHEREAS, the CCP Operations Board now believes that it is appropriate to have bi-monthly meetings February, April, June, August, October and December each year, together with any special meetings as authorized by the CCP Operation Board pursuant to Paragraph 5 of the Amended Interlocal Cooperation Agreement; and

WHEREAS, Article 10 of the Amended Interlocal Cooperation Agreement authorizes amendments to the Agreement by written amendment executed and approved by both the City of Fort Wayne ("City") and Allen County, Indiana ("County") and as required by law.

NOW THEREFORE, the County and the City do hereby agree as follows:

1. The Amended Interlocal Cooperation Agreement for the operation of the Joint Communications Department for the Board of Commissions of the County of Allen and the City of Fort Wayne effective December 20, 2012, is hereby ratified subject to an amendment to Paragraph 5 of the Agreement as stated hereafter:

5. Meetings. The Operations Board shall meet on a bi-monthly basis each year at a date and time selected by the Operations Board in February, April, June, August, October and December each year. Special meetings of the Operations Board may be called: (a) by the Executive Director; (b) or at the request of any member of the Operations Board.

2. This Amendment is authorized by Paragraph 10 of the Amended Interlocal Cooperation Agreement for the operation of a Joint Communications Department.

THE CITY OF FORT WAYNE

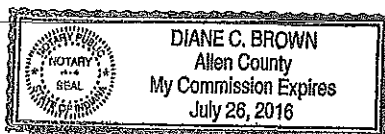
By: Thomas C. Henry
Thomas C. Henry, Mayor

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 10th day of March, 2016, personally appeared Thomas C. Henry, Mayor of the City of Fort Wayne, and acknowledged the execution of the foregoing Agreement. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

Dated this 10 day of March, 2016.

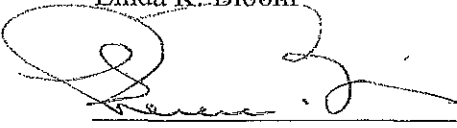
My Commission Expires:



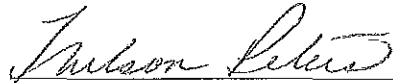
Diane C. Brown
DIANE C. BROWN, Notary Public
Resident of _____ County, Indiana

THE BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN, INDIANA

Linda K. Bloom



Therese M. Brown



F. Nelson Peters

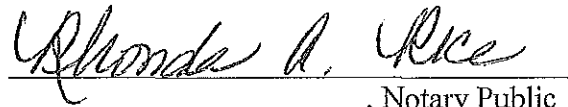
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 18th day of March, 2016, personally appeared ~~Linda K. Bloom~~, Therese M. Brown and F. Nelson Peters, The Board of Commissioners of the County of Allen, Indiana, and acknowledged the execution of the foregoing Agreement. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

Dated this 18 day of March, 2016.

My Commission Expires:

4-30-2022


_____, Notary Public
Resident of _____ County, Indiana

Rhonda A. Rice
Notary Public - State of Indiana
Resident of Huntington County, IN
My Commission Expires 4/30/2022

THE COMMON COUNCIL FOR THE CITY OF FORT WAYNE, INDIANA

Russ Jehl, President

Michael Barranda, City Council Member

Dr. John Crawford, City Council Member

Tom Freistroffer, City Council Member

Paul Ensley, City Council Member

Thomas F. Didier, City Council Member

Jason Arp, City Council Member

Geoff Paddock, City Council Member

Glynn A. Hines, City Council Member

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this ____ day of _____, 2016, personally appeared Fort Wayne Common Council Member(s) _____, and acknowledged the execution of the foregoing Agreement. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

Dated this ____ day of _____, 2016.

My Commission Expires:

_____, Notary Public
Resident of _____ County, Indiana

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this ____ day of _____, 2016, personally appeared Fort Wayne Common Council Member(s) _____, and acknowledged the execution of the foregoing Agreement. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

Dated this ____ day of _____, 2016.

My Commission Expires:

_____, Notary Public
Resident of _____ County, Indiana

THE COUNTY COUNCIL FOR ALLEN COUNTY, INDIANA

Roy A. Buskirk, President

Sharon L. Tucker, County Council Member

Thomas A. Harris, County Council Member

Joel M. Benz, County Council Member

Larry L. Brown, County Council Member

Robert A. Armstrong, County Council Member

William E. Brown, County Council Member

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this _____ day of _____, 2016, personally appeared Allen County Council Member(s) _____, and acknowledged the execution of the foregoing Agreement. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

Dated this _____ day of _____, 2016.

My Commission Expires:

_____, Notary Public
Resident of _____ County, Indiana