

**WHITELAND TOWN COUNCIL**

**RESOLUTION NO. 2019-05**

**A RESOLUTION TO Authorize The Use Of The Request For Proposals Procedure Under Ind. Code § 36-1-11-12 For The Leasing Of Space For Farmer's Market Sites**

WHEREAS, the Town of Whiteland (the "Town") desires to lease space on the property owned by the Town at 569 E Main Street, Whiteland, Indiana 46184 (the "Premises") for the operation of a farmer's market; and

WHEREAS, in order to utilize the procedure for requesting proposals provided under Ind. Code § 36-1-11-12, the disposing agent of the Premises must issue a written determination that the procedure for seeking bids provided under Ind. Code § 36-1-11-10 is not feasible; and

WHEREAS, the Town desires to issue a request for proposals as provided under Ind. Code § 36-1-11-12; and

WHEREAS, pursuant to Ind. Code § 36-1-11-3, the Town Council has given notice and held a public hearing on the proposed lease of the Premises.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF WHITELAND, INDIANA, AS FOLLOWS:

Section 1. Leasing the Premises for farmer's market sites is in the best interests of the Town of Whiteland.

Section 2. The bidding procedure provided under Ind. Code § 36-1-11-10 is not feasible because of the following:

- A) Leasing sites on the Premises for farmer's market purposes is unusual and not well suited for valuing through appraisals;
- B) The proposed farmer's market is a new concept for the Town;
- C) The Town wants to be flexible in the lease terms it provides and be responsive to the needs of the potential tenants of the farmer's market;
- D) Because of the seasonal and general nature of farmer's market operations, the request for proposals process should provide the Town with the best and most appropriate terms for the leases of space for such purpose; and
- E) The request for proposals process is generally simpler and can be completed quicker and more cost effectively than the process provided for under Ind. Code § 36-1-11-10, which will allow the farmer's market to begin operating as soon as possible within the peak farmer's market seasons of Spring, Summer, and Fall.

Section 3. The leasing of sites on the Premises is approved and Whiteland is authorized to utilize the procedure for requesting proposals provided under Ind. Code § 36-1-11-12 to lease sites on the Premises for farmer's market purposes.

Section 4. The Council hereby designates Norm Gabehart, Town Manager for Whiteland, as its representative in the fulfillment of the requirements of Ind. Code § 36-1-11-12 and the leasing of sites on the Premises, and delegates to him all powers, duties, rights, and responsibilities as the disposing agent of the sites as contemplated under this Resolution.


Section 5. This Resolution shall be in full force and effect retroactive to April 30, 2019.

ADOPTED by the Town Council of the Town of Whiteland, Indiana, on the 14 day of May, 2019.

TOWN OF WHITELAND, INDIANA, TOWN COUNCIL

Voting In Favor

Voting Opposed

  
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Andy Brock, President

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Andy Brock, President

  
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David Hawkins


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David Hawkins

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Scot Ford

  
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Joseph Sayler

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Brad Goedeker

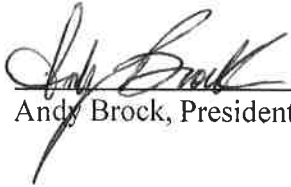
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Brad Goedeker

Attest:

  
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Debra L. Hendrickson, Clerk-Treasurer

**Executive Approval**

I, Andy Brock, President of the Whiteland Town Council, and Executive of the Town of Whiteland, hereby approve of the leasing of sites on Premises and authorize the leasing of sites on the Premises under Ind. Code § 36-1-11-12.

  
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Andy Brock, President and Executive