

FLOYD COUNTY RESOLUTION 2003-XVII

RESOLUTION PERTAINING TO ACQUISITION OF LAND BY FLOYD  
MEMORIAL HOSPITAL AND HEALTH SERVICES

WHEREAS, the Board of Trustees of Floyd Memorial Hospital and Health Services (Trustees) has commenced an expansion of the hospital campus so as to augment existing emergency services and to provide new facilities for cardiac care and treatment (the Project); and

WHEREAS, such expansion will necessitate the acquisition of a total of 26 parcels or properties in the vicinity of the existing facilities, one or more of which acquisitions may require the exercise of powers of eminent domain; and

WHEREAS, pursuant to the provisions of IC 16-22-3-25, if the Trustees are unable to agree with the owner on the price to be paid for needed real estate, such fact shall be reported to the Board of Commissioners of the County of Floyd (Board), and condemnation proceedings shall be initiated by the county executive by an attorney representing the county; and

WHEREAS, the Trustees have notified the Board that the condemnation of the following tracts or parcels (the Properties):

1. 125 E. Cottom Avenue, New Albany, IN
2. 203 E. Cottom Avenue, New Albany, IN
3. 211 E. Cottom Avenue, New Albany, IN
4. 217 E. Cottom Avenue, New Albany, IN

will likely be required; and

WHEREAS, by previous resolution of the Board, Michael F. Ward was appointed and designated to represent Floyd County in proceedings which shall be necessary in connection with the Project.

NOW THEREFORE:

BE IT RESOLVED, that the recitals set forth herein be incorporated into this resolution in the same manner and with the same effect as if restated hereinafter.

BE IT FURTHER RESOLVED, the Michael F. Ward, be, and he hereby is, directed to institute such proceedings as shall be necessary and proper on behalf of Floyd County to acquire the Properties for the Project, all as permitted by the provisions of IC 16-22-3-5.

BE IT FURTHER RESOLVED, that Max C. Mason, Jr. as Floyd County Attorney be, and he hereby is appointed as agent of the Board to execute such documents in connection with the acquisition of real estate for the Project as may be necessary and proper, from time to time, with this appointment and designation to be in full force and effect from the 23rd day of October 2003, and to continue until the completion of acquisition of all land needed for the Project, unless sooner termination by action of the Board.

SO RESOLVED, this 18th day of November, 2003.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

John C. Kewer  
MEMBER

Willie Mills  
MEMBER

Charles A. Leebus  
MEMBER

ATTEST:

Teresa A. Plaiss  
FLOYD COUNTY AUDITOR