

**FLOYD COUNTY RESOLUTION 2004- XIV  
A RESOLUTION PERTAINING TO EMERGENCY AMBULANCE  
SERVICE IN NEW ALBANY TOWNSHIP**

**WHEREAS, Yellow Enterprises Systems, LLC, d/b/a Yellow Ambulance Service of Southern Indiana (Yellow) has proposed to provide emergency ambulance service in Floyd County, Indiana, but outside of the corporate limits of the City of New Albany; and**

**WHEREAS, Utica Township Volunteer Firefighters Association, Inc., d/b/a New Chapel Volunteer Fire Company (New Chapel) provides fire protection and emergency medical services within the unincorporated areas of New Albany Township, Floyd County, Indiana, under contract with the Township; and**

**WHEREAS, Yellow and New Chapel have concluded a Mutual Aid Agreement (Agreement), the terms of which are incorporated herein by reference and made a part hereof, under which New Chapel and Yellow each provide back-up or secondary ambulance services to the other as requested; and**

**WHEREAS, New Chapel remains concerned that its activities pursuant to the Agreement might be considered by Floyd County, Indiana, to be in violation of the provisions of IC 36-1-3-5(b), the same limiting the powers of a township to provide services if the same are provided by certain other entities; and**

**WHEREAS, the Board of commissioners of the County of Floyd (Board) is desirous of providing to the public the best possible emergency ambulance service within those portions of Floyd County, Indiana, under its jurisdiction, and deems the Agreement to be a necessary requirement for the attainment of this goal.**

**NOW THEREFORE:**

**BE IT RESOLVED, that the recitals set forth above are incorporated into this resolution and made a part hereof as if set forth in full herein.**

**BE IT FURTHER RESOLVED, that the provision of back-up emergency ambulance services by New Chapel, pursuant to and in accordance with the terms and provisions of the Agreement and Floyd County Ordinance 1987-2, shall not be deemed by the Board to be the exercise by the Township of its power to establish, operate, or maintain emergency medical services within New Albany Township, as such power is conferred by the provisions of IC 16-31-5-1.**

ALBANY COUNTY RESOLUTION 2004-  
A RESOLUTION PERTAINING TO EMERGENCY AMBULANCE  
SERVICE IN NEW ALBANY TOWNSHIP

WHEREAS, Yellow Enterprises Systems, L.L.C. dba Yellow Ambulance Service of Southern Indiana (Yellow) has proposed to provide emergency ambulance services in Floyd County, Indiana, but outside of the corporate limits of the City of New Albany and

WHEREAS, Floyd Township Volunteer Firefighters Association, Inc. dba New Chapel Volunteer Fire Company (New Chapel) provides fire protection and emergency medical services within the unincorporated areas of New Albany Township, Floyd County, Indiana, under contract with the Township and

WHEREAS, Yellow and New Chapel have concluded a Mutual Aid Agreement (Agreement), the terms of which are incorporated herein by reference and made a part hereof, under which New Chapel and Yellow each provide back-up or secondary ambulance services to the other as requested; and

WHEREAS, New Chapel has advised pursuant to the Agreement that its activities concerned herein might be considered by Floyd County, Indiana, to be in violation of the provisions of IC 36-1-3-2(d), the same limiting the power of a township to provide services if the same are provided by certain other entities; and

WHEREAS, the Board of Commissioners of the County of Floyd (Board) is desirous of providing to the public the best possible emergency ambulance service within those portions of Floyd County, Indiana, under its jurisdiction, and deems the Agreement to be a necessary requirement for the attainment of this goal;

NOW THEREFORE

BE IT RESOLVED, that the words set forth above are incorporated into this resolution and made a part hereof as if set forth in full herein.

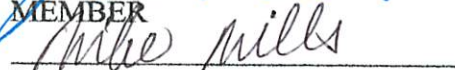
BE IT FURTHER RESOLVED, that the provision of back-up emergency ambulance services by New Chapel, pursuant to and in accordance with the terms and provisions of the Agreement and Floyd County Ordinance 1027-2, shall not be deemed by the Board to be the exercise by the Township of its power to establish, operate or maintain emergency medical services within New Albany Township, as such power is conferred by the provisions of IC 16-11-2-1.

SO RESOLVED this 18<sup>th</sup> day of May, 2004.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD



MEMBER



MEMBER



MEMBER

ATTEST:



FLOYD COUNTY AUDITOR

20 RESOLVED this 18<sup>th</sup> day of May, 2004.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

[Signature]  
MEMBER

[Signature]  
MEMBER

[Signature]  
MEMBER

ATTEST:  
[Signature]  
FLOYD COUNTY AUDITOR