

**RESOLUTION NO: 23-07  
OF THE CITY OF FRANKLIN, INDIANA  
BOARD OF PUBLIC WORKS AND SAFETY**

**RESOLUTION APPROVING THE TRANSFER OF FUNDS TO JOHNSON  
COUNTY, INDIANA FOR JOHNSON COUNTY PUBLIC TRANSPORTATION  
SERVICE**

**WHEREAS**, the City of Franklin, by and through its Board of Public Works and Safety ("City") is a government organization providing services to the citizens of Franklin, Indiana;

**WHEREAS**, Johnson County did enter into a Professional Services Agreement with Gateway Services, Inc. d/b/a Access Johnson County Public Transit wherein Access Johnson County Public Transit did agree to provide Johnson County public transportation services to Johnson County residents including those within the City of Franklin;

**WHEREAS**, the City of Franklin, Indiana, by and through its Board of Public Works and Safety (hereinafter referred to as "City"), has in previous years made a lump sum payment to Gateway Services, Inc. d/b/a Access Johnson County for the purpose of assisting with providing community wide transportation services to Franklin residents; and

**WHEREAS**, the City, by and through its Board of Public Works and Safety is a government organization providing services to the citizens of Franklin and is a disposing agent as that term is contemplated pursuant to I.C. 36-1-11-2; and

**WHEREAS**, Johnson County is a disposing agent as that term is contemplated pursuant to I.C. 36-1-11-2; and

**WHEREAS**, the City and Johnson County have authority by law to dispose of and transfer property including cash, under I.C. 36-1-11-8 to each other; and

**WHEREAS**, the City desires to transfer the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) previously budgeted for payment to Access Johnson County to now be paid to Johnson County Board of Commissioners to be used in furnishing services pursuant to the Professional Services Agreement dated December 6<sup>th</sup>, 2021 by and between Johnson County, Indiana and Gateway Services, Inc. d/b/a Access Johnson County Public Transit; and

**WHEREAS**, Johnson County desires to receive the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) from the City to assist in providing services to Franklin residents pursuant to the December 6<sup>th</sup>, 2021 Professional Services Agreement; and

**WHEREAS**, I.C. 36-1-11-8 authorizes the transfer of payment of cash between governmental entities upon terms and conditions agreed upon by the entities as

evidenced by the adoption of substantially identical resolutions by the governing body of each entity; and

**WHEREAS**, Johnson County and the City have agreed that the City shall make payment to Johnson County in the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00); and

**WHEREAS**, upon Johnson County's adoption of a substantially identical resolution hereto, the City shall transfer to Johnson County as Johnson County's sole and exclusive property the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) to be used in providing Johnson County public transportation services pursuant to the Professional Services Agreement entered into with Gateway, Inc. d/b/a Access Johnson County Public Transit.

**NOW THEREFORE BE IT RESOLVED**, the City of Franklin, Indiana, by and through its Board of Public Works and Safety, that the City does hereby adopt the above recital as findings of fact; and


**BE IT FURTHER RESOLVED** that upon the adoption of a substantially identical resolution by Johnson County, the Clerk Treasurer of the City of Franklin is hereby authorized and directed to make the payment to Johnson County.


**BE IT FURTHER RESOLVED** that the payment of Eighteen Thousand Five Hundred Dollars (\$18,500.00) is approved for payment to Johnson County on the terms and conditions set forth herein.

**INTRODUCED & APPROVED** by the Board of Public Works and Safety of the City of Franklin, Johnson County, Indiana the 5 day of June, 2023.

**City of Franklin, Indiana, By its Board of Public Works and Safety:**

Voting Affirmative:

  
\_\_\_\_\_  
Mayor Steve Barnett

  
\_\_\_\_\_  
Tina Gross, Member

  
\_\_\_\_\_  
Kenneth Austin, Member

Voting Opposed:

\_\_\_\_\_  
Mayor Steve Barnett

\_\_\_\_\_  
Tina Gross, Member

\_\_\_\_\_  
Kenneth Austin, Member

Attest:



Jayne Rhoades,  
City Clerk-Treasurer

Prepared by:

Lynnette Gray, City Attorney

**ADDENDUM BY AND BETWEEN THE CITY OF FRANKLIN, INDIANA AND  
ACCESS JOHNSON COUNTY**


**This AGREEMENT** is an Addendum to the Contract entered into by and between the City of Franklin, Indiana ("City"), by and through its Board of Public Works and Safety, and Access Johnson County as follows:

1. On November 7<sup>th</sup>, 2022 the City of Franklin, Indiana, by and through its Board of Public Works and Safety entered into an agreement intended to be for a term of one (1) year where in it the City would pay to Access Johnson County the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) in consideration of Access Johnson County agreeing to use the money to provide community wide transportation services to citizens of Franklin, Indiana.
2. Pursuant to said Contract, the City of Franklin was to make the lump sum payment of Eighteen Thousand Five Hundred Dollars (\$18,500.00) on the first day of July, 2023.
3. That after approval of this Agreement, Access Johnson County advised and informed the City that as a result of census data and the increase in population in Johnson County, county wide transportation services are now governed by the US Department of Transportation and pursuant to a request for proposals administered by Johnson County Board of Commissioners, Access Johnson County was selected to be the provider for Johnson County Public Transit.
4. That as part of the Professional Services Agreement between Gateway Services, Inc., d/b/a Access Johnson County Public Transit, Johnson County administers and provides funding, including federal funding, for Johnson County transit services.
5. As a result of the Professional Services Agreement entered into between Johnson County, Indiana and Gateway Services, Inc. d/b/a Access Johnson County Public Transit, the parties agree that the Eighteen Thousand Five Hundred Dollars (\$18,500.00) originally intended to be paid to Access Johnson County shall now be paid to Johnson County, Indiana by and through its Board of Commissioners to be utilized in funding of Access Johnson County for the transportation services of the City of Franklin residents.
6. The parties agree that the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) as identified in the Contract of November 7<sup>th</sup>, 2022 is no longer due to Access Johnson County but will be paid by the City of Franklin to Johnson County, Indiana for purposes of applying said payments to the funding of the Johnson County public transportation service.

All of which is agreed to this 5 day of June, 2023.

City of Franklin, Indiana, By its  
Board of Public Works and Safety:

  
\_\_\_\_\_  
Mayor Steve Barnett

  
\_\_\_\_\_  
Tina Gross, Member

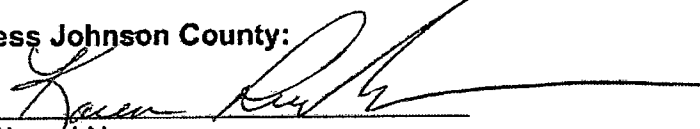
  
\_\_\_\_\_  
Kenneth Austin, Member

Attest:

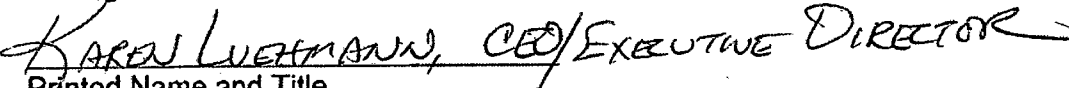
  
\_\_\_\_\_  
Jayne Rhoades, Clerk Treasurer

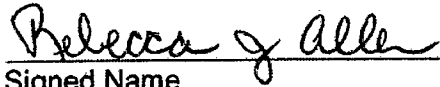
All of which is agreed to this 5<sup>th</sup> day of June, 2023.

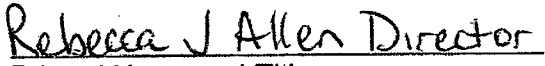
Access Johnson County:

By:   
\_\_\_\_\_  
Signed Name

By: \_\_\_\_\_  
Signed Name

  
\_\_\_\_\_  
Karen Luehmann, CEO/Executive Director  
Printed Name and Title

By:   
\_\_\_\_\_  
Signed Name

  
\_\_\_\_\_  
Rebecca J Allen Director of Transportation  
Printed Name and Title

Prepared by:  
Lynnette Gray  
Attorney, City of Franklin  
JOHNSON GRAY & JOHNSON  
63 E. Court St.  
Franklin, IN 46131