

INDIANA STATEWIDE 911 BOARD

RESOLUTION NO. 2012-1

**RESOLUTION OF THE BOARD OF DIRECTORS OF THE
INDIANA STATEWIDE 911 BOARD
AUTHORIZING AND EFFECTUATING ACTIONS NECESSARY FOR THE
INITIAL IMPLEMENTATION OF PUBLIC LAW NO. 132-2012**

WHEREAS, the Indiana Statewide 911 Board (the "Board") is a separate public body corporate and politic of the State of Indiana (the "State") created and existing under the authority of IND. CODE § 36-8-16.7-24 (the "Act"); and

WHEREAS, on March 19, 2012, the Governor of the State signed into law Senate Enrolled Act No. 345, PUB. L. No. 132-2012 (Second Regular Session 117th General Assembly) (the "Act"); and

WHEREAS, the Act established the Board as the successor entity to the Wireless Enhanced 911 Advisory Board (the "Predecessor Entity"), a separate public body corporate and politic of the State formerly existing under the authority of IND. CODE § 36-8-16.5-18, as amended; and

WHEREAS, pursuant to the Act, the Board assumes the duties of the Predecessor Entity with respect to Indiana's wireless emergency telephone system; and

WHEREAS, the Board desires to effectuate the formal transfer of the Predecessor Entity's powers, property, assets, liabilities, agreements, and obligations;

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA STATEWIDE 911 BOARD, THAT:

Section 1. Acceptance of Funds. The Board accepts, in accordance with the Act, the transfer and conveyance of all funds and receivables remaining in or owed to the wireless emergency telephone system fund, established by IND. CODE § 36-8-16.5-21, to the statewide 911 fund, established by IND. CODE § 36-8-16.7-29, deemed effective as of July 1, 2012.

Section 2. Acceptance of Property Interests. The Board accepts the transfer of all classes and kinds of property, real or personal, tangible or intangible, or mixed, from the Predecessor Entity, deemed effective as of July 1, 2012.

Section 3. Acceptance of Assignment of Intergovernmental Cooperative Agreements. The Board accepts the assignment and assumes the obligations of all intergovernmental cooperative agreements (collectively, the "Cooperative Agreements"), each as identified in this Section, from the Predecessor Entity to the same extent as if an original named party, deemed effective as of July 1, 2012.

- 3.1 Cooperative Agreement between the Indiana Department of Administration and the Predecessor Entity, as provided for in Appendix A.
- 3.2 Cooperative Agreement between the Office of the Treasurer of State and the Predecessor Entity, as provided for in Appendix B.
- 3.3 Cooperative Agreement between the Indiana Bond Bank and the Predecessor Entity, as provided for in Appendix C.

Section 4. Acceptance of Assignment of Intergovernmental Obligations. The Board accepts and assumes all rights, duties, obligations, and responsibilities under the ENHANCE 911 Grant between the State of Indiana, the National Highway Traffic Safety Administration, and the National Telecommunications and Information Administration, for which the Predecessor Entity was responsible as a sub-grantee, deemed effective as of July 1, 2012.

Section 5. Acceptance of Assignment of Contracts. The Board accepts the assignment and assumes the obligations of all contracts and agreements, each as identified in this Section, from the Predecessor Entity to the same extent as if an original named party.

- 5.1 Agreement between Communications Venture Corporation d/b/a INdigital telecom and the Predecessor Entity (originally dated July 20, 2011), the assignment of which is provided for in Appendix D.
- 5.2 Agreement between CDI-Infrastructure d/b/a L.R. Kimball and the Predecessor Entity (originally dated July 21, 2011), the assignment of which is provided for in Appendix E.
- 5.3 Agreement between Delvan P. Roehling and the Predecessor Entity (originally dated September 1, 2011), the assignment of which is provided for in Appendix F.
- 5.4 Agreement between Barnes & Thornburg LLP and the Predecessor Entity (originally dated December 7, 2011), the assignment of which is provided for in Appendix G.
- 5.5 Agreement between Barnes & Thornburg LLP and the Predecessor Entity (originally dated March 21, 2012), the assignment of which is provided for in Appendix H.
- 5.6 Agreement between London Witte Group, LLC and the Predecessor Entity (originally dated September 21, 2011), the assignment of which is provided for in Appendix I.
- 5.7 Agreement between the Progressive Southeastern Insurance Company, numbered 07617231-1, and the Predecessor Entity for Commercial Auto Insurance Coverage.

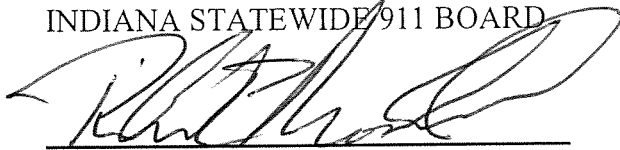
- 5.8 Agreement between Verizon Wireless, numbered 2550812 (WFE124449220), and the Predecessor Entity for Mobile Phone Service.
- 5.9 Agreement between Century Link, numbered 1561290, and the Predecessor Entity for Audio Conferencing Service.

Section 6. **Appointment of Executive Director.** The Board appoints Barry Ritter, the Executive Director of the Predecessor Entity, as its Executive Director pursuant to IND. CODE § 36-8-16.7-28 and delegates to Barry Ritter all of the powers of the Executive Director as provided for therein, including the power to hire and fire employees. The Executive Director's terms of employment shall be consistent with those of the Predecessor Entity.

Section 7. **Executive Director Authorization.** The Board hereby authorizes its Executive Director to do all such acts, deeds, and things and to sign all such documents and writings as may be necessary, expedient, and incidental thereto to give effect this resolution, the Act, and for any matters connected hereto. The Board affirms all actions taken by its Executive Director since the last meeting of the Predecessor Entity.

Approved and adopted this 2nd day of July, 2012, in Indianapolis, Indiana.

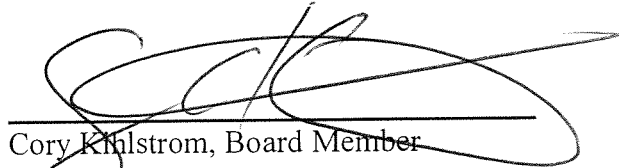
INDIANA STATEWIDE 911 BOARD



Richard Mourdock, Board Chairperson



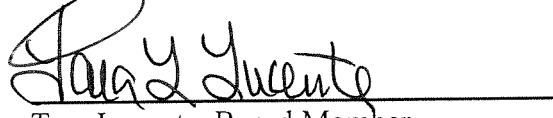
Terri Brooks, Board Member




Cory Khlstrom, Board Member



Tracy Brown, Board Member



Tara Lucente, Board Member



John Clawson, Board Member



Brad Meixel, Board Member

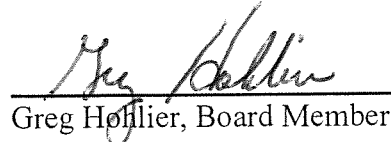
Keith Galey, Board Member

Kevin Overmyer, Board Member

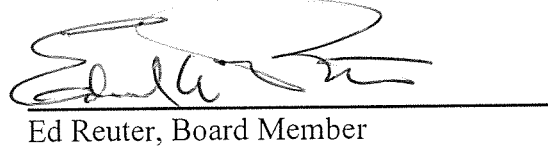


James Greeson, Board Member

Robert Plummer, Board Member



Greg Hollier, Board Member



Ed Reuter, Board Member

Attest:



Executive Director