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INDIAN VILLAGE COMMUNITY ASSOCIATION
2310 INDIAN VILLAGE BLVD. FORT WAYNE, IN 46809
BOARD@INDIANVILLAGEFW.ORG



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NICOLE KEESLING
ALLEN COUNTY RECORDER
FORT WAYNE, IN

March 3, 2024

Allen County Recorder's Office
1 East Main Street | Room 100
Fort Wayne, IN 46802

Dear Nicole Keesling - Allen County Recorder,

I am writing on behalf of the Indian Village Community Association to formally submit our constitution and bylaws for record-keeping purposes. These documents serve to consolidate the rules and organizational structure of our association, specifically governing the following neighborhoods collectively known as Indian Village Neighborhood:

- ✓ • Indian Village Sec A – B13A-P35&67
- ✓ • Indian Village Sec B – B16A2-P109
- ✓ • Indian Village Sec C – B17-P59
- ✓ • Indian Village Sec D – B18B-P160
- ✓ • Indian Village Sec E – B20A-P48
- ✓ • Indian Hills – B20A-P19
- ✓ • Indian Hills Extended – B23A-P34

Prepared By and . . .

I affirm, under the penalties of perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.

PAUL FORBING

(name printed, stamped or signed w/print)

We wish to inform the Allen County Recorder's Office that the Covenants, Conditions, and Restrictions (CC&Rs) that were previously associated with these neighborhoods have either expired, lack a method for enforcement, or are too vague to be effectively utilized. As a result, going forward, membership in the Indian Village Community Association is voluntary, and the rules outlined in our constitution and bylaws are not applicable to any individual, household, or business that chooses not to participate.

We kindly request that you acknowledge receipt of these documents and ensure that they are properly recorded in your office for future reference. Your assistance in this matter is greatly appreciated.

Thank you for your prompt attention to this request.

Sincerely,

Paul Forbing, President
Indian Village Community Association

I, GAYLA S. McMURRAY, a notary for the STATE OF INDIANA, ALLEN COUNTY, hereby certify PAUL FORBING signed this instrument in my presence this 6th day of March, 2024, and is known to me.

Gayla S. McMurray
GAYLA S. MCMURRAY
NOTARY Commission Expires 9/30/24



(13) \$25

CONSTITUTION

OF THE

INDIAN VILLAGE COMMUNITY ASSOCIATION A.K.A HISTORIC INDIAN VILLAGE
FORT WAYNE INDIANA
AUGUST 3, 2023



Board of Directors

President	Vice President	Treasurer	Secretary	Director
Paul Forbing	Will Bourhill	Monica Hadsall	Ken Hull	Steve McMurray

PREAMBLE

We, the residents of Historic Indian Village, Fort Wayne, Indiana, in recognition of the rich history and unique heritage that has shaped our beloved community, come together to establish this constitution. With deep reverence for the past and a shared vision for the future, we seek to preserve the timeless charm and architectural integrity of our neighborhood.

Acknowledging the early settlement of this land by Native American tribes of the Miami and Potawatomi, and the pioneering spirit that led to the establishment of Fort Wayne, we pay tribute to the diverse cultural tapestry that defines our identity. Inspired by the dedication and determination of those who came before us, we commit ourselves to nurturing a harmonious and close-knit community.

United by a common love for our scenic location along the Maumee River and the distinct character of our historic homes, we pledge to safeguard the values of camaraderie, respect, and cooperation that have been the foundation of our neighborhood's strength. With gratitude, we recognize the tireless efforts of our residents, volunteers, and local businesses, whose unwavering support has propelled Historic Indian Village forward.

In this constitution, we aim to promote inclusivity and diversity, embracing the wisdom of the past while embracing the potential for progress and positive change. By preserving our historical heritage where possible and fostering a spirit of innovation, we envision a future where Historic Indian Village remains a beacon of community pride and a sanctuary for generations to come.

Through this constitution, we affirm our commitment to creating a safe, nurturing, and sustainable environment for all, where each resident's voice is valued, and their contributions are cherished. May this document serve as a guiding light as we work together to enhance the quality of life in Historic Indian Village and uphold the legacy of our extraordinary past.

Adopted on January 24, 2024, we embrace the collective responsibility to protect our shared heritage and ensure a brighter future for Historic Indian Village, where unity and appreciation for our history bring us together in harmony.

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DEFINITIONS

ASSOCIATION

Consists of members and the Board of Directors of the Indian Village Community Association. The Indian Village Community Association is sometimes referred to as “Historic Indiana Village,” but the two terms have some distinctions which are described below.

INDIAN VILLAGE NEIGHBORHOOD

Consists of 8 separate neighborhoods

- Indian Village Sec A – Est 1927
- Indian Village Sec A Amended – Est 1928
- Indian Village Sec B – Est 1945
- Indian Village Sec C – Est 1946
- Indian Village Sec D – Est 1950
- Indian Village Sec E – Est 1953
- Indian Village Sec F (Indian Hills Dr) – Est 1953
- Indian Hills Ext Add (Enola Ct) – Est 1956

HISTORIC INDIAN VILLAGE DISTRICT

Historic Indian Village District is a name given by the Fort Wayne Historic Preservation Commission. Unfortunately, this does not include all the sections included in the Indian Village Neighborhood. Specifically, this does not include Indian Village Section F or Indian Hills Extended Add. This definition is only here to acknowledge the distinction.

COMMUNITY

Everything considered part of Indian Village Neighborhood as defined above.

RESIDENTS

Constitution for Indian Village Community Association – January 2024

Any adult living (including renters) and/or owning residential property in Indian Village Neighborhood

MEMBERS

Any resident that has paid the current year's membership dues, or any resident approved by the board for membership under hardship consideration. Members in good standing hold voting rights in the association.

SPECIAL MEMBERS

Person(s), business(es), or organization(s) outside the community approved by the board that has provided a donation to the association and wishes to participate. Special Members ***do not*** hold voting rights.

BOARD

Board of Directors, including President, Vice President, Treasurer, Secretary and other directors

OFFICERS

President, Vice President, Treasurer, Secretary

COMMITTEE

Group of individuals appointed to accomplish a specific task outlined by the Board of Directors. All committees report to the Board of Directors. Committees can be permanent or temporary as needed to meet the objective for which they've been created.

ARTICLE 1. NAME AND PURPOSE

SECTION 1. NAME

The name of this Association shall be Historic Indian Village, hereinafter referred to as the "Association."

SECTION 2. PURPOSE OF THE ASSOCIATION

Constitution for Indian Village Community Association – January 2024

The purpose of this Association shall be to promote safety, organize events, and facilitate communication and assistance among its members and the surrounding community.

SECTION 3. PURPOSE OF THIS DOCUMENT

The purpose of this document is to state clearly the purposes, structure, and function of this Association. This document shall be the primary governing document for the Association, adhering to the rules and guidelines set forth in Indiana State Code 32-25.5.

ARTICLE 2. SUPREMACY OF LAWS

SECTION 1. AUTHORITY AND COMPLIANCE

This constitution shall be subservient to all city and county ordinances, as well as state and federal law. It is the responsibility of all members and officers to comply with and uphold the laws and regulations at the city, county, state, and federal levels.

SECTION 2. CONFLICT RESOLUTION

In the event of any conflict or inconsistency between the provisions of this constitution and such laws or ordinances, the latter shall take precedence and govern the affairs of the organization. Any provision within this constitution that is found to be in conflict with applicable laws shall be deemed null and void to the extent of the conflict.

SECTION 3. LEGAL COMPLIANCE

All members and officers are expected to remain informed of and adhere to all applicable laws, regulations, and legal requirements at the city, county, state, and federal levels. Failure to do so may result in termination of membership and potential legal consequences.

ARTICLE 3. MEMBERSHIP

SECTION 1. ELIGIBILITY

Membership in this Association shall be voluntary and open to all legal adults who support the purpose of the Association, and live (including renters) and/or own property within Indian Village Neighborhood as defined in the above definitions.

Special Membership may be extended by the board to person(s), business(es), or organization(s) outside the community who wish to provide donations or participate in community activities. These members shall hold no voting rights.

SECTION 2. RIGHTS AND PRIVILEGES

Members shall have the right to attend meetings, vote on matters brought before the membership, and serve on the Board of Directors, as officers, or committee members. No decisions made by the membership shall affect non-members. Membership and participation may not be limited except where applicable by local, state and federal law.

SECTION 3. DUES

Current payment of dues is required to be a member in good standing. Membership dues may be assessed by the Association's Board of Directors, subject to the approval of the membership.

SECTION 4. TERMINATION OF MEMBERSHIP

Membership may be terminated for failure to pay dues or for violating the Code of Conduct as outlined in the Bylaws.

ARTICLE 4. BOARD OF DIRECTORS

SECTION 1. COMPOSITION

The Board of Directors shall consist of five (5) to seven (7) members elected by the membership. The number shall be determined by the Association's needs as outlined by the voting membership.

SECTION 2. POWERS AND DUTIES

The Board of Directors shall have general supervision over the affairs of the Association between meetings, and shall perform such other duties as may be assigned to it by the

membership. No decisions enacted by the Board shall affect non-member residents, nor shall the Board impose any additional fees or liens on private property of members.

SECTION 3. ELECTIONS AND APPOINTMENTS

Directors shall be elected by a majority vote of the membership at a meeting of the Association called in accordance with Indiana State Code 32-25.5. In the event of a vacancy on the Board, the remaining Directors may appoint a replacement to serve until the next regular election.

SECTION 4. REMOVAL FROM THE BOARD

The Board may call a special Board meeting for the purpose of voting to remove a Director from the Board, at which the Director in question is entitled to be present. A majority vote by the Board shall declare that Board seat to be vacant.

SECTION 5. MEETINGS

The Board of Directors shall meet as needed, determined by the Board.

SECTION 6. QUORUM

A quorum for a Board of Directors meeting shall consist of a majority of the sitting Directors.

ARTICLE 5. OFFICERS OF THE BOARD

SECTION 1. OFFICERS

The officers shall consist of a President, Vice President, Secretary and Treasurer. Additional officers may be added according to association needs, subject to the approval of the board.

SECTION 2. ELECTION OF OFFICERS

Officers shall be elected by the Board of Directors at the first Board meeting immediately following the regular meeting of the membership at which they were elected to the Board.

SECTION 3. TERM OF OFFICE

The officers shall serve for a minimum term of one year and retain their office until their successors are elected and assume office. All Directors may serve consecutive terms.

ARTICLE 6. ASSOCIATION MEETINGS

SECTION 1. REGULAR MEETINGS

Regular meetings of the association shall be held annually, in accordance with Indiana State Code 32-25.5.

SECTION 2. SPECIAL MEETINGS

Special meetings may be held in accordance with Indiana State Code 32-25.5.

SECTION 3. QUORUM

A quorum shall consist of 20% of the membership.

SECTION 4. CONDUCT

Robert's Rules of Order shall govern the conduct of all meetings where not otherwise outlined.

ARTICLE 7. FINANCES

SECTION 1. FISCAL YEAR

The fiscal year of the association shall be January 1 to December 31.

ARTICLE 8. AMENDING THE CONSTITUTION

SECTION 1. AMENDMENTS

The Constitution and Bylaws may be amended by a two-thirds vote of the *total* membership at a regular or special meeting, provided notice of the proposed amendment(s) has been given to the membership at least 30 days prior to the meeting.

BYLAWS

FOR

INDIAN VILLAGE COMMUNITY ASSOCIATION A.K.A. HISTORIC INDIAN VILLAGE
FORT WAYNE INDIANA
JANUARY 24, 2024

SECTION 1 - QUALIFICATIONS

- a) Qualifications necessary to hold office on the Board of Historic Indian Village are as follows:
 - a. Candidates must be members in good standing (current on dues),
 - b. Currently, living or owning property in Historic Indian Village.

SECTION 2 - ELECTIONS

- a) Elections shall take place at a regular or special meeting of the Association at which a quorum is present.
- b) Nominations for directors shall be made at the regular meeting immediately preceding the meeting at which the election takes place. Nominations may also be made from the floor immediately prior to the election. Members may nominate themselves for the board.
- c) Directors shall be elected by majority vote of the membership. In case of a tie, a runoff election shall be held between the two candidates receiving an equal number of votes.

SECTION 3 – MEMBERSHIP MEETINGS AND VOTING

- a) Regular meetings of the Association shall be held annually, in accordance with Indiana State Code 32-25.5.
- b) Special meetings may be held in accordance with Indiana State Code 32-25.5.
- c) Business cannot be conducted unless a quorum of the membership is present and recorded. A quorum shall consist of 20% of the membership.
- d) Members may vote by legal proxy, in accordance with Indiana State Code 32-25.5.
- e) A vote of a majority of the quorum is necessary to carry a motion.

SECTION 4 - COMMITTEES

- a) The Board of Directors may establish committees as necessary to further the goals and objectives of the Association.

- b) The Board of Directors shall appoint, and may remove, committee members and a Chairperson for each committee.
- c) Committees shall conduct themselves in accordance with the constitution, bylaws and code of conduct of the Association, and shall report to the Board of Directors on a regular basis.
- d) Committees only retain authority given to them by the board, and nothing exceeds that authority.

SECTION 5 - FINANCES

- a) Membership dues shall be \$20 per year, beginning in 2023.
- b) Membership dues can only be raised during a membership meeting and require a majority vote of the total membership to pass.
- c) Dues may be paid at any time. Dues paid during a calendar year will be applied for membership for that calendar year, expiring December 31.
- d) Eligible individuals who have not paid their dues for a calendar year shall be considered as not in good standing, and shall lose all membership privileges, including voting, until the dues are paid.
- e) Money needed beyond the normal membership dues as designated by a special project or event shall be solicited through donations, grants and fundraisers and may never be required as part of continued membership.

SECTION 6 - DISSOLUTION

- a) Any of the following conditions will be cause for permanent legal dissolution of the Association:
 - a. No members besides those on the Board for two years.
 - b. Failure to reach quorum for two consecutive membership meetings, whether the meeting is a regular meeting or a special meeting.
 - c. Upon meeting any of these conditions, the Board will pay any necessary fees and expenses to legally terminate the Association and any related corporation, and all work, funds, and property controlled by the Association will be disbursed equally to the remaining members in good standing.