

ORDINANCE NO. 2024-O-3
DEKALB COUNTY CODE SECTION 28-9-16
DEKALB COUNTY COMMISSIONERS
AN ORDINANCE ESTABLISHING
A RESTRICTED FUND FOR FUNDS FOR THE
POKA-BACHE TRAIL

WHEREAS, the DeKalb County, Indiana, by the Board of Commissioners has entered into an Interlocal Agreement for the Poka-Bache Connector Trail; and

WHEREAS, said Interlocal Agreement provides for the creation of a “Task Force”; and

WHEREAS, said Interlocal Agreement provides for funds to be contributed for the project; and

WHEREAS, said Interlocal Agreement provide that the Task Force shall appoint and designate a “Fiscal Agent”; and

WHEREAS, DeKalb County Auditor, Susan Sleeper has been appointed as the “Fiscal Agent” for the Task Force, as provided in Indiana Code 36-1-7-4(a)(3); and

WHEREAS, a separate restricted fund is needed for the funds of said Task Force; and

WHEREAS, County Commissioners as the County Executive and County legislation branch are empowered under that legislation commonly referred to as “Home Rule” to establish one or more funds for a particular purpose or function, pursuant to Indiana Code 36-1-3-6(b) and (c) in connection with Indiana Code 36-1- 3.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMISSIONERS OF DEKALB COUNTY, INDIANA THAT:

Section 1. There is hereby established a restricted fund to be used to receive funds under the Interlocal Agreement for the Poka-Bache Connector Trail and donations for the Poka-Bache Trail. That said fund will be set up in the financial system as Fund #4900.

Section 2. Funds in said account can be used as per the Interlocal Agreement for the Poka-Bache Connector Trail.

Section 3. That Susan Sleeper, as the Fiscal Agent of the Task Force, is in charge of said funds and is to account for said funds as per the Interlocal Agreement for the Poka-Bache Connector Trail.

Section 4. In the event that the Interlocal Agreement for the Poka-Bache Connector Trail expires or terminates for any reason, Susan Sleeper, as the Fiscal Agent, shall liquidate all



assets of the Task Force. Susan Sleeper, as the fiscal Agent, shall then use the funds of the Task Force to pay any and all existing debts of the Task Force and any remaining balance shall be returned to each Party in proportion to each Party's contribution as determined pursuant to Article III (A) of the Interlocal Agreement for the Poka-Bache Connector Trail.

Section 5. The Commissioners may repeal this Ordinance if the Commissioners determine that there is no longer a need for this restricted fund, but any monies remaining in the fund must be utilized for the purposes for which the fund was established until the fund is depleted and disbursed as per the terms of the Interlocal Agreement for the Poka-Bache Connector Trail.

Section 6. Effective Date: This Ordinance becomes effective after passage of the third reading as adopted by the DeKalb County Commissioners and the publication of this Ordinance thereafter as required by law.

Section 7. Ordinance Codified: This DeKalb County Ordinance Number 2024-O-3 is passed and adopted on all three readings and shall be codified in the DeKalb County Code as DeKalb County Code 28-9-16 and properly indexed in the Code.

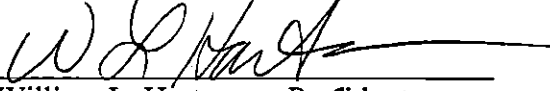
READ AND PASSED ON FIRST READING: Monday, March 11, 2024.

READ AND PASSED ON SECOND READING: Monday, March 11, 2024.

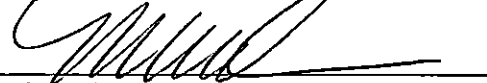
READ AND PASSED ON THIRD READING: Monday, March 11, 2024.

This Ordinance No. 2024-O-3 codified as DeKalb County Code Section 28-9-16 is signed, approved and adopted after all three readings by the Commissioners of DeKalb County, Indiana.

DEKALB COUNTY COMMISSIONERS:



William L. Hartman – President



Michael V. Watson - Vice President



Todd R. Sanderson – Vice President

Attested:



By Carla Winebrenner
Deputy DeKalb County Auditor