

**ORDINANCE NO. 3-2007**

**AMENDED AND RESTATED ORDINANCE ESTABLISHING  
THE CLARK COUNTY ADULT FACILITIES USAGE FUND**

**WHEREAS**, the Board of Commissioners (“Board”) is the County Executive under I.C. 36-2-2-2 and serves as the Legislative body under I.C. 36-1-2-9;

**WHEREAS**, the Board is specifically responsible for the construction, management and oversight of county jail facilities pursuant to I.C. 36-2-2-24, as well as county courthouses and county government buildings under the authority of said statute;

**WHEREAS**, a need exists to establish a system, in 2007, providing for availability of rental space in the Adult Correction/Jail Facilities, both located in Jeffersonville, Indiana;

**WHEREAS**, a need exists to establish a local non-reverting fund to collect all rental, bed rental, usage and reimbursement funds that are paid by other entities of government (state, local or federal) for the usage or benefits derived from the aforesaid Clark County Indiana government facilities;

**NOW THEREFORE BE IT ORDAINED BY THE BOARD AS FOLLOWS:**

1. That each and every recital hereinabove is incorporated into this Ordinance;
2. That there is hereby established the “Clark County Adult Facilities Usage Fund.”
3. This Fund shall be non-reverting in nature. All financial and other recordkeeping services shall be performed, with respect to this Fund, by the Auditor of Clark County, Indiana;
4. All monies received from external government agencies (state, local, federal or other) for rental of space in the adult jail, to the extent not required by law to be transmitted to a local community corrections agency, shall be collected in the Fund created by this Ordinance and expenditures from said Fund shall only be for the purposes and by the means authorized below;

5. This Fund may be expended, only upon claim approved by the Board in writing, without the necessity of further appropriation for the following purposes:
- (a) Emergency repairs to the physical plant of the Adult Corrections Facilities when the County General Fund is not capable of paying for such repairs;
  - (b) Repairs, maintenance and oversight of the physical plant or grounds at any County building, structure, or agency/department location, as determined by the Board;
  - (c) Purchase of equipment and/or tools that are necessary for the operation and maintenance of the Adult Corrections Facilities or other County building, structure or grounds where a County agency/department is located;
  - (d) For emergency repairs, on short notice that are necessary to the structures, equipment or facilities of the Adult Corrections Facilities;
  - (e) For equipment, furniture and fixtures that are determined to be necessary by the Sheriff for the operation of the Adult Corrections Facilities, and approved by the Board, as may be approved by this Board;
  - (f) For any other agreed expenditure of these funds that are verified to the Board in writing by the County Fiscal Body (for the spending purposes outlined above) when it is demonstrated by the Fiscal Body, in writing, that it has insufficient General Fund resources or appropriation available to meet a physical plant, furniture, equipment or tooling need of the Adult Corrections Facilities;
  - (g) For any other public expenditure deemed necessary to the public interest by the Board;

THIS ORDINANCE PASSED by unanimous vote of the Board on the 8 day of February, 2007. This Ordinance made effective as of the 8 day of FEBRUARY, 2007.

BOARD OF COUNTY COMMISSIONERS

By: M. Edward Meyer  
M. Edward Meyer

By: Ralph Guthrie  
Ralph Guthrie

By: Mike Moore  
Mike Moore

ATTEST:

Barbara Hoas  
Clark County, Indiana Auditor