

FLOYD COUNTY ORDINANCE 1998-VII

AN ORDINANCE CREATING A NON-REVERTING FUND FOR THE PURPOSE OF FUNDING THE CONSTRUCTION AND OPERATION OF AN ANIMAL SHELTER

WHEREAS, the Board of Commissioners of the County of Floyd has concluded an agreement with the City of New Albany, Indiana, and the Floyd County Animal Rescue League, Incorporated (hereinafter the "Corporation"), pertaining to the construction of an Animal Shelter in Floyd County, Indiana; and

WHEREAS, pursuant to the provisions of IC 36-1-4-10, Floyd County, Indiana, acting by and through the Board of Commissioners of the County of Floyd, is empowered to accept donations of money or other property from any source, to include the Corporation; and

WHEREAS, the implementation of said agreement will require the creation of a non-reverting fund into which contributions from the Corporation shall be deposited and from which payments toward the costs of the financing, construction, or operation of the facility shall be made; and

WHEREAS, the State Board of Accounts has confirmed in Volume No. 283 of The County Bulletin, January, 1991, that the Board of Commissioners of the County of Floyd, acting pursuant to the provisions of IC 36-1-3, et seq., is empowered to create, by ordinance, such funds deemed necessary for the effective operation of government as to local affairs.

NOW THEREFORE:

BE IT ORDAINED that a non-reverting fund, to be know as the Animal Shelter Project Fund, be, and the same hereby is created, with said fund to subject to the following terms and provisions:

- (1) REVENUE: The Floyd County Auditor shall receive, from time to time, contributions from the Floyd County Animal Rescue League, Incorporated, a not-for-profit corporation which is exempt from Federal income taxes pursuant to section 501(c)(3) of the Internal Revenue Code, for the purpose of assisting in the payment of the costs of financing, construction, and/or operation of an Animal Shelter in Floyd County, Indiana, all pursuant to an agreement concluded by and between Floyd County, the City of New Albany, Indiana, and the

Corporation, the same being dated as of the \_\_\_\_\_ day of \_\_\_\_\_, 1998, and with the same being incorporated herein by reference and made a part hereof. Monies received by the Auditor from the Corporation shall be deposited in the fund created hereby.

- (2) PURPOSE: The purpose of this fund is to enable the payment of costs incurred in financing, constructing, equipping and/or operating an Animal Shelter to be located in Floyd County, Indiana.
- (3) APPROPRIATION: To the extent that the monies deposited in the Animal Shelter Project Fund shall be used solely for the purposes set forth herein, appropriation by the Floyd County Council shall not be required.
- (4) FUND LIFE: The Animal Shelter Project Fund balance shall be non-reverting at year end and shall continue from year to year until terminated by ordinance duly adopted by the Board of Commissioners of the County of Floyd.

SO ORDAINED, this 7<sup>th</sup> day of July, 1998.

BOARD OF COMMISSIONERS  
OF THE COUNTY OF FLOYD

Louise A. Deussen  
MEMBER

Michael T. Schindler  
MEMBER

Just Milk  
MEMBER

ATTEST:

Barbara Silbaugh  
FLOYD COUNTY AUDITOR