

ORDINANCE NO. 2019- 003

**AN ORDINANCE ESTABLISHING A
COUNTY FARM CAPITAL IMPROVEMENT FUND**

The Board of County Commissioners of Warren County, Indiana ordains as follows:

WHEREAS, Indiana Code § 36-1-3-6 prescribes the manner in which the Board of County Commissioners may create, by ordinance, a fund for purposes of exercising a power where there is no constitutional or statutory provision requiring a specific manner for exercising a power; and

WHEREAS, the Board of County Commissioners desires to create a fund into which would be deposited income generated from the agricultural farm land owned by Warren County, for purposes of erecting fencing around such farm land, among other future capital improvements to such farm land.

NOW THEREFORE, BE IT ORDAINED, pursuant to Indiana Code § 36-1-3-6:

(A) There is created a special fund to be known as the County Farm Capital Improvement Fund for Warren County, Indiana into which shall be deposited crop and/or pasture income generated from the agricultural farm land owned by Warren County. The fund shall be a cumulative fund and all of the moneys deposited into the fund shall be appropriated and used solely for the uses described in Section (B). None of such moneys shall revert to the general fund or be used for any purposes other than capital improvements to the agricultural farm land owned by Warren County. The fund shall be perpetual until terminated by the County Commissioners.

(B) Except as otherwise provided in subsection (A), and following appropriation by the County Council prior to disbursement of monies, the County Commissioners may only use money in its County Farm Capital Improvement Fund:

- (1) to erect fencing around or on the agricultural farm land owned by Warren County; and
- (2) to pay for the cost of other capital improvements to the agricultural land owned by Warren County.

(C) At any time the fund balance exceeds Fifty Thousand Dollars (\$50,000.00), the amount in excess of Fifty Thousand Dollars (\$50,000.00) shall be appropriated and transferred to the General fund.

(D) Upon termination of the fund, the fund balance shall be transferred to the General fund.

This Ordinance shall be effective upon passage and publication according to law.

ALL OF WHICH IS ORDAINED this 8th day of March, 2019.

WARREN COUNTY COMMISSIONERS

W. Brian Jordan, President

Adam Hanthorne
Adam Hanthorne, Vice President

Thomas A. Hetrick
Thomas Hetrick

ATTEST:

Robin Weston-Hubner
Robin Weston-Hubner
Warren County Auditor