

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 1 -2010

**AN ORDINANCE ESTABLISHING A TAX LIST FEE
AND FURTHER ESTABLISHING A COUNTY TREASURER
NON-REVERTING FUND FOR THE DEPOSIT OF
SUCH FEES, TOGETHER WITH EXCESS TAX SALE FEES**

WHEREAS, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of IC 36-1-2-9; and,

WHEREAS, this Board is also the legislative body of Clark County Government pursuant to the provisions of IC 36-1-2-9; and,

WHEREAS, pursuant to the Home Rule provisions of IC 36-1-3, *et seq.*, this Board has authority to exercise all the powers needed for the effective operation of government as to local affairs, subject only to the limitations contained within such statutes; and,

WHEREAS, this Board has identified the need to establish a fee for the purchase of a complete tax list from the Office of the Clark County Treasurer (the “Treasurer”); and,

WHEREAS, this Board has previously established a fee of fifty dollars (\$50.00) to be assessed against each parcel of real estate certified for sale at a Clark County tax sale (the “Tax Sale Fees”); and,

WHEREAS, this Board has identified the need to establish a non-reverting fund into which the proceeds from the sales of such complete tax list and the net fees remaining from any Clark County tax sales are to be deposited for the use and benefit of the Treasurer in order to maintain the efficient and effective operation of the Treasurer’s office.

NOW, THEREFORE, BE IT ORDAINED by this Board of Clark County Commissioners as follows:

1. Establishment of Fee for Complete Tax List. A fee of two hundred dollars (\$200.00) shall be charged by the Treasurer to any person or entity requesting a complete electronic copy of the Clark County tax list.

2. Establishment of Public Defender Non-Reverting Fund. The *Clark County Treasurer Non-Reverting Fund* (the "Treasurer Fund") is hereby established as a non-reverting fund to be administered and maintained by the Clark County Auditor.

3. Deposits into the Fund. All funds received by the Treasurer from the sale of the complete tax list established under Section 1 above, together with all net proceeds of the Tax Sale Fees following payment of all publication, certified mail notice, and other administrative costs related to any tax sale subsequently conducted in Clark County, shall be deposited into the Treasurer Fund.

4. Purposes of Permitted Expenditures from the Treasurer Fund. The Treasurer shall be entitled to make expenditures from the Treasurer Fund for the following purposes:

a. For operating expenses, including supplies, the payment of salaries to full-time or part-time deputies or administrative personnel in the Treasurer's office; and,

b. For such other expenses pertaining to the operation of the Treasurer's office, or for the provision of professional services benefiting the Treasurer's office, as the Treasurer may determine to be appropriate and necessary for the efficient operation of the Treasurer's office in his/her sole discretion.

5. No County warrants are authorized to be issued for expenditures from the Treasurer Fund for payment of any monies except upon approval of a claim by the Treasurer and in accordance with the terms of this Ordinance.

6. The Treasurer Fund shall be perpetual unless and until terminated by subsequent ordinance enacted by this Board.

7. The Clark County Auditor is hereby directed to maintain and manage accurate accounting information regarding the receipts, expenditures, and balances of the Treasurer Fund.

8. This Ordinance shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board.

So Ordained this 7th day of January, 2010.

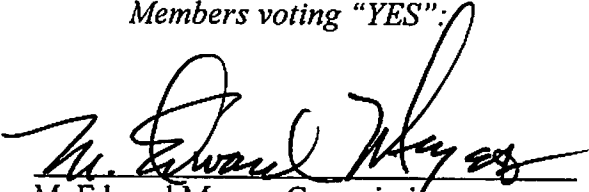
Members voting "NO":

M. Edward Meyer, Commissioner


Mike Moore, Commissioner

Les Young, Commissioner

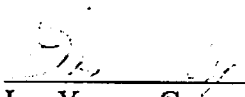
Members voting "YES":



M. Edward Meyer, Commissioner

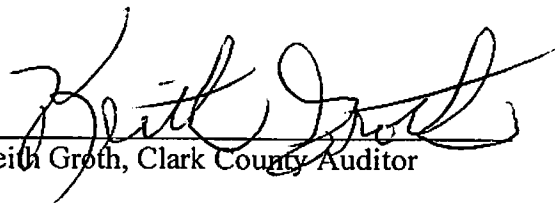


Mike Moore, Commissioner



Les Young, Commissioner

Attested by:



Keith Groth, Clark County Auditor