

ORDINANCE NO. 2016-09

AN ORDINANCE CREATING A NEW NON REVERTING FUND ENTITLED THE LOCAL PRETRIAL DIVERSION AND DEFERRAL FUND

WHEREAS, the Nashville Town Council has established an Infraction Deferral Program for the efficient administration of justice, with the Nashville Town Clerk-Treasurer to monitor the program; and

WHEREAS, Indiana Code 33-37-8-3 permits the creation of a non-reverting fund for the purposes of appropriating and disbursing funds consisting of the following fees collected by a clerk under said article:

- (1) The pretrial diversion program fee.
- (2) The alcohol and drug services fee.
- (3) The law enforcement continuing education program fee.
- (4) The deferral program fee.
- (5) The problem solving court fee.

Any funds so collected may be used for: personnel expenses related to the operation of the program; Special training for a law enforcement officer; Victim assistance; Electronic legal research; Office equipment, including computers, computer software, communication devices, office machinery, furnishings, and office supplies; Expenses of a criminal investigation and prosecution; and

WHEREAS, Expenditures from this fund would be used by the Nashville Clerk-Treasurer for such purposes; and

WHEREAS, the Town of Nashville, wishes to have a new, non-reverting fund established for receipt, capture, and eventual distribution and appropriation of these funds for the purposes permitted by I.C. 33-37-8-3 & 4; and


WHEREAS the Town Clerk-Treasurer, requests that a new non reverting account, be dedicated and created for the receipt of proceeds from the Infraction Deferral Program monitored by the Nashville Town Attorney or his duly designated agent, to exist until its dissolution, wherein any remaining balances will be transferred to the Nashville General Fund; and


WHEREAS, the creation of this fund is not an additional appropriation, and a public hearing is not required.

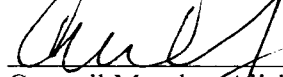
NOW, THEREFORE, BE IT ORDAINED by the Common Council of the Town of Nashville that the Nashville Clerk-Treasurer be and is authorized to provide, dedicate and create a new non reverting account for the Town of Nashville, THE LOCAL PRETRIAL DIVERSION AND DEFERRAL FUND BE IT FURTHER ORDAINED by the Common Council that this Ordinance shall be in full force and effect from and after its passage by the Common Council, signing by the President thereof and approval by the Indiana Department of Local Government Finance.

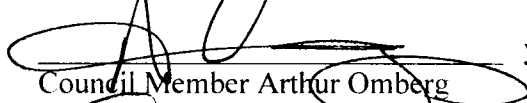
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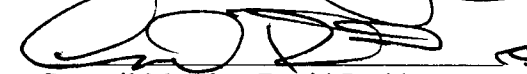
PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF NASHVILLE,
BROWN COUNTY, INDIANA, THIS 21st DAY OF July, 2016.


Council Member Charles B. King ☒ yea ☐ nay ☐ abstain

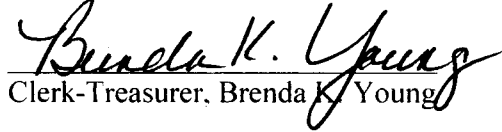

Council Member Jane Gore ☒ yea ☐ nay ☐ abstain


Council Member Alisha Gredy ☒ yea ☐ nay ☐ abstain


Council Member Arthur Omberg ☐ yea ☒ nay ☐ abstain


Council Member David Rudd ☒ yea ☐ nay ☐ abstain

ATTEST:


Clerk-Treasurer, Brenda K. Young