

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

ORDINANCE NO. 29 -2016

**AN ORDINANCE ESTABLISHING A NON REVERTING FUND FOR
COUNTY PROPERTY AND CASUALTY AND WORKER'S
COMPENSATION INSURANCE LIABILITIES**

WHEREAS, this Board of Commissioners of Clark County, Indiana (this "Board"), is the executive body of Clark County government pursuant to the provisions of I.C. 36-2-2-2; and,

WHEREAS, this Board is also the legislative body of Clark County government pursuant to the provisions of I.C. 36-1-2-9; and,

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

WHEREAS, this Board has determined that it is in the best interest of Clark County to establish a partially self-funded property and casualty and worker's compensation plan (the "Plan" on terms and conditions as approved by the Board and as effective beginning August 1, 2016; and

WHEREAS, the Plan requires the establishment of a non-reverting fund for financial management, and in order to comply with requirements of the Indiana State Board of Accounts and the Indiana State Board of Tax Commissioners; and

WHEREAS, administration of the partially self-funded insurance Plan in the year 2016 and thereafter, further requires contribution of funds at levels of funding determined by the Board and the Clark County Council in order to make the fund actuarially sound; and

WHEREAS, for the efficient administration of the Plan in 2016 and thereafter, further requires payment from the non-reverting fund to the third-party administrator and/or its successors without additional approval of the Board or the Clark County Council, unless otherwise directed by law.

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

1. **Establishment:** Fund number 4703, a non-reverting fund for the County’s partially self-funded Property and Casualty and Workers Compensation plan is hereby created and said fund shall be known as the “Non-Reverting Property and Casualty and Workers Compensation Fund.”

2. **Deposits:** The Clark County Auditor is hereby directed to transfer funds on an annual basis as well as required based on the third party administrator, and/or its successors, actuarial based calculations and needs.

3. The Property and Casualty and Workers Compensation Fund shall be administered and maintained by the Clark County Auditor.

4. The Clark County Auditor shall have the authority to do what is necessary to disburse monies from the Property and Casualty and Workers Compensation Fund in order to satisfy the State Board of Accounts.

5. 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 and shall endure unless or until it is replaced or amended by subsequent ordinance.

So Ordained this __15__ day of December, 2016.


Members voting "NO":

Jack Coffman, Commissioner

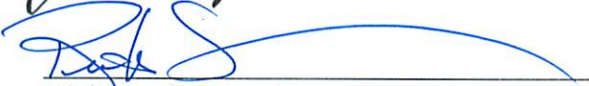
Rick Stephenson, Commissioner

Bryan Glover, Commissioner

Members voting "YES":



Jack Coffman, Commissioner



Rick Stephenson, Commissioner



Bryan Glover, Commissioner

Attested by:



R. Monty Snelling, Clark County Auditor