



WELLS COUNTY ORDINANCE NO. 2015-01 BK **72** PG **504**

**AN ORDINANCE AMENDING WELLS COUNTY ORDINANCE NO. 98-8
AND WELLS COUNTY ORDINANCE NO. 01-02 REGARDING INTEREST
ON MAINTENANCE FUNDS FOR DRAINS**

WHEREAS, the Indiana General Assembly has enacted statutes dealing with drains and their maintenance; and

WHEREAS, money accumulates through assessments in maintenance funds; and

WHEREAS, it is desirous for the Wells County Drainage Board to be able to use the interest income on those maintenance funds and General Drain Improvement Funds to further provide better drainage for the citizens of Wells County; and

WHEREAS, the Wells County Drainage Board believes it more equitable that interest be credited to the drains from which they came.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD COMMISSIONERS OF WELLS COUNTY, INDIANA, AS FOLLOWS:

Section 1. The Board of Commissioners acknowledges that the Wells County Drainage Board has funds consisting of:

- (1) money received from annual assessments upon land benefited by the periodic maintenance of a drain;
- (2) penalties received on collection of delinquent annual assessments made for the periodic maintenance of drains;
- (3) money received from any person as compensation for damages suffered to a drain;
- (4) monies held in the General Drainage Improvement Fund; and
- (5) any other monies received pertaining to drainage.

Section 2. The Board of Commissioners further acknowledges that those funds should and will bear interest.

Section 3. The Board of Commissioners further acknowledges that the interest earned on those funds should more properly be credited to the General Drain Improvement Fund as opposed to the County General Fund.

Section 4. The Board of Commissioners desires that the County Treasurer credit any interest earned from the investment of those funds into the General Drain Improvement Fund.

Section 5. Each drain shall be credited with the interest earned on the funds coming from that drain.

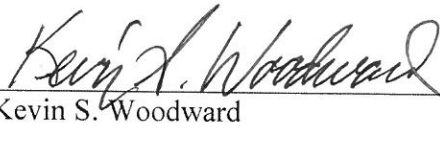
Section 6. The Board of Commissioners hereby directs that action be taken pursuant to I.C. 36-9-27-113 beginning upon the passage of this Ordinance.

All as Passed and Ordained this 17th day of February, 2015.

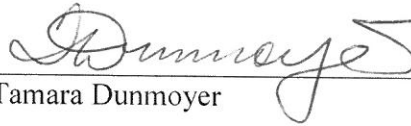
THE BOARD OF COMMISSIONERS
OF THE COUNTY OF WELLS:



Blake Gerber



Kevin S. Woodward



Tamara Dunmoyer

ATTEST:



Beth Davis, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 222 West Market St., P.O. Box 295, Bluffton, IN 46714. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Beth Davis*