

**AN ORDINANCE ESTABLISHING
A FUND FOR THE RECEIPT OF LITIGATION SETTLEMENT MONEYS
FOR STARKE COUNTY, INDIANA**

Ordinance No. 004 of 2023

WHEREAS, the County Council for Starke County, Indiana (the “**Council**”), is responsible for the performance of various fiscal responsibilities for Starke County, Indiana (the “**County**”); and

WHEREAS, the County is charged with prosecuting and defending claims against litigants, pursuant to its duties to under the Code, which may result in monetary gain for the County; and

WHEREAS, the County is desirous of creating a fund for the receipt of litigation settlement moneys either awarded or negotiated by the County, to be used for the purposes as hereinafter provided; and

WHEREAS, the County Auditor is hereby directed to deposit the sum of Six Hundred and Seventy-Five Thousand Dollars (\$675,000.00) from the Sysco litigation settlement in this newly created Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Council of Starke County, Indiana, that the following Ordinance Establishing a Fund for the Receipt of Litigation Settlement Moneys for Starke County, Indiana, is hereby adopted as follows:

Section I.
Establishment

1. **The Starke County Litigation Settlement Fund.** Be it now resolved that the Starke County Auditor is hereby authorized to create a new Fund for the receipt of the aforementioned funds from, as well as from any settlement received by the County due to litigation. Such fund shall be called the Starke County Litigation Settlement Fund, Fund #4112 (the “**Fund**”).

2. **Non-Reverting.** The Fund shall be a perpetual fund, and expenditures can be made from the Fund only for those purposes as enumerated in this Ordinance.

3. **Authorized Use of Funds.** Moneys received by the Fund enumerated in this Ordinance may be used for the following permitted purposes:

- (A) Capital Improvement projects undertaken by the County, including funds for the design, implementation and construction of capital improvements projects and the engagement of professionals for the same.

- (B) Infrastructure projects undertaken by the County, including funds for the design, implementation and construction of infrastructure projects and the engagement of professionals for the same.
- (C) Economic development initiatives, including funds for the design, implementation and construction of economic development initiatives and the engagement of professionals for the same.

Section II.
Effective Date


1. **Effective Date.** The Starke County Litigation Settlement Fund shall be established as of the date of passage of this Ordinance, and shall be of perpetual existence, or until this Ordinance is duly repealed.

PASSED AND ADOPTED BY THE COUNTY COUNCIL OF STARKE COUNTY, INDIANA, THIS 18 DAY OF MAY, 2023.

STARKE COUNTY COUNCIL OF STARKE COUNTY, INDIANA


APPROVED:

OPPOSED:



Dave Pearman, President

Dave Pearman, President



Norman "Bruce" Bennett, Member

Norman "Bruce" Bennett, Member

Via Zoom

Todd Leinbach, Member

Todd Leinbach, Member



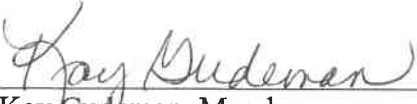
Howard Bailey, Member

Howard Bailey, Member



Anthony Black, Member

Anthony Black, Member



Kay Gudeman, Member


Kay Gudeman, Member



Cassandra Hine, Member

Cassandra Hine, Member

ATTEST:



Rachel Oesterreich, Auditor
Starke County, Indiana