

Fountain County

Ordinance No. 2019-4

**An Ordinance Authorizing and Directing Submission of a
Request to Participate in the Indiana Department of
Insurance's Insurance Proceeds Set Aside Program**

Whereas, under Ind. Code § 27-2-15-1, et seq., the Indiana Department of Insurance administers a program to help preserve available insurance proceeds due to damage to a building in a county's community caused by fire or explosion at the time of final settlement of an eligible insurance claim for participating counties; and

Whereas, in qualifying instances, the participating county can require a statutorily set percentage or amount of the insurance proceeds to be paid to the county, to be held in escrow, and potentially used for demolition, remediation, or other unsafe building expenses following any necessary legal action; and

Whereas, the law provides some level of protection to counties from property owners who might take any insurance proceeds and fail to repair or clean up their damaged property; and

Whereas, this program became available to third-class cities and counties on July 1, 2013, and

Whereas, there is a one-time registration fee of \$100.00 to participate in the program; and

Whereas, the Board finds that the interests of the citizens of Fountain County would be best served by participating in the program;


The Fountain County Commissioners therefore ordain:

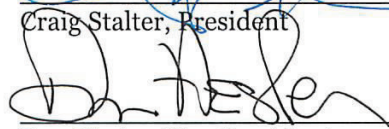
Section 1: Fountain County elects to be governed by Ind. Code § 27-2-15-1, et seq. and the Board of Commissioners is authorized and directed to submit to the Indiana Department of Insurance a request reflecting the County's desire to participate in the statutory insurance proceeds set aside program.

Section 2: The County Auditor is directed to pay the Indiana Department of Insurance \$100 to register the County into the program as provided for in Ind. Code § 27-2-15-4.4(d).

This Ordinance shall be in force upon adoption and publication as required by law.
Adopted and passed by the Board of Commissioners of Fountain County, Indiana, this
15th day of July 2019.

A MAJORITY OF THE
FOUNTAIN COUNTY BOARD OF
COMMISSIONERS



Craig Stalter, President

Don Hesler, Vice President

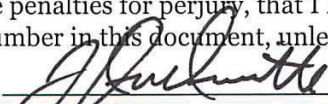
Tim Shumaker, Secretary

Attest: 

Brenda Hardy, Auditor

J. Kent Minnette, Indiana Attorney No. 21362-45, Taylor, Chadd, Minnette, Schneider & Clutter, P.C., 105 North Washington Street, Crawfordsville, Indiana 47933, (765) 364-1040, prepared this instrument.

I, J. Kent Minnette, affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law.



J. Kent Minnette