

WARRICK COUNTY RESOLUTION NO. 2007- 6

**A RESOLUTION APPROVING THE TEMPORARY TRANSFER
OF FUNDS BETWEEN BUDGET ACCOUNTS**

WHEREAS, Warrick County, Indiana by and through its County Executive has created a Department of Storm Water Management in Ordinance No. 2006-12 to provide for the requirements of the Indiana Municipal Separate Storm Sewer System (MS4) – NPDES Permitting Program 327 I.A.C. 15-13 in Warrick County, Indiana; and

WHEREAS, the Department of Storm Water Management's budget is funded through the establishment of storm water utility rates as established by the Department of Storm Water Management in Ordinance No. 2007-01; and

WHEREAS, the Warrick County Council has approved the storm water utility rates as established by the Board of Directors of the Department of Storm Water Management of Warrick County, Indiana in Ordinance No. 2007-01; and

WHEREAS, revenue generated by the storm water utility rates will not take effect until January 1, 2008; and

WHEREAS, in 2007 certain start up costs and expenses associated with the establishment of the Department of Storm Water Management were incurred and to provide for the compliance requirement for the Indiana Municipal Separate Storm Sewer System (MS4) – NPDES Permitting Program 327 I.A.C. 15-13 in Warrick County, Indiana the County was required to expend funds from the Cumulative Drain Fund #128 totaling the amount of \$75,867.38; and
74,507.56

WHEREAS, the Warrick County Council, the fiscal body of Warrick County, recognizes and now determines that an emergency exists in the Cumulative Drain Fund #129 due to the necessity of providing start up costs for the Department of Storm Water Management of Warrick County, Indiana and due to the lack of current funding necessary to operate the Department of Storm Water Management; and

WHEREAS, pursuant to I.C. § 36-1-8-4 the temporary transfer of funds between county budgets may be made upon the terms and conditions as specified in I.C. § 36-1-8-4; and

WHEREAS, pursuant to I.C. § 36-1-8-4(b) in light of the Warrick County Council's determination that an emergency exists in the funding for operation of the Department of Storm Water Management of Warrick County, Indiana and recognizing that the source of funding for the Department of Storm Water Management in the form of storm water utility rates will not take effect until the year 2008 an extension beyond the prescribed period of transfer pursuant to I.C. § 36-1-8-4 beyond the 2007 budget year is necessary and justified.

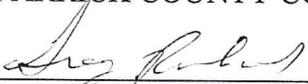
NOW THEREFORE IT IS RESOLVED AS FOLLOWS:

1. The Council approves the transfer of the sum of \$^{74,507.56}~~75,867.38~~ from the Cumulative Drain Fund # 128 for the payment of claims incurred by the Department of Storm Water Management in 2007.
2. This temporary transfer of funds in the prescribed amount shall be returned to the Cumulative Drain Fund #128 from the Storm Water Management Fund # 129 no later than June 30, 2008.

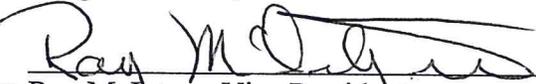
This Resolution shall be in full force and effect from and after its passage and execution by the Warrick County Council.

Resolved this 6th day of December, 2007.

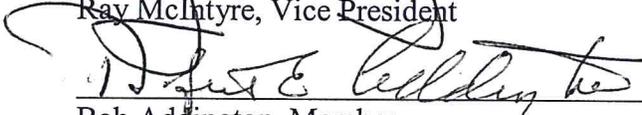
WARRICK COUNTY COUNCIL



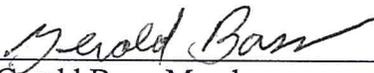
Greg Richmond, President



Ray McIntyre, Vice President



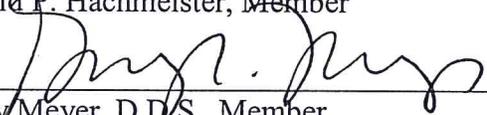
Bob Addington, Member



Gerald Bass, Member



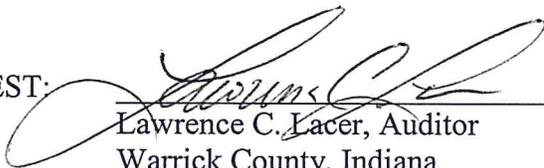
David P. Hachmeister, Member



Gary Meyer, D.D.S., Member

Tim Mosbey, Member

ATTEST:



Lawrence C. Lacer, Auditor
Warrick County, Indiana