

ORDINANCE 2022-17__

**AN ORDINANCE TO ESTABLISH A ZIONSVILLE VOLUNTEER FIRE
DEPARTMENT GRANT FUND (FUND 456) FOR
THE TOWN OF ZIONSVILLE, INDIANA**

WHEREAS, the Town of Zionsville ("Town") desires to establish a Zionsville Volunteer Fire Department ("ZVFD") Grant Fund into which the liquidated assets of the ZVFD are transferred pursuant to a Grant Agreement executed by the Town, the Zionsville Town Council ("Town Council") and the ZVFD on October 18, 2021 (the "Grant Agreement"); and

WHEREAS, the Town desires to ensure that the liquidated assets of the ZVFD are transferred to the Zionsville Volunteer Fire Department Grant Fund 456 and are expended subject to Town Council appropriation and used exclusively for the benefit of the Zionsville Fire Department, for capital projects and not as a subsidy or replacement of ordinary and normal operating expenses of the Zionsville Fire Department, in accordance with the Grant Agreement.

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED by the Town Council of the Town of Zionsville, Indiana as follows:

Section 1: **Fund Established.** The Town Council of the Town of Zionsville, Indiana, does hereby create Fund No. 456 which is designated as the Zionsville Volunteer Fire Department Grant Fund and shall be the depository fund for assets received from the ZVFD pursuant to the Grant Agreement.

Section 2: **Permitted Uses.** All liquidated assets transferred into the Zionsville Volunteer Fire Department Grant Fund shall be expended subject to Town Council appropriation and used exclusively for the benefit of the Zionsville Fire Department, for capital projects and not as a subsidy or replacement of ordinary and normal operating expenses of the Zionsville Fire Department, in accordance with the Grant Agreement.

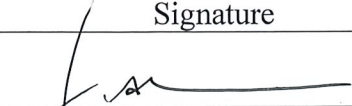
Section 3: **Internal Controls.** Internal controls shall be designated, implemented, and documented to provide reasonable assurance that the Zionsville Volunteer Fire Department Grant Funds will be safeguarded and used in accordance with this Ordinance.

Introduced and filed on the 3rd day of October, 2022. A motion to consider on First Reading was sustained by a vote of 6 in favor and 0 opposed, pursuant to Indiana Code § 36-5-2-9.8.

Ordinance 2022-17

DULY PASSED AND ADOPTED this 3rd day of October, 2022, by the Town Council of the Town of Zionsville, Boone County, Indiana, having been passed by a vote of 0 in favor and 0 opposed.

**TOWN COUNCIL OF THE TOWN OF ZIONSVILLE,
BOONE COUNTY, INDIANA**

	YEA Signature	NAY Signature
Jason Plunkett, President		
Brad Burk, Vice-President		
Alex Choi, Member		
Joe Culp, Member		
Josh Garrett, Member		
Craig Melton, Member		
Bryan Traylor, Member		

I hereby certify that the foregoing Ordinance was delivered to the Town of Zionsville Mayor Emily Styron on the 4th day of October, 2022, at 10⁰⁰ A.m.

ATTEST: 
Amelia Anne Lacy,
Municipal Relations Coordinator

MAYOR'S APPROVAL



Emily Styron, Mayor

10/4/2022

Date

MAYOR'S VETO

Emily Styron, Mayor

Date

June 28, 2022

Town of Zionsville
1100 W. Oak Street
Zionsville, IN 46077
Attn: Mayor Emily Styron

Zionsville Town Council
1100 W. Oak Street Zionsville, IN 46077
Attn: Jason Plunkett, President

RE: Grant Agreement Confirmation and Final Distribution of Assets

Dear Mayor Styron and President Plunkett:

Pursuant to the Grant Agreement of Zionsville Volunteer Fire Department, Inc., the Town of Zionsville, Indiana and the Zionsville Town Council, dated October 18, 2021, the Zionsville Volunteer Fire Department, Inc. is prepared to distribute the remaining balance of its Assets to the Town of Zionsville pursuant to Section 2.02 of the Grant Agreement. In consideration of the ZVFD's final distribution of its assets to the Town, ZVFD requests the Town and the Town Council accept, acknowledge, agree and confirm the Town's obligations in the Grant Agreement with respect to Section 2.08, Release by the Town, Section 2.09, Indemnification by the Town, including the procurement of insurance coverage as agreed in subsection 2.09(b), and Section 2.10, Termination of Services Agreement.

ZVFD accepts, acknowledges, agrees and confirms the completion of its requirements for dissolution and distribution of the Assets pursuant to the Grant Agreement. ZVFD shall remit the balance of the Assets to the Town upon receipt of a fully signed original of this letter. Please sign this letter where indicated below and return it to me.

Sincerely,

Brian Miller, President
Zionsville Volunteer Fire Department, Inc.

Accepted and agreed to as of the date set forth below:

TOWN OF ZIONSVILLE, INDIANA

By: 
Emily Styron, Mayor

Date: 10/4, 2022

ZIONSVILLE TOWN COUNCIL

By: _____

Jason Plunket, President

Date: _____

9/19/22

, 2022

Cc:

Amy E. Nooning, Esq.
WHITSITT & NOONING, P.C.
121 N. Meridian Street
Lebanon, IN 46052