

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

RESOLUTION NO. 8-2012

**A RESOLUTION REPEALING RESOLUTION NO. 13-1994, AND REINSTATING BUDGETARY OVERSIGHT AND CONTROL OVER THE CLARK COUNTY JUVENILE DETENTION FACILITY TO THE BOARD OF JUDGES OF THE CLARK CIRCUIT COURT.**

**WHEREAS**, this Board of Commissioners of Clark County, Indiana (this "Board"), is the executive body of Clark County government pursuant to the provisions of IND. CODE § 36-2-2-2; and,

**WHEREAS**, this Board is also the legislative body of Clark County Government pursuant to the provisions of IND. CODE § 36-1-2-9; and,

**WHEREAS**, on September 6, 1994, this Board adopted Resolution No. 13-1994 entitled *Resolution Reflecting Agreement with Local Courts for Administration and Budgetary Oversight of the Clark County Juvenile Detention Facility by the Board of Commissioners of Clark County, Indiana*; and,

**WHEREAS**, it is the opinion of this Board that it cannot reasonably continue to provide effective budgetary oversight and control for the Clark County Juvenile Detention Facility (the "Juvenile Detention Facility") given the magnitude of cuts to the Board's budget implemented annually by the Clark County Council since its reduction of the Clark County maximum levy effective for budget year 2008, which reduction has resulted since in a chronic, severe budgetary crisis; and,

**WHEREAS**, on recommendation by, and consultation with, the Board of Judges of the Clark Circuit Court (the "Board of Judges"), this Board now finds that budgetary oversight and

control of the Juvenile Detention Facility should be returned to the Board of Judges, and this Board now adopts this Resolution for such purposes.

**NOW, THEREFORE, BE IT RESOLVED** by this Board of Clark County Commissioners as follows:

1. This Board hereby repeals Resolution No. 13-1994 in its entirety, and pursuant to such repeal hereby transfers budgetary oversight and control over the Juvenile Detention Facility to the Board of Judges.

2. The Auditor is directed to forward a copy of this Resolution to the Clark County Council and the Board of Judges promptly after its adoption.

3. This Resolution shall be in full force and effect upon its passage and promulgation as evidenced by the affirmative signatures of the undersigned as the majority of the duly elected and serving members of this Board.

So Ordained this 5<sup>th</sup> day of July, 2012.

*Members voting "NO":*

*Members voting "YES":*

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Les Young, President

ABSENT  
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Les Young, President

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M. Edward Meyer, Commissioner

M. Edward Meyer  
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M. Edward Meyer, Commissioner

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John D. Perkins, Commissioner

John Perkins  
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John D. Perkins, Commissioner

Attested by: R. Monty Snelling  
R. Monty Snelling, Clark County Auditor