

ORDINANCE NO. 2014-01

**AN ORDINANCE OF THE LEBANON COMMON COUNCIL
AMENDING ORDINANCE 2009-02 ESTABLISHING A NON-REVERTING
FUND FOR PURPOSES OF CODE ENFORCEMENT AND INSURANCE
PROCEEDS FOR THE LEBANON FIRE DEPARTMENT**

WHEREAS, the City of Lebanon, Boone County, Indiana ("City"), may, pursuant to Indiana law [IC 36-1-3 (Home Rule)], enact ordinances for the effective governance of its departments; and

WHEREAS, the Common Council for the City of Lebanon ("Council") established a non-reverting fund ("Fund") for the Lebanon Fire Department ("LFD") on March 9, 2009, as set forth in Ordinance 2009-02, such that LFD may collect funds from inspection services, fines, violations, citations, permits and insurance proceeds from incident mitigation; and

WHEREAS, Ordinance 2009-02 provides for the Funds collected shall be retained in a non-reverting fund to accumulate from year to year, and further provides that such accumulated funds may be disbursed for fire department training, equipment, supplies, and for expenses associated with long-term incident mitigation and disasters, as declared by the Mayor of the City; and

WHEREAS, the Council and LFD further desire to utilize the Fund to provide for the training of firefighters, emergency medical providers and members of the public by hosting and teaching classes and programs such as CPR, Automatic External Defibrillator use, fire extinguisher use, fire prevention training and other areas related to the health, safety and general welfare of the public ("Training Programs"), and may receive money or things of value to host and provide for such Training Programs, which such money shall be deposited in the Fund; and

WHEREAS, the Council deems it advisable to amend Ordinance 2009-02 to provide for the deposit of funds received by LFD for the Training Programs, and to authorize the permitted uses of such funds to include travel expenses and costs associated with the Training Programs and the offering of rewards for information leading to the investigation and/or apprehension of arson related crimes; and

WHEREAS, the LFD and the City shall deposit in the Fund monies and items of value received from participating agencies, organizations or individuals, including donations, fees, reimbursements and program costs to be held and expended for the costs and expenses of hosting Training Programs, and such funds shall not revert to the City general account or other account at the end of each year, but shall be held over from year to year.


NOW THEREFORE, IT IS ORDAINED AND ADOPTED BY THE COMMON COUNCIL FOR THE CITY OF LEBANON, INDIANA, AS FOLLOWS:

1. Ordinance 2009-02 is hereby amended to provide for and permit the deposit of any funds received from the City of Lebanon Fire Department (“LFD”) for teaching, hosting or instruction related to various training programs (“Training Programs”) for the betterment of the citizens of Lebanon and promote the health, safety and welfare of the public into the Non-reverting LFD Fund as established under Ordinance 2009-02 (“Fund”). The City and LFD may deposit in the Fund such funds or monies received related to the Training Programs in addition to the source of funds delineated in Ordinance No. 2009-02.
2. The Fund may receive and deposit such fees, donations, costs and funds received from any participating agency, organization or individual and the funds shall continue to accumulate from year to year and not revert to the City General Fund.
3. The Fund may be used for expenses related to hosting or instruction of the Training Program, including travel expenses as necessary, in addition to the eligible uses denoted in Ordinance No. 2009-02. This includes payment for the instructor of the class, class materials, books, equipment, refreshments, printing cost, any expense or cost reasonably associated with the training or class.
4. The Fund may also be used to establish a “reward” program to offer financial incentives to individuals to provide information relating to the investigation, apprehension and prosecution of arson related crimes.
5. Claims may be made from this Fund only by the Fire Chief or Deputy Fire Chief of the City of Lebanon Fire Department.
6. This Ordinance shall become effective upon adoption.
7. This Ordinance shall repeal and replace any inconsistent or conflicting provision of previous ordinances.

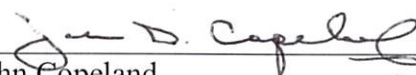
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ALL OF WHICH IS ORDAINED AND ADOPTED this 24th day of FEBRUARY, 2014 by the Lebanon City Council of the City of Lebanon, Indiana.

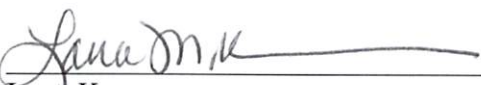
LEBANON CITY COUNCIL

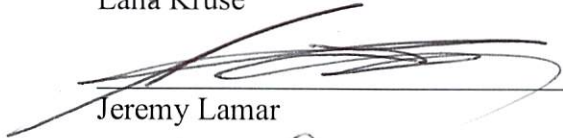

Harold "Huck" Lewis, Mayor

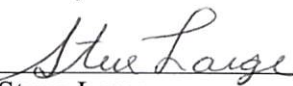

Keith Campbell


John Copeland


Mike Kincaid

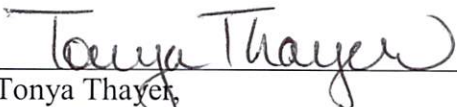

Lana Kruse


Jeremy Lamar


Steve Large


Preston Myers

ATTEST:


Tonya Thayer,
Clerk-Treasurer, City of Lebanon, Indiana