

Ordinance No. 2016-1

An Ordinance Designating Holidays for 2016

WHEREAS, the Town Council of the Town of Jamestown, pursuant to Jamestown Municipal Code Title 1, Art. 1, Chapter 2, Section 1(A), shall designate holidays on an annual basis; and

WHEREAS, the Town Council has determined it is necessary for the Council to designate holidays for the year 2016.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Jamestown that:

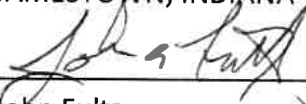
The following holidays shall be paid holidays for all employees of the Town of Jamestown:

New Years Day
President's Day
Memorial Day
Independence Day
Labor Day
Veteran's Day
Thanksgiving Day & the day after Thanksgiving Day
Christmas Eve
Christmas Day
Any Election Days (2 for 2016)

This Ordinance shall be in full force and effect retroactive to February 2, 2016, and shall be published as required by the Jamestown Municipal Code.

All of which is considered, approved and adopted by the Town Council of the Town of Jamestown, Indiana, this 1 day of March, 2016


TOWN COUNCIL
JAMESTOWN, INDIANA



John Fultz

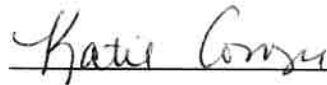


Shane Childress



Chassity Hawkins

Attest:



Clerk Treasurer

Town of Jamestown, Indiana

Ordinance 2016-2

**AN ORDINANCE OF THE TOWN OF JAMESTOWN, INDIANA AMENDING THE 2016
CURRENT EMPLOYEE SALARY ORDINANCE**

WHEREAS, on December 29, 2015, the Town Council of the Town of Jamestown, Indiana ("Town Council") adopted the 2016 Salary Ordinance, which may be amended from time to time; and

WHEREAS, the Town Council now desires to amend the 2016 Salary Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Town Council in accordance with a motion made by Council Member _____ and seconded by Council Member _____ in a meeting held March 1, 2016, that the following amendments be made to Articles II, III, and X of the 2016 Salary Ordinance as follow:

1.

ARTICLE II:

The salary of the Clerk Treasurer, Tamara K. Conyer, be as follows:
\$36,933.38 per year. Payable 25% Electric Utility, 25% Water Utility, 25% Sewer Utility and 25% General Fund.

BENEFITS: PERF paid, 85% of life, health, dental & vision insurance paid.

ARTICLE III:

The salary of the Utility Superintendent, Robert Taylor Jr, shall be as follows:
\$20.00 per hour for the first 90 days. An evaluation will be conducted at that time. Payable 75% Electric Utility, 20% Water Utility Fund and 5% Sewer Fund. BENEFITS: PERF paid, 85% Health, Life, Dental & Vision Insurance paid, and two weeks paid vacation.

ARTICLE X:

The salary of the Wastewater Operator, Larry R. Baker, will be as follows:
\$ 23.60 per hour for the first 90 days. An evaluation will be conducted at that time. Payable 5% Electric Utility, 20% Water Utility and 75% Sewer Fund.

BENEFITS: PERF paid and two weeks paid vacation after 90 days.

2. This Amendment to the 2016 Salary Ordinance shall be effective immediately upon its adoption.

All of which is CONSIDERED, APPROVED AND ADOPTED by the Town Council of the Town of Jamestown, Indiana, this 15th day of March, 2016.

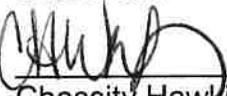
JAMESTOWN TOWN COUNCIL



John Fultz



Shane Childress



Chassity Hawkins

Attest:



Tamara "Katie" Conyer
Clerk Treasurer

Ordinance 2016-3

AN ORDINANCE OF THE TOWN OF JAMESTOWN, INDIANA AMENDING THE 2016
CURRENT EMPLOYEE SALARY ORDINANCE

WHEREAS, on 12/29/2015, the Town Council of the Town of Jamestown, Indiana ("Town Council") adopted the 2016 Salary Ordinance, which may be amended from time to time; and

WHEREAS, the Town Council now desires to amend the 2016 Salary Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the Town Council in accordance with a motion made by Council Member _____ and seconded by Council Member _____ in a meeting held March 1, 2016, that the following amendment be made to Article IX of the 2016 Salary Ordinance as follows:

1.

ARTICLE IX:

The salary of the Building Inspector shall be as follows: \$7,000.00 per year. Payable 100% from General Fund.

2. This Amendment to the 2016 Salary Ordinance shall be effective retroactive to February 01, 2016.

All of which is CONSIDERED, APPROVED AND ADOPTED by the Town Council of the Town of Jamestown, Indiana, this 1st day of March, 2016.

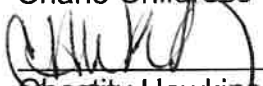
JAMESTOWN TOWN COUNCIL



John Fultz



Shane Childress



Chastity Hawkins

Attest:



Tamara "Katie" Conyer
Clerk Treasurer

*Codified
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An Ordinance Establishing Rules for Off-Duty and Extra-Duty
Employment for the Town Marshal, Deputy Marshal(s) and Reserve
Deputies

WHEREAS, the Town Council of the Town of Jamestown, in its statutory capacity as the Public Safety Board, may, pursuant to IC 36-8-3-2, adopt rules for the government of the police department and adopt general and special orders to the police department through the Town Marshal; and

WHEREAS, the Town Council of the Town of Jamestown, Indiana, believes that it is in the best interest of the Town to establish rules regarding off-duty and extra-duty employment for the Town Marshal, Deputy Marshal(s) and Reserve Deputies; and

WHEREAS, the Council has worked with the Town Marshal to develop such rules and procedures.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Jamestown that:

1. The Town of Jamestown hereby adopts the attached Off-duty/Extra-duty Employment Rules and Procedures.
2. This Ordinance shall be effective from and after its passage, approval and publication according to law.

Passed this 7 day of ^{*June*}~~May~~, 2016.

TOWN COUNCIL

JAMESTOWN, INDIANA

John Fultz


 John Fultz, President

Shane Childress

 Shane Childress


Chassity Hawkins

Attest:


Tamara "Katie" Conyer
Clerk/Treasurer

*Codified
1/2*

AN ORDINANCE ESTABLISHING A "LOIT SPECIAL DISTRIBUTION FUND"
PURSUANT TO I.C. §6-3.6-9-17

WHEREAS, pursuant to I.C. §6-3.6-9-17, the Town of Jamestown shall receive a one-time special distribution from the Local Option Income Tax trust; and

WHEREAS, the statute specifies that 75% of this distribution must be used for specific purposes as outlined in the statute; and

WHEREAS, it is necessary for the Town to establish a LOIT Special Distribution Fund to receive and account for the restricted portion of this one-time special distribution of the Local Option Income Tax trust.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Jamestown, Indiana, that:

Section 1. Creation of LOIT Special Distribution Fund.


There is hereby established a "LOIT Special Distribution Fund" to receive and account for the restricted portion of the one-time LOIT Special Distribution.

Section 2. Purpose of the Fund. The funds on deposit in the LOIT Special Distribution Fund may be used solely for the purposes specified in I.C. §6-3.6-9-17 (h) (1) (A).


Section 3. Appropriations. The Town Council of the Town of Jamestown may authorize the expenditure of funds from the LOIT Special Distribution Fund by appropriations made in the same manner as other funds are appropriated that receive tax monies.

Section 4. Effective Date. This Ordinance shall be in full force and effect from and after the date of its passage.

All of which is CONSIDERED, APPROVED AND ADOPTED by the Town Council of the Town of Jamestown, Indiana, this 7TH day of JUNE, 2016.



John Fultz, President



Shane Childress, Member



Chassity Hawkins, Member

Attest: Katie Conyer
Tamara "Katie" Conyer
Clerk/Treasurer

ORDINANCE 2016- 6

**AN ORDINANCE ADOPTING THE
UNIFORM INTERNAL CONTROL STANDARDS
FOR INDIANA POLITICAL SUBDIVISION
IN ACCORDANCE WITH IC 5-11-1-27**

WHEREAS, in 2015 the Indiana Legislature passed, and the Governor signed, P.L.184-2015;

WHEREAS, after June 30, 2016 and thereafter, IC 5-11-1-27(g) requires the Town Council of Town of Jamestown (hereinafter "Town") to ensure that the acceptable minimum level of internal control standards and internal control procedures for internal control systems of political subdivisions, developed by the State Board of Accounts and approved by the Audit and Financial Reporting Subcommittee of the Legislative Council established by IC 2-5-1.1-6.3, is adopted and that the appropriate personnel under IC 5-11-1-27 (c) are trained upon such;

WHEREAS, the minimum level of internal control standards and procedures of the Town must include the following: (1) Control Environment (2) Risk Assessment (3) Control Activities (4) Information and Communication and (5) Monitoring;

WHEREAS, the (1) Control Environment refers to the demonstration of a commitment of the Town to (a) integrity and ethical values, (b) oversight of the internal control system, (c) establishment of an organization structure that oversees the operations, reporting and compliance of the objectives of the internal controls system, (d) attracting developing and retaining competent individuals and (e) evaluating performance and holding individuals responsible for internal control duties and responsibilities;

WHEREAS, the (2) Risk Assessment refers to the process that identifies and assesses internal and external risks and establishes tolerances of the Town sufficient to (a) enable the identification of risks and the amount of risks tolerated, (b) identify, analyze and respond to risks, (c) consider the potential for fraud in the risk assessment process and (d) identify, analyze and respond to significant changes impacting the internal control system;

WHEREAS, the (3) Control Activities refers to the Town actions and tools established through policies and procedures that go towards the detection, prevention or the reduction of identified risks of loss while still providing government operations by (a) designing control activities, (b) designing information systems and (c) implementing policies;

WHEREAS, the (4) Information and Communication refers to the internal and external communication needed to support an internal controls system that is valued

and used by (a) receiving quality information, (b) internally communicating quality information and (c) externally communicating quality information;

WHEREAS, the (5) Monitoring Activities refers to the activities of the Town officials to see that all of the components of the internal control system that meet or exceed the standards herein are functioning properly by (a) establishing and operating monitoring activities and then evaluating them on an ongoing or periodic basis and (b) the timely remediation of deficiencies;

WHEREAS, the municipal legislative body to ensure that these minimum standards and procedures are met or exceeded needs to adopt a policy that at least includes the requirements set forth in IC 5-11-1-27 and also the approved compliance guidelines of the State Board of Accounts dated September 2015 that is reasonable for the Town of its size and the size of its government;

WHEREAS, the standards listed are considered in light of the operations objectives, the reporting objectives and the compliance objectives of the Town in performing certainly its financial activities of governance but also the other governmental activities;

WHEREAS, because governments vary in size and complexity, there is no single method or set of internal control policies and procedures that is applicable; and

WHEREAS, after thoughtful consideration and in order to comply with IC 5-11-1-27 and the guidelines, the Town believes it is in the best interests of its citizens to adopt as its policy the minimum requirements of IC 5-11-1-27 and implement it in the manner stated below;

WHEREAS, it is necessary for the Town to adopt a materiality threshold for the purposes of internal control procedures which shall be adopted.

NOW, THEREFORE, the Town Council of the Town of Jamestown, Indiana, states as follows:

1. The Town finds that its mission as related to an internal control system is as follows:
 - a. Provision of a democratic governmental structure at the grassroots level;
 - b. Provision of services as determined through the political process including but not limited to the police, fire, utilities, economic development, parks, etc.;
 - c. Promotion of government efficiency, accountability, reliability and transparency; and
 - d. Promotion of safeguards to reduce the risk of loss due to fraud, waste, abuse, mismanagement or errors.
2. The Town finds that its interrelated and often overlapping objectives as

related to an internal control system are as follows:

- a. Operations Objectives which involve the ways governmental services are performed and the performance of those providing governmental services including by way of example budgeting, purchasing, permitting, cash management and planning among others.
- b. Reporting Objectives which involve the filing of financial and nonfinancial information to those inside the government and those outside of the government including by way of example filing the annual report, audit and examination cooperation, filing uniform conflict of interest forms and the other filings with any governmental agency or official or information required to be kept such as an OSHA log and responding to a public records request among others.
- c. Compliance Objectives involve the adherence to law and regulations including by way of example following guidance documents such as the State Board of Accounts' manuals, bulletins, directives and the Department of Local Government Finance's forms and directions and including other outside of government trainings and documents such as IACT among others.

3. The Town adopts and directs the minimum level of internal control standards and internal control procedures for an internal control system that includes the following five (5) standards to promote government accountability and transparency as described in the Uniform Internal Control Standards for Indiana Political Subdivisions guidance document from the State Board of Accounts dated September 2015 and as thereafter modified:

- (1) Control Environment.
- (2) Risk Assessment.
- (3) Control Activities.
- (4) Information and Communication.
- (5) Monitoring.

4. The Town adopts and directs the following principles in explanation of the pertinent standards above be followed at all levels of the Town government:

(1) Control environment:

- a. The oversight body and management demonstrate a commitment to integrity and ethical values.
- b. The oversight body oversees the Town's internal control system.
- c. Management establishes an organizational structure, assigns responsibility and delegates authority to achieve the Town's objectives.
- d. Management demonstrates a commitment to attract, develop and retain competent individuals.
- e. Management evaluates performance and holds individuals accountable for their internal control responsibilities.

(2) Risk Assessment:

- a. Management defines objectives clearly to enable the

- identification of risks and defines risk tolerances.
- b. Management identifies, analyzes and responds to risk related to achieving the defined objectives.
- c. Management considers the potential for fraud when identifying, analyzing and responding to risks.
- d. Management identifies, analyzes and responds to significant changes that could impact the internal control system.

(3) Control Activities:

- a. Management designs control activities to achieve objectives and respond to risks.
- b. Management designs the Town's information system and related control activities to achieve objectives and respond to risks.
- c. Management implements control activities through policies.

(4) Information and communication:

- a. Management uses quality information to achieve the Town's objectives.
- b. Management internally communicates the necessary quality information to achieve the Town's objectives.
- c. Management externally communicates the necessary quality information to achieve the Town's objectives.

(5) Monitoring:

- a. Management establishes and operates monitoring activities to monitor the internal control system and evaluate the results.
- b. Management remediates identified internal control deficiencies on a timely basis.

5. The Town adopts the internal control standards above so as to establish an effective internal control system for the Town through its design, implementation and operation.

6. The Town directs that the above standards be used to design, implement, operate and modify current operations, reporting and compliance objectives that will safeguard the assets of the Town, promote reliability, accountability and transparency of financial and non-financial information and to assure compliance with laws and regulations for each office, department and personnel (as defined below) for an effective and reasonable internal control system of the Town.

7. The Town authorizes the Clerk/Treasurer and Town Council to review the current internal control system of the Town and the Town Council to adopt a policy for the future internal control system to be effective after June 30, 2016. and perform an annual review, or more if determined necessary for compliance with this ordinance.

8. The personnel, whether an official or employee, of the Town whose official duties include receiving, processing, depositing, disbursing, or otherwise having access to funds that belong to the federal government, state government, a political subdivision, or another governmental entity shall comply with these minimum internal control standards and procedures and any other policy regarding standards and procedures determined necessary by the Town now and as modified in the future.

9. The personnel of the Town whose official duties include receiving, processing, depositing, disbursing, or otherwise having access to funds that belong to the federal government, state government, a political subdivision, or another governmental entity shall be trained at least once during a calendar year and annually thereafter, unless on leave status, on the minimum internal control standards and procedures and any other standards and procedures determined necessary by the Town and shall cooperate with the Town fiscal officer or designee so that the fiscal officer can timely certify to the State Board of Accounts that the training was received annually by the personnel as provided by law.

10. The Town authorizes the Town Council and Clerk/Treasurer to determine the position and person who are the personnel referred to in sections 8 and 9 above and notify such personnel.

11. ~~The Town Council, as the legislative body along with the Clerk/Treasurer shall~~ constitute "management" as referred to herein and shall perform all the internal controls system activities and duties as described herein and in the policy to be adopted for the internal control system.

12. All elected and appointed officials and employees of the Town are hereby directed to abide by and to cooperate fully in the implementation of the internal control system of the Town.

13. An employee who fails to abide by or cooperate with the implementation, compliance and certifications connected with the Internal Control System commits a violation of and may result in the discipline, including termination, of the employee.

14. An elected or appointed official of the Town who fails to abide by or cooperate with the implementation and the mandated certifications of the Internal Control System may be subject to any action allowed by law.

15. This Ordinance may be implemented by any and all of the following actions or such others as authorized by this Council: a) posting a copy of this Ordinance in its entirety in at least one of the locations in the Town where it posts employer posters or other notices to its employees; b) providing a copy of this Ordinance to its employees and elected and appointed officials; c) providing or posting a notice of the adoption of this Ordinance; or d) any such other action or actions that

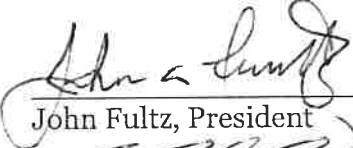
would communicate the polices established by this Ordinance to its employees and elected and appointed officials.

16. The Town hereby adopts a materiality threshold of Seven Hundred Fifty Dollars (\$750.00) for purposes of internal control procedures.

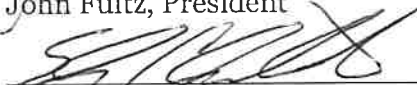
17. This Ordinance shall be in full force and effect from and after the date of its adoption and publication according to law.

PASSED this 20th day of June, 2016.


TOWN COUNCIL
JAMESTOWN, INDIANA



John Fultz, President

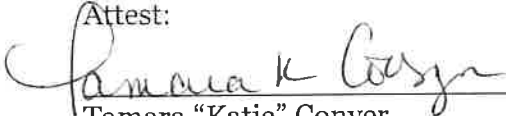


Shane Childress



Chassity Hawkins

Attest:



Tamara "Katie" Conyer
Clerk/Treasurer

Ordinance 2016-7

To Amend the 2016 Current Employee Salary Ordinance

In accordance with a motion made by Council Member Childress and seconded by Council Member Hawkins passed in a meeting held July 5, 2016 that the following Amendment be made to Articles III, II, IX and X. The following was agreed upon by the Town Council.

ARTICLE III:

The salary of the Utility Superintendent, Robert Taylor Jr, shall be as follows:
\$52,000.00 per year. Payable 90% Electric Utility, 5% Water Utility Fund and 5% Sewer Fund.
BENEFITS: PERF paid, 85% Health, Life, Dental & Vision Insurance paid, and two weeks paid vacation.

ARTICLE X:

The salary of the Wastewater Operator, Larry R. Baker, will be as follows:
\$49,088.00 per year. Payable 100% Sewer Fund.
BENEFITS: PERF paid and two weeks paid vacation.

JAMESTOWN TOWN COUNCIL



John Fultz



Shane Childress



Chasity Hawkins

Attest:



Tamara "Katie" Conyer
Clerk Treasurer

ORDINANCE NO. 2016-8

AN ORDINANCE AMENDING FEE SCHEDULE FOR BUILDING PERMITS ISSUED
WITHIN THE TOWN OF JAMESTOWN, INDIANA

*Codified
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WHEREAS, a proposal to amend the text of the Jamestown Zoning Ordinance was referred to the Town of Jamestown Plan Commission for consideration and recommendation pursuant to Indiana Code 36-7-4-607; and

WHEREAS, the Town of Jamestown Plan Commission has reported that it held a public hearing concerning this Ordinance on August 15, 2016 as required by law, after timely notification of the hearing was given by publication in The Lebanon Reporter, a newspaper of general circulation in Jamestown, Indiana, on the 10th of August, 2016, as required by Indiana Code 36-7-4-604; and

WHEREAS, the Town of Jamestown Plan Commission has certified this Ordinance to the Town Council of the Town of Jamestown, Indiana, with a favorable recommendation by a majority vote pursuant to Indiana Code 36-7-4-604(a)(2); and

WHEREAS, the Town Council has considered the recommendation of the Town of Jamestown Plan Commission and has paid reasonable regard to the factors enumerated in I.C. 36-7-4-603 before acting on this Ordinance; and

WHEREAS, the Town Council finds it necessary to amend the Jamestown Schedule of Fees for Building Permits to more adequately cover the costs involved with performing the various necessary building inspections; and

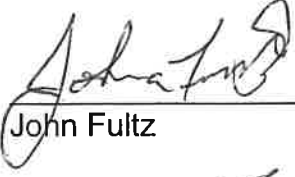
WHEREAS, the Town Council now adopts the proposal and approves the text amendments all as hereinafter set out.

IT IS THEREFORE CONSIDERED, ORDAINED, AND ADOPTED as follows:

- Section 1.** That this Ordinance shall amend the text of the Jamestown Zoning Ordinance, Title 2, Article 1, Chapter 5, Section 5 to update the Schedule of Fees. The language the Town seeks to amend is attached hereto as **Exhibit A** and incorporated herein by reference.
- Section 2.** In accordance with IC 36-5-2-10, this Ordinance shall be in full force and effect 90 days after the Ordinance is adopted and published according to law.
- Section 3.** Fees will be assessed based on the type of structure being constructed and the type of review/inspections required.

ALL OF WHICH IS ADOPTED this 3rd day of October, 2016, by the Town Council of the Town of Jamestown, Indiana.

TOWN COUNCIL OF JAMESTOWN, INDIANA.



John Fultz



Shane Childress



Chassity Hawkins

ATTEST:



Katie Conyer, Town Clerk-Treasurer

Exhibit A – pg 1 of 2

Residential Permit Fees			
	Fee Type	Details	Fee (each)
New Residential Structures			
	Application Fee		\$100.00
	Structural Review	Per residential unit. Includes up to 1 hour of time. Additional time billed at a rate of \$75/hr	\$75.00
	Site Plan Review – single-family, two-family	Includes up to 1/2 hour of time. Additional time billed at a rate of \$100/hr	\$50
	Site Plan Review – multi-family	Includes up to 2 hours of time. Additional time billed at a rate of \$100/hr	\$200
	Temporary Electric		\$115
	Footing, Under Slab, Foundation		\$115
	Electric rough-in		\$55
	Framing rough-in		\$55
	HVAC rough-in		\$55
	Plumbing rough-in		\$55
	Insulation, Energy Efficiency		\$150
	Final		\$190
	Re-inspection fee: the cost of the failed inspection plus additional time (if applicable)		
Accessory Structures			
	Shed, in-ground pool	Includes foundation and final inspections	\$100
	Fence, Mini Barn ,above-ground pool	Includes footing inspection	\$50

Commercial/Industrial Permit Fees		
Fee Type	Details	Fee (each)
New Commercial/Industrial Structures (including accessory structures)		
Application Fee		\$100.00
Structural Review	Includes up to 2 hours of time. Additional time billed at a rate of \$75/hr	\$150.00
Site Plan Review	Includes up to 2 hours of time. Additional time billed at a rate of \$100/hr	\$200
Temporary Electric		\$115
Footing, Under Slab, Foundation		\$190
Electric rough-in		\$115
Framing rough-in		\$115
HVAC rough-in		\$115
Plumbing rough-in		\$115
Insulation, Energy Efficiency		\$150
Final		\$275
Re-inspection fee: the cost of the failed inspection plus additional time (if applicable)		

Fair Housing Ordinance

GENERAL ORDINANCE # 2016- 9

WHEREAS, in accordance with the Civil Rights Act of 1968, as amended, the Housing and Community Development Act of 1974, as amended, and Indiana Code 22-9.5-1, et. Seq., the following provisions are necessary and appropriate to prevent discrimination in the area of housing because of race, color, religion, sex, handicap, familial status or national origin:

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
THE Town of Jamestown, Indiana, AS FOLLOWS:

Section 1 Policy Statement

It shall be the policy of the Town of Jamestown to provide, within constitutional limitation, for fair housing throughout its corporate limits as provided for under the federal Civil Rights Act of 1968, as amended, the federal Housing and Community Development Act of 1974, as amended, and Indiana Code 22-9.5-1 et. seq.

Section 2 Definitions

The definitions set forth in this Section shall apply throughout this Ordinance:

- A. Dwelling means any building, structure, or part of a building or structure that is occupied as, or designed or intended for occupancy as, a residence by one (1) or more families; or any vacant land which is offered for sale or lease for the construction or location of a building, structure, or part of a building or structure that is occupied as, or designed or intended for occupancy as a residence by one (1) or more families (I.C. 22-9.5-2-8).
- B. Family includes a single individual (I.C. 22-9.5-2-9), with the status of such family being further defined in subsection (H) of this Section.
- C. Person (I.C. 22-9.5-2-11), includes one (1) or more individuals, corporations, partnerships, associations, labor organizations, legal representatives, mutual companies, joint-stock companies, trusts, non-incorporated organizations, trustees, trustees in cases under Title 11 of the United States Code, receivers, and fiduciaries.
- D. To Rent (I.C. 22-9.5-2-13), includes to lease, to sublease, to let and otherwise to grant for a consideration the rights to occupy the premises owned by the occupant.
- E. Discriminatory Housing Practice means an act that is unlawful under Sections 4,5,6,7 or 8 of this Ordinance or I.C. 22-9.5-5.

- F. Handicap means, with respect to a person:
1. a physical or mental impairment which substantially limits one or more of such person's major life activities.
 2. a record of having such an impairment, or
 3. being regarded as having such an impairment,
 4. an impairment described or defined pursuant to the federal Americans with Disabilities Act of 1990.
 5. Any other impairment defined under I.C. 22-9.5-2-10.

The term 'Handicap' shall not include current illegal use of or addictions to a controlled substance as defined in Section 802 of Title 21 of the United States Code (I.C. 22-9.5-2-10(b); nor does the term 'Handicap' include an individual solely because that individual is a transvestite (I.C. 22-9.5-2-10(c).

- G. An Aggrieved Person includes any person who (I.C. 22-9.5-2-2):
1. claims to have been injured by a discriminatory housing practice; or
 2. believes that such person will be injured by a discriminatory housing practice that is about to occur.

- H. Familial Status means one or more individuals who have not attained the age of 18 years being domiciled with a parent or another person having legal custody of such individual or the written permission of such parent or other person.

The protections afforded against discrimination on the basis of familial status shall apply to any person who is pregnant or is in the process of securing legal custody of any individual who has not attained the age of 18 years.

- I. Commission (I.C. 22-9.5-2-3) means the Indiana Civil Rights Commission created pursuant to I.C. 22-9-1-4, et. Seq.
- J. Complainant (I.C. 22-9.5-2-4) means a person, including the Commission, who files a complaint under I.C. 22-9.5-6.

Section 3 Unlawful Practice

Subject to the provisions of subsection (B) of this Section, Section 9 of this Ordinance and Title 22-9.5-3 of Indiana Code, the prohibitions against discrimination in the sale or rental of housing set forth Title 22-9.5-5-1 of Indiana Code and in Section 4 of this Ordinance shall apply to:

- A. All dwellings except as exempted by subsection (B) and Title 22-9.5-3 of Indiana Code.
- B. Other than the provisions of subsection (C) of this Section, nothing in Section 4 shall

apply to:

1. Any single-family house sold or rented by an owner where the private individual owner does not own more than three such single-family houses at any one time; provided that in the sale of such single family house by a private individual owner not residing in the house at the time of sale or exemption shall apply only to one such sale within any twenty-four (24) month period. The private individual owner may not own any interest in, nor have owned or reserved on his behalf, title to or any right to all or a portion of the proceeds from the sale or rental of more than three such single-family houses at any one time. The sale or rental of any such single family house shall be exempted from application of this section only if such house is sold or rented:
 - a. without the use in any manner of the sales or rental facilities or services of any real estate broker, agent or salesman, or any person in the business of selling or renting dwellings, or of any employee or agent of any such broker, agent or salesman, or person and
 - b. without the publication, posting or mailing, after notice of advertisement or written notice in violation of Section 4(C) of this Ordinance, but noting in this provision shall prohibit the use of attorneys, escrow agents, abstracters, title companies and other such professional assistance as necessary to perfect or transfer this title, or
 2. Rooms or units in dwellings containing living quarters occupied or intended to be occupied by no more than four families living independently of each other, if the owner actually maintains and occupies one of such living quarters as his residence.
- C. For the purposes of subsection (B), a person shall be deemed to be in the business of selling or renting dwellings if:
1. They have, within the preceding twelve (12) months, participated as principal in three or more transactions involving the sale or rental of any dwelling or any interest therein, or
 2. They have, within the preceding twelve (12) months, participated as agent, other than in the sale of his own personal residence, in providing sales or rental facilities or services in two or more transactions involving the sale or rental of any dwelling or any interest therein, or
 3. They are the owner of any dwelling unit designed or intended for occupancy by, or occupied by, five (5) or more families.

Section 4 *Discrimination in the Sale or Rental of Housing*

As made applicable by Section 3 and except as exempted by Section 3(B) and 9, it shall be unlawful:

- A. To refuse to sell or rent after the making of a bona fide offer, or to refuse to negotiate for the sale or rental of, or otherwise make unavailable or deny, a dwelling to any person because of race, color, religion, sex, handicap, familial status or national origin.
- B. To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling or in the provision of services or facilities in connection therewith, because of race, color, religion, sex, handicap, familial status or national origin.
- C. To make, print, or publish, or cause to be made, printed, or published any notice, statement or advertisement, with respect to the sale or rental of a dwelling that indicates any preference, limitation, or discrimination based on race, color, religion, sex, handicap, familial status or national origin, or an intention to make any such preference, limitation or discrimination.
- D. To represent to any person because of race, color, religion, sex, handicap, familial status or national origin that any dwelling is not available for inspection, sale or rental when such dwelling is in fact so available.
- E. For profit, to induce or attempt to induce any person to sell or rent any dwelling by representations regarding the entry or perspective entry into the neighborhood of a person or persons of a particular race, color, religion, sex, handicap, familial status or national origin.
- F. To discriminate in the sale or rental, or to otherwise make unavailable or deny, a dwelling to any buyer or renter because of a handicap of:
 - 1. that buyer or renter;
 - 2. a person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or
 - 3. any person associated with that person.
- G. To discriminate against any person in the terms, conditions, or privileges of sale or rental of a dwelling, or in the provision of services or facilities in connection with such dwelling, because of a handicap of:
 - 1. that person; or

2. a person residing in or intending to reside in that dwelling after it is so sold, rented, or made available; or
3. any person associated with that person.

H. For purposes of this subsection, discrimination includes:

1. a refusal to permit, at the expense of the handicapped person, reasonable modifications of existing premises occupied or to be occupied by such person if such modifications may be necessary to afford such person full enjoyment of the premises except that, in the case of a rental, the landlord may where it is reasonable to do so condition permission for a modification on the renter agreeing to restore the interior of the premises to the condition that existed before the modifications, reasonable wear and tear excepted;
2. a refusal to make reasonable accommodations in rules, policies, practices, or services when such accommodations may be necessary to afford such person equal opportunity to use and enjoy a dwelling; or
3. in connection with the design and construction of covered multi-family dwellings for first occupancy after the date that is 30 months after September 13, 1998, a failure to design and construct those dwellings in such a manner that:
 - a. the public use and common use portions of such dwellings are readily accessible to and usable by handicapped persons;
 - b. all the doors designed to allow passage into and within all premises within such dwellings are sufficiently wide to allow passage by handicapped persons in wheelchairs; and
 - c. all premises within such dwellings contain the following features of adaptive design:
 - i. an accessible route into and through the dwelling;
 - ii. light, switches, electrical outlets, thermostats, and other environmental controls in accessible locations;
 - iii. reinforcements in bathrooms such that an individual in a wheelchair can maneuver about the space.

Compliance with the appropriate requirement Americans with Disabilities Act of 1990 and of the American National Standard for Buildings and Facilities providing accessibility an usability for physically handicapped people (commonly cited as "ANSI A117.1") suffices to satisfy the requirements of paragraph (3) (C)(iii).

Nothing in this subsection requires that a dwelling be made available to an individual whose tenancy would constitute a direct threat to the health of safety of other individuals of

whose tenancy would result in substantial physical damage to the property of others.

Section 5 *Discrimination in Residential Real Estate-Related Transactions*

- A. It shall be unlawful for any person or other entity whose business includes engaging in residential real estate-related transactions to discriminate against any person in making available such a transaction, or in the terms or conditions of such a transaction, because of race, color, religion, sex, handicap, familial status, or national origin.

- B. As used in this section, the term residential real estate-related transaction means any of the following:
 - 1. The making or purchasing of loans or providing other financial assistance:
 - i. for purchasing, constructing, improving, repairing, or maintaining a dwelling; or
 - ii. secured by residential real estate.

 - 2. The selling, brokering, or appraising of residential real property.

- C. Nothing in this Ordinance prohibits a person engaged in the business of furnishing appraisals of real property to take into consideration factors other than race, color, religion, national origin, sex, handicap, or familial status.

Section 6 *Discrimination in the Provision of Brokerage Service*

It shall be unlawful to deny any person access to or membership or participation in any multiple-listing service, real estate brokers' organization or other service, organization, or facility relating to the business of selling or renting dwellings, or to discriminate against him in the terms or conditions of such access, membership, or participation, on account of race, color, religion, sex, handicap, familial status or national origin.

Section 7 *Interference, Coercion, or Intimidation*

It shall be unlawful to coerce, intimidate, threaten, or interfere with any person in the exercise or enjoyment of, or on account of his having exercised or enjoyed, or on account of his having aided or encouraged any other person in the exercise or enjoyment of, any right granted or protected by sections 3, 4, 5 or 6 of this Ordinance.

Section 8 *Prevention of Intimidation in Fair Housing Cases*

Whoever, whether or not acting under code or law, by force or threat of force willfully injures, intimidates or interferes with, or attempt to injure, intimidate or interfere with:

- A. any person because of his race, color, religion, sex, handicap, familial status, or national origin and because he is or has been selling, purchasing, renting, financing, occupying, or contracting or negotiating for the sale, purchase, rental, financing or occupation of any dwelling, or applying for or participating in any service,

organization, or facility relating to the business of selling or renting dwellings; or

- B. any person because he is or has been, or in order to intimidate such person or any other person or any class of persons from:
 - 1. participating, without discrimination on account of race, color, religion, sex, handicap, familial status, or national origin, in any of the activities, services, organizations or facilities described in subsection (A); or
 - 2. affording another person or class of persons opportunity or protection so to participate; or
- C. any citizen because he is or has been, or in order to discourage such citizen or any other citizen from lawfully aiding or encouraging other persons to participate, without discrimination on account of race, color, religion, sex, handicap, familial status, or national origin, in any of the activities, services, organizations or facilities described in subsection (A), or participating lawfully in speech or peaceful assembly opposing any denial of the opportunity to participate shall be fined according to local, state and federal law; and if bodily injury results shall be fined not more than \$10,000 or imprisoned not more than ten years, or both; and if death results shall be subject to imprisonment for any term of years or for life.

Section 9 Equal Access to Housing in HUD Programs

Pursuant to 24 CFR Part 5.403 and 24 CFR Part 574.3 the definition of "family" is revised to include families regardless of the actual or perceived sexual orientation, gender identity, or marital status of its members.

Section 10 Exemptions

- A. Exemptions defined or set forth under Title 22-9.5-3 et. seq. of Indiana Code shall be exempt from the provisions of this Ordinance to include those activities or organizations set forth under subsections (B) and (C) of this Section.
- B. Nothing in this Ordinance shall prohibit a religious organization, association, or society, or any nonprofit institution or organization operated, supervised or controlled by or in conjunction with a religious organization, association, or society, from limiting the sale, rental or occupancy of dwellings which it owns or operates for other than a commercial purpose to persons of the same religion, or from giving preference to such persons, unless membership in such religion is restricted on account of race, color or national origin. Nor shall anything in this Ordinance prohibit a private club not in fact open to the public, which as an incident to its primary purpose or purposes provides lodgings which it owns or operates for other than a commercial purpose, from limiting the rental or occupancy of such lodging to its members or from giving preference to its members.
- C. Nothing in this Ordinance regarding familial status shall apply with respect to

housing for older persons. As used in this Section, 'housing for older persons' means housing:

1. provided under any state or federal program that the Secretary of the Federal Department of Housing and Urban Development or the state civil rights commission determines is specifically designed and operated to assist elderly person (as defined in the state or federal program) or;
2. intended for, and solely occupied by, person 62 years of age or older; or
3. intended and operated for occupancy by at least one person 55 years of age or older per unit.

Section 11 Administrative Enforcement of Ordinance

- A. The authority and responsibility for properly administering this Ordinance and referral of complaints hereunder to the Commissioner as set forth in subsection (B) hereof shall be vested in the Chief Elected Official of the Town of Jamestown, Indiana.
- B. Notwithstanding the provisions of I.C. 22-9.5-4-8, the Town of Jamestown, Indiana, because of lack of financial and other resources necessary to fully administer enforcement proceedings and possible civil actions under the Ordinance, herein elects to refer all formal complaints of violation of the articles of this Ordinance by complainants to the Indiana Civil Rights Commission for administrative enforcement actions pursuant to Title 22-9.5-6 of Indiana Code and the Chief Elected Official of the Town of Jamestown, Indiana, shall refer all said complaints to the Commission as provided for under subsection (A) of this Section to said Commission for purposes of investigation, resolution and appropriate relief as provided for under Title 22-9.5-6 of Indiana Code.
- C. All executive departments and agencies of the Town of Jamestown, Indiana shall administer their departments, programs and activities relating to housing and urban development in a manner affirmatively to further the purposes of this Ordinance and shall cooperate with the Chief Elected Official and the Commission to further such purposes.
- D. The Chief Elected Official of the Town of Jamestown , Indiana, or the Chief Elected Official's designee, shall provide information on remedies available to any aggrieved person or complainant requesting such information.

Section 12 Severability of Provisions

If any provision of this Ordinance or the application thereof to any person or circumstances shall be determined to be invalid, the remainder of the Ordinance and the application of its provisions to other persons not similarly situated or to other circumstances shall not be affected thereby.

Certification of Adoption


It is hereby certified that this Ordinance Number 2016- was passed by the Common Council of the Town of Jamestown, Indiana, at its legally convened meeting on October 3, 2016.


Signature, Chief Elected Official


John Fultz, Town Council President

Date

10/3/16
Katie Gonyea
Attest By


Shane Childress


Chassity Hawkins

ORDINANCE OR RESOLUTION FOR APPROPRIATIONS AND TAX RATES

State Form 55865 (7-15)
 Approved by the State Board of Accounts, 2015
 Prescribed by the Department of Local Government Finance

Budget Form No. 4

Ordinance Number: 2016-10


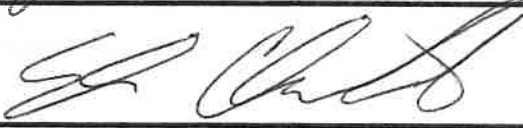

Be it ordained/resolved by the **Jamestown Town Council** that for the expenses of **JAMESTOWN CIVIL TOWN** for the year ending December 31, **2017** the sums herein specified are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided for by law. In addition, for the purposes of raising revenue to meet the necessary expenses of **JAMESTOWN CIVIL TOWN**, the property tax levies and property tax rates as herein specified are included herein. Budget Form 4-B for all funds must be completed and submitted in the manner prescribed by the Department of Local Government Finance.

This ordinance/resolution shall be in full force and effect from and after its passage and approval by the **Jamestown Town Council**.

Name of Adopting Entity / Fiscal Body	Type of Adopting Entity / Fiscal Body	Date of Adoption
Jamestown Town Council	Town Council	10/03/2016

DLGF-Reviewed Funds

Fund Code	Fund Name	Adopted Budget	Adopted Tax Levy	Adopted Tax Rate
0061	RAINY DAY	\$2,364	\$0	0.0000
0101	GENERAL	\$265,661	\$111,046	0.5474
0706	LOCAL ROAD & STREET	\$9,000	\$0	0.0000
0708	MOTOR VEHICLE HIGHWAY	\$37,752	\$0	0.0000
1191	CUMULATIVE FIRE SPECIAL	\$5,000	\$7,088	0.0297
2379	CUMULATIVE CAPITAL IMP (CIG TAX)	\$2,500	\$0	0.0000
2391	CUMULATIVE CAPITAL DEVELOPMENT	\$14,000	\$11,480	0.0481
		\$336,277	\$129,614	0.6252

Name		Signature
John A Fultz	Aye <input checked="" type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
M. Shane Childress	Aye <input checked="" type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	
Chassity A. Hawkins	Aye <input checked="" type="checkbox"/> Nay <input type="checkbox"/> Abstain <input type="checkbox"/>	

ORDINANCE OR RESOLUTION FOR APPROPRIATIONS AND TAX RATES

State Form 55865 (7-15)
Approved by the State Board of Accounts, 2015
Prescribed by the Department of Local Government Finance

Budget Form No. 4

ATTEST		
Name	Title	Signature
Tamara K. Conyer	Clerk Treasurer	<i>Tamara K. Conyer</i>

MAYOR ACTION (For City use only)			
Name		Signature	Date
	Approve <input type="checkbox"/>		
	Veto <input type="checkbox"/>		

*Codified
MC*

ORDINANCE NO. 2016-11

**AN ORDINANCE ESTABLISHING A
DEPARTMENT OF PARKS AND RECREATION
AND PARK BOARD
AND AMENDING THE JAMESTOWN MUNICIPAL CODE**

WHEREAS, the Town Council of the Town of Jamestown, Indiana, having reviewed the parks sections of the Jamestown Municipal Code and now having determined that the Code should be amended; and

WHEREAS, the Council has determined that said amendments will result in better efficiency of the management of the public parks and the Jamestown Department of Parks and Recreation.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JAMESTOWN, INDIANA, as follows:

Article 8, Chapter 1, Section 1 of the Jamestown Municipal Code is deleted in its entirety and replaced as follows:

Section 1.

Chapter 1: Jamestown Department of Parks and Recreation and Jamestown Municipal Park Board.

- A. The Town of Jamestown Department of Parks and Recreation is hereby created pursuant to Indiana Code Section 36-10-3-3.
- B. The Jamestown Municipal Park and Recreation Board is hereby created under Indiana Code 36-10-3-3 and shall be known as the Jamestown Municipal Park Board.
 - a. The Jamestown Municipal Park Board, hereinafter referred to as “the Board” shall be composed of four (4) members appointed by the Jamestown Town Council. I.C. 36-10-3-4(b).
 - i. The members shall be appointed on the basis of their interest in and knowledge of parks and recreation.
 - ii. The Jamestown Town Council waives the requirement that a member of the Board be affiliated with a political party and that not more than two (2) of the four (4) members of the Board be affiliated with the same political party, which waiver is authorized by I.C. 36-10-3-4.1.
 - iii. Members of the Jamestown Municipal Park Board must be residents of Jamestown.

- iv. In addition, the Jamestown Municipal Park Board may have one (1) ex officio member who is a member of the governing body of Western Boone school corporation, as selected by that body. I.C. 36-10-3-4(b). The ex officio member shall have all the rights of the regular board members, including the right to vote.
 - v. Municipal executives or members of the Jamestown Town Council may not serve on the Jamestown Municipal Park Board.
- b. Term of Appointments:
- i. Initial appointments to the Board are as follows:
 - 1. One (1) member for a term of one (1) year.
 - 2. One (1) member for a term of two (2) years.
 - 3. One (1) member for a term of three (3) years.
 - 4. One (1) member for a term of four (4) years.
 - ii. As each term expires, each new appointment is for a four (4) year term. All terms expire on the first Monday in January, but a member continues in office until his or her successor is appointed. I.C. 36-10-3-5(a)(1-4).
- c. The Jamestown Town Council shall make initial appointments within ninety (90) days after the creation of the Jamestown Municipal Park Board. I.C. 36-10-3-5(c).
- d. If an appointment for any new term is not made by the first Monday in April, the incumbent shall serve another term. I.C. 36-10-3-5(d).
- e. In making initial appointments, the Jamestown Town Council, in order to provide continuity of experience in programs, shall give special consideration to the appointment of members from previous park or recreation boards. I.C. 36-10-3-5(e).
- f. If a vacancy on the Board occurs, the Jamestown Town Council shall appoint a person to serve for the remainder of the unexpired term. I.C. 36-10-3-5(f).
- C. Jamestown Municipal Park Board member removal procedure.
- a. A member may be removed only for cause, upon specific written charges filed against him or her. The charges shall be filed with and heard by the Jamestown Town Council, unless the Jamestown Town Council is bringing the charges. If the Jamestown Town Council is bringing the charges, the Jamestown Town Council shall appoint a hearing officer. The person to hear the charges shall fix a date for a public hearing and give public notice at least ten (10) days in advance of the hearing. At the hearing, the member is entitled to present evidence and argument and to be represented by counsel.
- D. Regular and special meetings of the Jamestown Municipal Park Board, election of officers, quorum. I.C. 36-10-3-8.
- a. Meetings
 - i. All meetings of the Board are open to the public.

- ii. The Board shall fix and publicize the time and place of its regular meetings.
 - iii. The Board shall meet at least quarterly. Special meetings of the Board may be called by the Board President or by any two (2) board members by written request to the secretary. The secretary shall send to each member, at least two (2) days before a special meeting, a written notice fixing the time, place and purpose of the meeting.
 - b. Officers:
 - i. At its first regular meeting each year the Board shall elect a president and a vice president. The vice president may act as president during the absence or disability of the president.
 - ii. The Board may select a secretary either from within or outside its membership.
 - c. Quorum
 - i. A majority of the members constitutes a quorum.
 - ii. Action of the Board is not official unless it is authorized by at least three (3) members present and acting.
- E. Duties of the Jamestown Municipal Park Board. IC 36-10-3-10
 - a. The Board shall:
 - i. Exercise general supervision of and make rules for the department;
 - ii. Establish rules governing the use of the park and recreation facilities by the public;
 - iii. Provide police protection for its properties and activities by requesting assistance from the municipal police force;
 - iv. Appoint the necessary administrative officers of the department and fix their duties;
 - v. Establish standards and qualifications for the appointment of all personnel and recommend approval of their appointments, without regard to politics, to the Jamestown Town Council;
 - vi. Make recommendations and an annual report to the Jamestown Town Council concerning the operation of the Board and the status of park and recreation programs in the district;
 - vii. Prepare and submit an annual budget to the Jamestown Town Council;
 - viii. Appoint a member of the Board to serve on another kind of board or commission whenever a statute allows a park board to do this.
- F. Powers of the Jamestown Municipal Park Board. IC 36-10-3-11.
 - a. The Jamestown Municipal Park Board shall have all the powers listed in IC 36-10-3, et seq.
- G. Public or private sale of personal property declared to be surplus by the Jamestown Municipal Park Board. IC 36-10-3-12.
 - a. The Board may sell, or order sold through a designated representative, by public or private sale, any personal property that the Board has

declared to be surplus at a regular or special meeting and has declared to have an aggregate appraised value of Five Thousand Dollars (\$5,000.00) or less. The Board must conduct the sale in accordance with IC 36-10-3-12.

- H. Superintendent of the Jamestown Department of Parks and Recreation, appointment and qualifications. IC 36-10-3-13.
 - a. The Jamestown Municipal Park Board may appoint a superintendent of parks and recreation. The Board may not consider political affiliation in the selection of the superintendent.
 - b. The superintendent must:
 - i. be qualified by training or experience in the field of parks and recreation; or
 - ii. have a certification or an advanced degree in the field of parks and recreation.
 - c. The superintendent of the Jamestown Department of Parks and Recreation shall have the duties prescribed by Indiana Code 36-10-3-14.
 - d. If the Board determines that the size of the department's operation requires assistance for the superintendent, the Board may appoint, upon the recommendation of the superintendent, one (1) or more assistants. The Board shall determine their qualifications on a basis similar to that prescribed for the superintendent. Assistants are directly responsible to the superintendent and shall perform the duties specified by the superintendent. I.C. 36-10-3-15.
- I. Officers' and employees' bonds and crime policies for the Jamestown Municipal Park Board. I.C. 36-10-3-16.
 - a. Every officer and employee who handles money in the performance of duties as prescribed by this chapter shall execute an official bond for the term of office or employment before entering upon the duties of the office of employment.
 - b. The Jamestown Town Council may under I.C. 5-4-1-18 authorize the purchase of a blanket bond or crime insurance policy endorsed to include faithful performance to cover all officers' and employees faithful performance of duties. The amount of the bond or crime insurance policy shall be fixed by the Jamestown Town Council and must be approved by the Jamestown Town Council President.
 - c. All official bonds shall be filed and recorded in the Office of the County Recorder of Boone County, Indiana.
 - d. The commissioner of insurance shall prescribe the forms of the bonds or crime policies required by this section.
- J. Jamestown Municipal Park Board Advisory Council and Special committees. I.C. 36-10-3-17.
 - a. The Board may create an advisory council and special committees composed of citizens interested in parks and recreation pursuant to I.C. 36-10-3-17.
- K. Gifts, donations and subsidies; approval; disposition. I.C. 36-10-3-18.

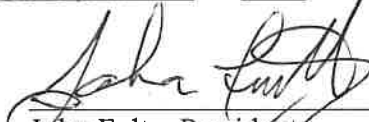
- a. The Board may accept gifts, donations and subsidies for parks as outlined in I.C. 36-10-3-18.
- L. Special taxing district for purposes of levying special benefit taxes for parks and recreation. I.C. 36-10-3-19.
 - a. The territory within the boundaries of the Town of Jamestown comprises a special taxing district for the purpose of levying special benefit taxes for park and recreational purposes.
 - b. The Jamestown Town Council shall determine and provide the revenues necessary for the operation of the department or for capital expenditures not covered by the issuance of bonds by:
 - i. A specific levy to be used exclusively for these purposes;
 - ii. A special appropriation; or
 - iii. Both of these methods.
- M. Special nonreverting capital fund for the Jamestown Municipal Park Board; purposes and withdrawals. I.C. 36-10-3-20.
 - a. Upon the request of the Board, the Jamestown Town Council may establish, by ordinance, a special nonreverting capital fund for the purposes of acquiring land or making specific capital improvements. The Town Council may include in the Park Board's annual budget an item and an appropriation for these specific purposes.
 - b. Money placed in the nonreverting capital fund may not be withdrawn except for the purposes for which the fund was created, unless the Town Council repeals the ordinance. The Town Council may not repeal the ordinance under suspension of the rules.
- N. Cumulating building fund for Jamestown Municipal Parks; establishment, levy of tax, collection of tax. I.C. 36-10-3-21.
 - a. The Jamestown Municipal Park Board may establish a cumulative building fund under I.C. 6-1.1-41 to provide money for:
 - i. Building, remodeling and repair of park and recreation facilities; or
 - ii. Purchase of land for park and recreation purposes.
 - b. In addition to the requirements of IC 6-1.1-41, before a fund may be established, the proposed action must be approved by the Jamestown Town Council.
 - c. To provide for the cumulative building fund, the Town Council may levy a tax in compliance with IC 6-1.1-41 not to exceed one and 67 hundredths cents (\$0.0167) on each hundred dollars (\$100) of assessed valuation of taxable property within the unit.
 - d. The tax shall be collected and held in a special fund known as the Jamestown Park and Recreation Cumulative Building Fund.
- O. Fees for park and recreation particular activities. I.C. 36-10-3-22.
 - a. Park and recreation facilities and programs shall be made available to the public free of charge as far as possible. However, if it is necessary in order to provide a particular activity, the Board may charge a reasonable fee.

- b. The Town Council may establish by ordinance, upon request of the Board;
- i. A special nonreverting operating fund for park purposes from which expenditures may be made as provided by ordinance, either by appropriation by the Board or by the Town Council; or a special nonreverting capital fund for the purpose of acquiring land or making specific capital improvements from which expenditures may be made by appropriation of the Jamestown Town Council. The Town Council shall designate the fund or funds into which the Jamestown Clerk/Treasurer shall deposit fees from golf courses, swimming pools, skating rinks or other major facilities requiring major expenditures for management and maintenance. Money received from fees other than from major facilities or received from the sale of surplus property shall be deposited by the Clerk/Treasurer either in the special nonreverting operating fund or in the nonreverting capital fund as directed by the Park Board. However, if neither fund has been established, money received from fees or the sale of surplus property shall be deposited in the unit's general funds. Money from either special fund may be disbursed on approved claims allowed and signed.
- P. The Jamestown Municipal Park Board may acquire real property, issue bonds and levy a special tax in accordance with I.C. 36-10-3 et seq.

Section 2. Provisions contained in the Jamestown Municipal Code inconsistent herewith are hereby repealed.

Section 3. The amended provisions of the Jamestown Municipal Code should take effect on and after passage and any publication required by law.

ALL OF WHICH IS CONSIDERED AND PASSED by the Town Council, Town of Jamestown, this 28th day of December, 2017.



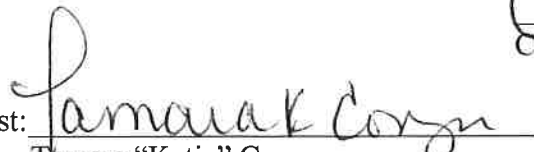
John Fultz, President



Shane Childress, Member



Chassity Hawkins, Member

Attest: 

Tamara "Katie" Conyer
Clerk/Treasurer

2017 CURRENT EMPLOYEES SALARY ORDINANCE
Ordinance 2016-12

In accordance with a motion made by Council Member Hawkins and seconded by Council Member Childers and passed in a meeting held December 28, 2016. Salary Ordinance is to become effective on January 1, 2017.

THE FOLLOWING ORDINANCE:

SECTION I

ARTICLE I:

The salary of the Town Marshal, Michael J. Rusk, be as follows:

\$ 39,500.00 Payable 91% from the General Fund, % Public Safety LIT Fund and 9% from MVH.

BENEFITS: PERF paid, 85% Health, Life, Dental and Vision insurance paid, clothing allowance and three weeks paid vacation.

ARTICLE II:

The salary of the Clerk Treasurer, Tamara K. Conyer, be as follows:

\$ 39,500.00 per year. Payable 30% Electric Utility, 15% Water Utility, 20% Sewer Utility and 35% General Fund.

BENEFITS: PERF paid, 85% of life, health, dental & vision insurance paid.

ARTICLE III:

The salary of the Utility Superintendent, Robert Taylor Jr., shall be as follows:

\$52,000.00 per year payable 90% Electric Utility, 5% Water Utility Fund and 5% Sewer Fund.

BENEFITS: PERF paid, 85% Health, Life, Dental & Vision Insurance paid, and two weeks paid vacation.

ARTICLE IV:

The salary of the Deputy Marshal, Aaron J. Clapp shall be as follows:

\$31,500.00 per year. Payable 91% General Fund, % Public Safety LIT Fund and 9% MVH fund.

BENEFITS: PERF paid, 85% Health, Life, Dental and Vision Insurance paid and two weeks paid vacation.

ARTICLE V:

The salary of the Deputy Clerk, Rebecca Judy shall be as follows:

\$13.00 per hour. Payable 34% Electric Utility, 33% Water Utility and 33% Sewer

Funds. BENEFITS: PERF paid, 85% Health, Life, Dental & Vision Insurance and two weeks paid vacation.

ARTICLE VI:

The salary of the Utility Assistant, Daniel L. Wright will be as follows:

\$ 16.00 per hour. Payable 34% Electric Utility, 33% Water Utility and 33% Sewer Fund.

BENEFITS: PERF paid, 85% Health, Life, Dental & Vision and two weeks paid vacation.

ARTICLE VII:

The salary of the part time help for the Town of Jamestown will be between \$10.00-\$13.00 per hour.

ARTICLE VIII:

The salary of the Jamestown Town Council Members shall be as follows:
\$ 2,500.00 per year each. Payable quarterly \$ 625.00; General Fund; \$ 156.25; Electric Utility,
\$ 156.25; Water Utility, \$ 156.25 and \$ 156.25 Sewer Utility.

ARTICLE IX:

The salary of the Wastewater Operator will be as follows:
To Be Determined upon hiring an operator.

ALL WAGES ARE PAID BI-WEEKLY, MONTHLY OR QUARTERLY.

JAMESTOWN TOWN COUNCIL



John Fultz



Shane Childress



Chassity Hawkins

Attest:



Tamara "Katie" Conyer
Clerk Treasurer