

TOWN OF PLAINFIELD

ORDINANCE NO: 14-2022

**AN ORDINANCE ESTABLISHING A
DEPARTMENT OF THE TREASURY (TREASURY) EQUITABLE SHARING PROGRAM FUND**

WHEREAS, the Town of Plainfield (“Town”), specifically the Plainfield Police Department, has joined the Department of the Treasury Equitable Sharing Program (“Program”); and

WHEREAS, participation in the Program requires participants to track equitably shared funds and tangible property in a separate account; and

WHEREAS, the Clerk Treasurer has requested that the Plainfield Town Council establish a Treasury Equitable Sharing Program Fund for purposes of tracking activity related to participation in the Equitable Sharing Program; and

WHEREAS, the Plainfield Town Council has determined that it is in the public interest to establish a separate Treasury Equitable Sharing Program Fund and a system to receive, hold, and disburse such monies.

NOW, THEREFORE, BE IT ORDAINED by the Plainfield Town Council, Plainfield, Indiana, as follows:

1. **CREATION OF FUND.** The Town of Plainfield hereby creates and establishes a specific fund to be known as the “Treasury Equitable Sharing Program Fund” into which all monies in the form of forfeitures and seizures equitably shared through the Program shall be deposited.
2. **PURPOSE OF FUND.** The primary purpose of the Treasury Equitable Sharing Program Fund is to accurately track both receipts and expenditures related to participation in the Program for the Town of Plainfield in accordance with the requirements contained in the Guide to Equitable Sharing for State, Local, and Tribal Law Enforcement Agencies.
3. **RESPONSIBILITY FOR FUND.** The Clerk Treasurer shall be responsible for the deposits and disbursements of the fund and shall keep records as to the disbursements, reimbursements, and current balance in such fund at all times.
4. **DEPOSIT OF FUNDS.** Upon receipt of federal forfeitures received as a participant in the Program, the Clerk Treasurer shall immediately deposit all receipts into the Information Treasury Equitable Sharing Program Fund.
5. **LIMITATIONS ON THE USE OF FUNDS.** Any funds placed in the Treasury Equitable Sharing Program Fund may only be withdrawn and used in accordance with the Guide to Equitable Sharing for law enforcement purposes that directly supplement the appropriated resource of the Plainfield Police Department.

6. DISBURSEMENT OF FUNDS. The Clerk Treasurer is directed to only disburse funds from the Treasury Equitable Sharing Fund created hereunder upon a receipt of a proper claim allowed and signed as outlined in the Town's Purchasing Policy by the Clerk Treasurer's Office as approved by the Town Council.

7. Civil Rights Compliance. The Town will comply with the applicable nondiscrimination requirements of the following laws and their implementing regulations: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq.), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 et seq.), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 et seq.), which prohibit discrimination on the basis of race, color, national origin, disability, or age in any federally assisted program or activity, or on the basis of sex in any federally assisted education program or activity. The Town will take reasonable steps to provide meaningful access to their programs and activities for persons with limited English proficiency, consistent with Department of Justice and Department of the Treasury requirements. The Town agrees to comply with all federal statutes and regulations permitting federal investigators access to records and any other sources of information as may be necessary to determine compliance with civil rights and other applicable statutes and regulations.

{SIGNATURES ON FOLLOWING PAGE}

PASSED AND ADOPTED by the Town Council of Plainfield, Indiana on this 9th day of May, 2022.

TOWN COUNCIL, TOWN OF PLAINFIELD
HENDRICKS COUNTY, INDIANA

DocuSigned by:

Robin G. Brandgard

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Robin G. Brandgard, President

DocuSigned by:

Bill Kirchoff

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Bill Kirchoff, Vice-President

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Kent McPhail

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Kent McPhail

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Dan Bridget

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Dan Bridget

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Lance Angle

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Lance K. Angle

Attested by:

DocuSigned by:

Mark J. Todisco

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Mark J. Todisco, Clerk-Treasurer
of the Town of Plainfield