

STATE OF INDIANA

BEFORE THE TOWN COUNCIL OF SELLERSBURG, INDIANA

ORDINANCE NO. 2019 – OR – 030

AN ORDINANCE DISSOLVING THE SELLERSBURG HOUSING AUTHORITY

WHEREAS, pursuant to Ind. Code § 36-5-2 *et seq.*, this Town Council of Sellersburg, Indiana (this “Council”) is the town legislative body and the President of the town council is the town executive; and,

WHEREAS, pursuant to Ind. Code § 36-5-2-9, the legislative body may adopt ordinances and resolutions for the performance of functions of the town; and,

WHEREAS, the Sellersburg Housing Authority (the “Housing Authority”) was established by this Council and has been in existence for over ten (10) year; and,

WHEREAS, the Housing Authority has previously notified this Council that it is no longer conducting business for which it was formed, nor does it intend to do so in the future; and,

WHEREAS, pursuant to Ind. Code § 36-1-8-17.7, this Council previously adopted *Resolution 2019 – R – 001 A Preliminary Resolution Notifying the General Public of the Intent of the Town Council of Sellersburg, Indiana to Dissolve the Sellersburg Housing Authority*; and,

WHEREAS, this Council has caused to have a copy of the Final Plan of Dissolution (“Plan”) of the Sellersburg Housing Authority to be published on its website and posted at the entrance of the Town Hall at least ten (10) days prior to the properly noticed separate public meeting to consider this ordinance. A true and accurate copy of the Plan is attached hereto as Exhibit A.

NOW THEREFORE BE IT ORDAINED by this Town Council of Sellersburg, Indiana the following:

1. The Sellersburg Housing Authority is hereby dissolved, and the attached Plan is approved.

2. This ordinance 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 Council.

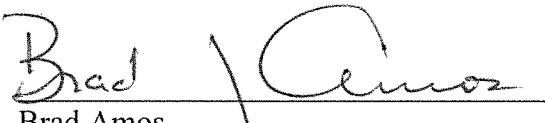
So Ordained this 14th day of October, 2019.

“Aye”

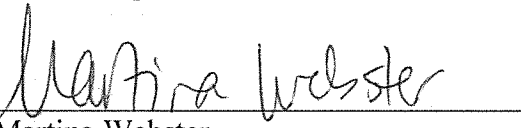
“Nay”


Paul J. Rhodes
Council President

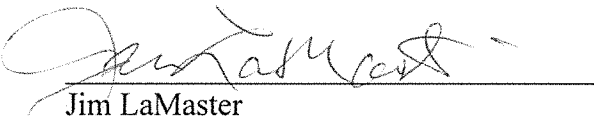
Paul J. Rhodes
Council President


Brad Amos
Council Vice President

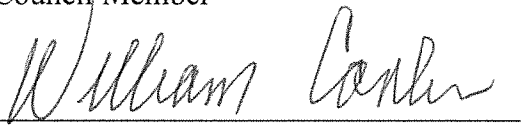
Brad Amos
Council Vice President


Martina Webster
Council Member


Martina Webster
Council Member


Jim LaMaster
Council Member

Jim LaMaster
Council Member


William Conlin
Council Member

William Conlin
Council Member


Attested by: Michelle Miller
Sellersburg Clerk-Treasurer

FIRST READING

DATE: 10/14/19

MOTION: Amos

SECOND: Welster

VOTE: 2 AYE 0 NAY 0 ABSTAIN

SECOND READING

DATE: 10/14/19

MOTION: Welster

SECOND: Amos

VOTE: 2 AYE 0 NAY 0 ABSTAIN

EXHIBIT A

HOUSING AUTHORITY OF SELLERSBURG, INDIANA

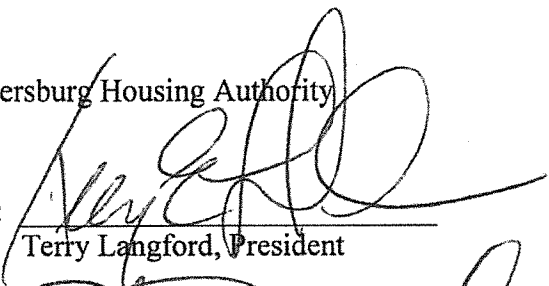
FINAL PLAN OF DISSOLUTION

1. The effective date of the dissolution shall be October 14, 2019.
2. Assets and Obligations of the Housing Authority of Sellersburg Indiana:
 - A. Assets
 - i. Cash on Hand: \$26, 296.04.
 - ii. Debt of Katharine G. Downes evidenced by the Order of Restitution issued on August 20, 2018 by the Court in the cause of action styled, State of Indiana vs. Katharine Downes, entered in Cause No. 10C04-1304-FC-113 in the amount of \$10,000.00, less payments received in the amount of \$1,400.00, leaving an unpaid balance of \$8,600.00.
 - B. Obligations
 - i. Amount Owed to United States Department of Urban and Housing Development: \$91,736.78.
3. Services Provided
 - i. The Housing Authority of Sellersburg Indiana does not currently provide services. The Housing Authority ceased operations on January 1, 2014 and has not provided any services since that time. The Housing Authority's Section 8 program was transferred to Indiana Housing and Community Development Authority, as of the foregoing date the Housing Authority ceased operations.
4. Disposition of Assets Upon Dissolution
 - i. Upon dissolution, the Housing Authority will transfer all of its remaining liquid assets to the United States Department of Housing and Urban Development ("HUD") in satisfaction of the Housing Authority's existing obligations to HUD.
 - ii. The Housing will transfer to the Town of Sellersburg the Housing Authority's interest in the funds owed to it by Katharine Downs pursuant to the Order of Restitution entered against her by the Clark County Circuit Court.

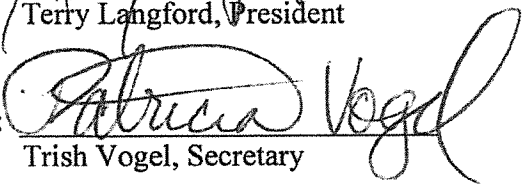
5. This Final Plan of Dissolution is executed by Terry Langford, President and Trish Vogel, Secretary pursuant to authority granted them by the Board of Commissioners of the Housing Authority of Sellersburg, Indiana, dated May 6, 2019.

Sellersburg Housing Authority

BY:


Terry Langford, President

BY:


Trish Vogel, Secretary