

Clay County Council

Resolution 2024-_____

Short Title: An Resolution establishing the approved uses of the Clay County Jail Commissary Fund.

WHEREAS, the Clay County Council is the fiscal body of Clay County, Indiana; and

WHEREAS, the Clay County Sheriff's Office (hereinafter "CCSO") maintains the Clay County Jail (hereinafter "Jail") established pursuant to I.C. 36-2-2-24 and said Jail operates a commissary for the inmates; and

WHEREAS, the Clay County Council previously established a Commissary Fund under the administration of the CCSO pursuant to I.C. 36-8-10-21; and

WHEREAS, the Sheriff, or the Sheriff's designee, without appropriation by the Clay County Council, is authorized to disburse money from the Commissary Fund in accordance with the statute and the provision herein established.

NOW, THEREFORE, BE IT ORDAINED by the Clay County Council, County of Clay, State of Indiana that the Commissary Fund may be utilized for the following expenditures:

1. Merchandise for resale to inmates through the commissary;
2. Expense of operating the commissary, including but not limited to, facilities and personnel;
3. Special training in law enforcement for employees of the Sheriff's Office;
4. Equipment installed in the county jail;
5. Equipment, including vehicles and computers, computer software, communication devices, office machinery and furnishings, cameras and photographic equipment, animals, animal training, holding and feeding equipment and supplies, or attire used by an employee of the Sheriff Office in the course of the employee's official duties;
6. An activity provided to maintain order and discipline among the inmates of the county jail;
7. An activity or program of the Sheriff's Office intended to reduce or prevent occurrences of criminal activity, including: Substance abuse, Child abuse, Domestic Violence, Drinking and driving, and/or Juvenile delinquency;
8. Expenses related to the establishment, operation, or maintenance of the sex and violent offender registry web site under IC 36-2-13-5.5; or
9. Any other purpose that benefits the Sheriff's Office that is mutually agreed upon by the county fiscal body and the county Sheriff that include:
 - a. Membership dues for employees for the Indiana Sheriff's Association and/or National Sheriff's Association.
 - b. Donations to the Indiana Sheriff's Youth Ranch that benefit youth of Clay County.
 - c. Any supplies, items, activities, or programs deemed by the Sheriff to be beneficial to the morale or well-being of inmates;
 - d. Replacement of lost or damaged inmate property;
 - e. Inmate transit costs;
 - f. Postage, including postage for indigent inmates;
 - g. Shipping costs for equipment, evidence, and other office related activity;

- h. Replacement of damaged county employee property;
- i. Investigations and Special Detail expenses that include money for controlled drug buys (including lodging and per diem)
- j. Professional, technical, and legal consulting fees to represent the Clay County Sheriff's Merit Board and Legal Deputy of the County Sheriff;
- k. Matching funds for grants;
- l. Travel costs for employees attending professional meeting/training (lodging and per diem);
- m. Expenses for cost of annual software fees;
- n. Expenses for advertising community events, recruitment, etc. that promotes the Sheriff's Office;
- o. Payment or reimbursement for towing and storage for vehicle that may have been erroneously towed/impounded;
- p. Inadvertent damage that may have occurred to a vehicle (that is not covered by insurance) that was impacted but not the target of criminal enforcement (i.e. flat tire repair/replacement); and
- q. Any expenses related to the maintenance/improvements of the Clay County Justice Center and grounds.

WHEREAS, the Clay County Council have determined that it is in the best interest of the County to allow the Clay County Sheriff's Office to make these disbursements from the commissary fund.

NOW, THEREFORE, BE IT RESOLVED BY THE CLAY COUNTY COUNCIL THAT:

The monies in the commissary fund of the Clay County Sheriff's Office may be disbursed to supplement the Office as enumerated in Indiana Code 36-8-10-21 (9) and set forth herein.

Passed by a vote of the Clay County Council the ____ of _____, 2024 by a vote of _____ ayes to _____ nays with _____ abstaining.

CLAY COUNTY COUNCIL

Attested by:

Patti Foxx, Clay County Auditor