

COUNTY OF LAGRANGE  
ORDINANCE NO. 2024-07-01- B

**AN ORDINANCE ESTABLISHING THE ANTI-DISCRIMINATION  
EDUCATION AND COMPLIANCE FUND.**

WHEREAS, pursuant to Indiana Code ("IC") 36-1-3 ("Home Rule"), a unit in the State of Indiana has all powers granted it by statute and all other powers necessary or desirable in the conduct of its affairs, even though not granted by statute, and may exercise those powers to the extent that the power: (i) is not expressly denied by the Indiana Constitution or by statute; and (ii) is not expressly granted to another entity;

WHEREAS, pursuant to IC 36-1-2-9, the Board of Commissioners of the County of LaGrange ("Commissioners") is the legislative body of LaGrange County, Indiana ("County");

WHEREAS, pursuant to the County's Anti-Discrimination Policy Adoption Ordinance, the County's Anti-Discrimination Coordinator ("Coordinator") ensures compliance with state and federal anti-discrimination law; *and*

WHEREAS, the Commissioners desire to reestablish the Anti-Discrimination Education and Compliance Fund as a Home Rule fund for the Coordinator's use in executing his or her duties.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE, INDIANA, THAT:

SECTION I – NAME

This ordinance shall be named the "Anti-Discrimination Education and Compliance Fund Ordinance," or the "Fund Ordinance" where the context is obvious.

SECTION II – RECITALS

The foregoing recitals, including all defined terms, are hereby incorporated into this ordinance and found to be true, accurate, and correct.

SECTION III – REESTABLISHMENT

- A. Definition. As used in this section, "Anti-Discrimination Ordinance" refers to the County's Anti-Discrimination Policy Adoption Ordinance. The definitions contained in the Anti-Discrimination Ordinance apply also to this ordinance.
- B. Reestablishment. The Anti-Discrimination Education and Compliance Fund ("Fund") is hereby reestablished as a special nonreverting fund, and it shall exist in perpetuity until terminated or repealed by subsequent ordinance.



- C. Purpose. The purpose of the Fund is to hold money that is appropriated by Council or for gifts made to the County pursuant to the Anti-Discrimination Ordinance.
- D. Appropriations. Money may be disbursed from the Fund only with a prior appropriation from the County Council.
- E. Restrictions. Money in the Fund shall be used only for research, training, education, and compliance purposes of state and federal anti-discrimination law including, but not limited to, all costs and expenses required or desired for ensuring compliance with state and federal anti-discrimination laws and educating public servants and citizens; provided, however, that if these purposes should conflict with any restrictions imposed upon any gift money receipted into the Fund, those restrictions shall control instead.
- F. Investment. All money in the Fund, and any interest earned on the money, shall be invested and reinvested pursuant to the County's standard investment policies.
- G. Nonreverting. All money in the Fund, including any interest earned on the Fund, shall remain in the Fund and shall not revert to the General Fund at the end of the fiscal year.
- H. Authorization. The Auditor and Anti-Discrimination Coordinator are hereby authorized to sign all documents and to take all action necessary or helpful to create and administer the Fund and for the disbursement of money therefrom, subject to the provisions of this section.
- I. Termination. When the Fund is terminated, all money in the Fund shall be deposited into a suitable replacement fund with similar purposes to the Fund or, if no such fund should exist, into the General Fund except as otherwise required by applicable law.

#### SECTION IV – MISCELLANEOUS

##### A. References.

1. Except where a specific version or edition is given, reference to another section of this ordinance or to another law, document, fund, department, board, program, public servant, or public office, shall extend and apply to the same, as may be subsequently amended, revised, recodified, renamed, reappointed, or renumbered from time to time.
2. Reference in this ordinance to a law, document, fund, department, board, program, public servant, or public office, either generally or by title, without reference to another jurisdiction, shall be construed as though it were preceded or followed, as appropriate, by the words "(of) LaGrange County (Indiana)."
3. Should a provision of this ordinance require an act to be done which, by law, an agent or deputy may do instead of the principal, the requirement is satisfied by the performance of the act by an authorized agent or deputy.

- ##### B. Judicial Review.
- This ordinance is intended only to improve the internal management of the County. Notwithstanding anything in this ordinance to the contrary, nothing in this

ordinance shall be construed to create any new legal duty, right, or benefit, whether substantive or procedural, enforceable against the County; nor to waive or diminish any protection that may be applicable to the County or any of its elected or appointed officials, employees, agents, or representatives under any applicable law providing governmental immunity, or any other rights, protections, immunities, defenses, or limitations on liability that the County or such related parties are provided by law.

- C. Conflicts. No part of this ordinance shall be interpreted to conflict with any local, state, or federal laws, and all reasonable efforts should be made to harmonize the same.
- D. Severability. Should any section or part thereof of this ordinance be declared by a court of competent jurisdiction to be invalid, the decision shall not affect the validity of this ordinance as a whole, nor any other portion thereof, and for this purpose the provisions of this ordinance are hereby declared to be severable.
- E. Promulgation. The Auditor is hereby authorized, empowered, and directed to take all action necessary or proper to authenticate, record, publish, promulgate, and/or otherwise make this ordinance effective.
- F. Codification. To the extent a substantive change in meaning does not result, the codifier of ordinances may omit the Name, Recitals, Miscellaneous, and Adoption sections of this ordinance from the official code, may renumber or reorder any section of this ordinance, and may alter references to this ordinance and to exhibits as appropriate.
- G. Effective Date. This ordinance shall take effect immediately upon the full repeal by the Commissioners and Council of Ordinance 2019-04-08.

[Continue to next page for Adoption section.]

SECTION V – ADOPTION

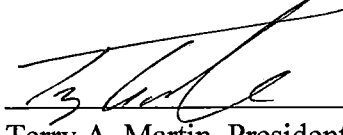
Ayes: 2

Nays: 0

Abstentions: 0

Adopted and ordained this 1st day of July 2024.

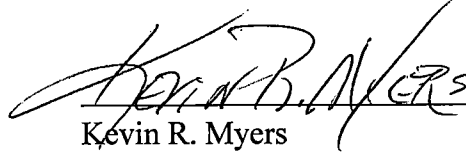
**THE BOARD OF COMMISSIONERS OF  
THE COUNTY OF LAGRANGE, INDIANA**



Terry A. Martin, President

Absent

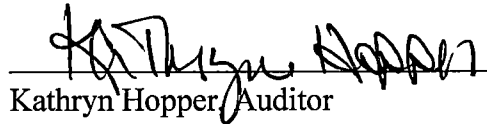
Peter A. Cook, Vice President



Kevin R. Myers



ATTEST:

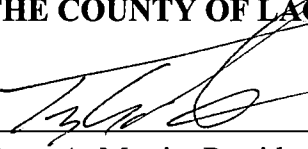


Kathryn Hopper, Auditor

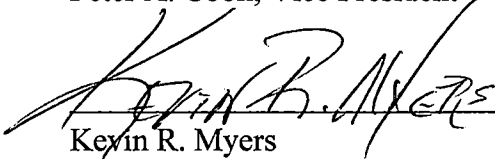
## WAIVER OF SECOND READING

On motion duly made and seconded, the second reading of the foregoing ordinance was unanimously waived, and the ordinance shall be deemed effective as provided therein.

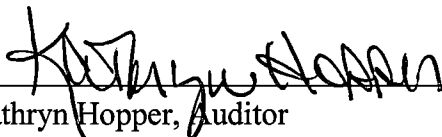
### THE BOARD OF COMMISSIONERS OF THE COUNTY OF LAGRANGE, INDIANA

  
\_\_\_\_\_  
Terry A. Martin, President

Absent  
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Peter A. Cook, Vice President

  
\_\_\_\_\_  
Kevin R. Myers

ATTEST:

  
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Kathryn Hopper, Auditor

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