

**STATE BOARD OF ACCOUNTS**  
**302 West Washington Street**  
**Room E418**  
**INDIANAPOLIS, INDIANA 46204-2769**

AUDIT REPORT

OF

COUNTY COUNCIL

DELAWARE COUNTY, INDIANA

January 1, 2010 to December 31, 2010



**FILED**

08/26/2011



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COUNTY OFFICIALS

<u>Office</u>	<u>Official</u>	<u>Term</u>
President of the County Council	Christopher Matchett James King	01-01-10 to 12-31-10 01-01-11 to 12-31-11
President of the Board of County Commissioners	Todd Donati	01-01-10 to 12-31-11



**STATE OF INDIANA**  
AN EQUAL OPPORTUNITY EMPLOYER

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TO: THE OFFICIALS OF DELAWARE COUNTY, INDIANA

We have audited the records of the County Council for the period from January 1, 2010 to December 31, 2010, and certify that the records and accountability for cash and other assets are satisfactory to the best of our knowledge and belief, except as stated in the Audit Result and Comment. The financial transactions of this office are reflected in the Annual Report of Delaware County for the year 2010.

STATE BOARD OF ACCOUNTS

July 8, 2011

COUNTY COUNCIL  
DELAWARE COUNTY  
AUDIT RESULT AND COMMENT

***LOAN BETWEEN COUNTY FUNDS - COUNCIL***

A temporary loan of \$3,530,062 was made in 2010 from the Rainy Day Fund to the General Fund and not repaid by December 31, 2010. The loan has been repaid as of June 30, 2011.

Indiana Code 36-1-8-4 concerning temporary loans states in part:

"(a) . . . (3) Except as provided in subsection (b), the prescribed period must end during the budget year of the year in which the transfer occurs; (4) The amount transferred must be returned to the other fund at the end of the prescribed period. . ."

"(b) If the fiscal body of a political subdivision determines that an emergency exists that requires an extension of the prescribed period of a transfer under this section, the prescribed period may be extended for not more than six (6) months beyond the budget year of the year in which the transfer occurs if the fiscal body does the following:

- (1) Passes an ordinance or a resolution that contains the following:
  - (A) A statement that the fiscal body has determined that an emergency exists.
  - (B) A brief description of the grounds for the emergency.
  - (C) The date the loan will be repaid that is not more than six (6) months beyond the budget year in which the transfer occurs.
- (2) Immediately forwards the ordinance or resolution to the state board of accounts and department of local government finance."

COUNTY COUNCIL  
DELAWARE COUNTY  
EXIT CONFERENCE

The contents of this report were discussed on July 8, 2011 with James King, President of the County Council; Judy Rust, County Auditor; and Patricia Lackey, Commissioner's Office Manger. The officials concurred with our audit findings.