

ORDINANCE NO. 1856

AN ORDINANCE OF THE TOWN OF MUNSTER, LAKE COUNTY, INDIANA, AUTHORIZING THE CREATION OF A SPECIAL NON-REVERTING FUND FOR GIFTS, DONATIONS, SUBSIDIES AND SPONSORSHIPS (770 FUND) AND ESTABLISHING RULES FOR EXPENDING SAID FUNDS AND RATIFYING ALL ACTIONS TAKEN TO DATE BY THE BOARD OF PARKS AND RECREATION RELATING TO THAT FUND

WHEREAS, pursuant to Indiana Code 36-10-3, the Board of Parks and Recreation (the “Board”), governing body of the Department of Parks and Recreation and the Town of Munster, Indiana, has been duly created and established under the laws of the State of Indiana (the “State”) and the ordinances of the Town of Munster, Indiana (the “Town”); and

WHEREAS, pursuant to Indiana Code 36-10-3-18, the Board may accept gifts, donations, and subsidies for park and recreational purposes. However, a gift of transfer of property to the Board may not be made without its approval. A gift or grant of money shall be deposited in a special non-reverting fund to be available for expenditure by the Board for purposes specified by the grantor; and

WHEREAS, the Town of Munster has had the Park Donation Non-Reverting Fund 770 for many years but cannot find record of an ordinance creating the fund; and

WHEREAS, Indiana Code 36-1-3 provides for the establishment of funds for accounting purposes; and

WHEREAS, the Park Board has a mission to provide and maintain quality parks, facilities, open/natural space, programs and services which will enhance the physical, social and emotional well-being of all the citizens of Munster and the surrounding Communities; and

WHEREAS, From time-to-time, the Park and Recreation Department has a surplus of monies in a fund, after meeting requirements in relation to a donation or gift, rebrands or no longer offers a particular activity, event or facility with a surplus balance, or the fund has interest earnings; and

WHEREAS, The Park and Recreation Department would like to use the surplus monies within the Park Donation Non-Reverting Fund 770 for other park programs, events or facilities; now, therefore, be it

ORDAINED by the Town Council of the Town of Munster, Lake County, Indiana, formally creates the Park Donation Non-Reverting Fund 770 to be used as follows.

1. Disbursements from the fund shall be made on orders of the Board.
2. Disbursements from the fund, including interest on any investments, may be made only to:
 - a. Buy equipment, supplies, or awards used for a specified event, activity, or facility.

- b. Pay for other contractual services used for a specified event, activity, or facility.
 - c. Make investment of the fund balance as determined by Clerk-Treasurer.
 - d. Pay for capital improvements to the facility where an event or activity is conducted.
 - e. Pay back to initial sponsor or donor if the Town cannot fulfill its obligation.
- 3. The fees deposited into this fund shall be used for the use which was specified upon initial deposit unless surplus funds exist.
 - 4. An amount remaining after all requirements have been met from a donation or gift that is in the Park Donation Non-Reverting Fund will be considered surplus.
 - 5. The Director of Parks and Recreation can request a transfer from one line item to another when an event, activity or facility with surplus funds no longer exists, is no longer offered, is rebranded under a new name, or has investment proceeds which can be used to further the department mission. The request is to be made to the Office of the Clerk-Treasurer.
 - 6. All previous deposits and withdrawals from this fund for park and recreation purposes is hereby ratified.
 - 7. This ordinance shall take effect, and be in full force and effect, from and after its adoption. All "WHEREAS" paragraphs set forth above are made a part of this ordinance.

ADOPTED and PASSED this ____ day of _____, 2022, by a vote of ____ in favor and ____ opposed.

TOWN COUNCIL OF THE TOWN OF
MUNSTER, LAKE COUNTY INDIANA

Charles Gardiner, President

ATTEST:

Wendy Mis, Clerk-Treasurer