

ORDINANCE NO. 2023-5

**AN ORDINANCE OF THE TOWN COUNCIL TO ESTABLISH THE WESTPORT  
AREA COMMUNITY BUILDING NON-REVERTING FUND**

WHEREAS, Indiana Code § 36-1-3 et. seq. confers upon units of government within the State of Indiana such powers as necessary or desirable to conduct the affairs of local government; and

WHEREAS, Indiana Code § 36-1-3-6 et. seq. grants to the Town of Westport, Indiana, the ability to exercise a power through the adoption of an ordinance when there is no constitutional or statutory provision requiring a specific manner otherwise; and

WHEREAS, Indiana Code § 36-5-2-9 authorizes the Town of Westport, Indiana (“Town”) to pass such ordinances, orders, resolutions and motions as may be necessary and proper for the governmental unit to fulfill and satisfy the responsibilities and duties of said governmental unit; and

WHEREAS, the Westport Area Community Building is located on property owned by the Town, and provides the community with indoor and outdoor spaces for social, educational, and recreational activities; and

WHEREAS, the Town has a vested interest in ensuring that the Westport Area Community Building is maintained and operated in a manner that promotes growth and economic development in the Town of Westport; and

WHEREAS, the Town wishes to establish a non-reverting fund to accumulate any income generated from renting the indoor and outdoor facilities and spaces of the Westport Area Community Building. The income generated from the Westport Area Community Building rental deposits will be used to defray the costs of the operation, maintenance and upkeep to the Westport Area Community Building facilities; and

WHEREAS, the non-reverting fund shall be designated as fund number 8852 in the Town of Westport Clerk Treasurer’s Office.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Westport, Indiana, as follows:

1. The Westport Area Community Building Fund number 8852 in the Town of Westport Clerk Treasurer’s Office is hereby created.
2. Fund number 8852 shall be a continuing, non-reverting, fund that is maintained by the Town of Westport Clerk Treasurer’s Office.
3. The Town of Westport Clerk-Treasurer shall receive, invest and reinvest funds received from all sources and the Town of Westport Clerk-Treasurer is authorized to pay from said

fund expenses associated with the Westport Area Community Building including, but not limited to: operation costs, maintenance costs, upkeep costs.

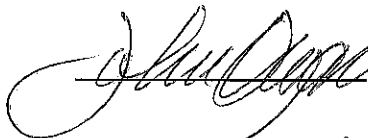
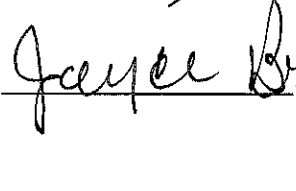
4. The income generated from renting the indoor and outdoor facilities and spaces of the Westport Area Community Building shall be deposited in fund number 8852.
5. Funds from fund number 8852 shall be used, without appropriate, to defray the costs of the operation, maintenance and upkeep to the Westport Area Community Building.

This ordinance shall be in full force and effect from and after its passage by the Town Council.

ADOPTED AND PASSED by the Town Council of the Town of Westport, Indiana, this 12<sup>th</sup> day of June, 2023.

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NAYS

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Council Members

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Council Members

Presented to me by the Town Council of Westport, Indiana on this 12<sup>th</sup> day of June, 2023.

  
Clerk-Treasurer