

ORDINANCE NO. 2024-1

**AN ORDINANCE OF THE TOWN COUNCIL TO ESTABLISH THE WESTPORT AREA COMMUNITY BUILDING DONATION 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 donations, gifts, and grants to the Westport Area Community Building. The funding generated from Westport Area Community Building donations, gifts, and grants will be used to defray the costs of capital improvements to the Westport Area Community Building facilities; and

WHEREAS, the non-reverting fund shall be designated as fund number 2304 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 Donation Fund number 2304 in the Town of Westport Clerk Treasurer’s Office is hereby created.
2. Fund number 2304 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 donations, gifts, and grants and the Westport Area Community Building Board of Directors is authorized, upon review and approval by the Westport Town Council, to pay

from said fund for capital improvements associated with the Westport Area Community Building that will increase the valuation and extend the lifespan of the structure including, but not limited to: renovation costs, costs associated with additions to the structures, and costs to install new system components.

4. The income generated from donations, gifts, and grants to the Westport Area Community Building shall be deposited in fund number 2304.
5. Funds from fund number 2304 shall be used to defray the costs of capital improvements 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 \_\_\_\_\_ day of \_\_\_\_\_, 2024.

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Bryan Gatewood, President

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Glenn Black, Vice-President

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Dolores Honeycutt, Member

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Russell Wilson, Member

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Jennifer Hryb, Member

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ATTEST: Gloria Alumbaugh, Clerk Treasurer