

## ORDINANCE NO. 89-9

AN ORDINANCE ESTABLISHING A SPECIAL NONREVERTING  
OPERATING FUND FOR PARK PURPOSES

WHEREAS, the Lebanon Board of Parks and Recreation, under the provisions of the Indiana Code, I.C. 36-10-3, specifically 36-10-3-22, hereinafter referred to by its short title, to-wit: "The Park and Recreation Law," is empowered, where necessary to provide a particular park and recreation activity, to charge a reasonable fee; and

WHEREAS, The Board of Public Works and Safety and the Common Council of the City of Lebanon, Indiana, under "The Park and Recreation Law", is empowered to create a special nonreverting operating fund for park purposes into which monies procured from such activities shall be deposited with the Clerk-Treasurer of the City of Lebanon as provided by Indiana law;

WHEREAS, the monies to be deposited into this special nonreverting operating fund for park purposes shall include donations and fees for park-supported recreational programs, and any other fees designated by the Lebanon Board of Parks and Recreation and approved by the Lebanon Common Council, as the fiscal body for the community of Lebanon.

WHEREAS, the Board of Public Works and Safety and the common Council of the City of Lebanon, State of Indiana, pursuant to I.C. 36-10-3-22(b)(1) is entitled to provide for expenditures from said special nonreverting operating fund, by ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, AS FOLLOWS:

Section 1. There is hereby established a special nonreverting operating fund for park purposes pursuant to I.C. 36-10-3-22(b)(1) with the office of the Clerk-Treasurer of the City of Lebanon, State of Indiana, which special nonreverting operating fund for park purposes shall have deposited to it those monies and fees procured from park and recreation activities as specified herein. In addition, 1989 program fees received from January 1, 1989, until enactment of this ordinance, plus the balance of the 1988 Swim club program fees showing a balance of One Thousand Four Hundred Ninety-six Dollars (\$1,496.00) as of the adoption of this ordinance, are hereby transferred and deposited to said special nonreverting operating fund for park purposes.

Section 2. Under the provisions of the Indiana Park Law, specifically I.C. 36-10-3-22(b)(1), expenditures may be made from the special nonreverting operating fund for park purposes by the Lebanon Board of Parks and Recreation, by appropriation, subject to the approval of claims allowed and signed by the Common Council as the fiscal body of the City of Lebanon, State of Indiana.

Section 3. This Ordinance shall be in full force and effect from and after its passage and any publication which may be required of the same by law. This Ordinance hereby repeals any provisions of any prior ordinances of the City which may be in conflict with this particular Ordinance.

ALL OF WHICH IS CONSIDERED, APPROVED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF LEBANON, INDIANA, this 24th day of July, 1989.

PRESIDING OFFICER:

Ann Garoffolo (signed)  
Ann Garoffolo

ATTEST:

Helen M. Harman (Signed)  
Helen M. Harman, Clerk-Treasurer

Presented by me to the Mayor of the City of Lebanon, Indiana, 24th day of July, 1989.

Helen M. Harman (Signed)  
Helen M. Harman, Clerk-Treasurer

EXAMINED, APPROVED AND SIGNED by me on this 24th day of July, 1989.

Ann Garoffolo (Signed)  
Ann Garoffolo, Mayor