

Ordinance No. 12-29

Porter County Board of Commissioners

An ordinance establishing a fund for deposit of proceeds from IDNR (Lake Michigan Coastal

Grant) to Porter County Park Department  
WHEREAS, the Porter County Board of Commissioners adopted the Porter County Municipal Code on Tuesday, December 2, 1997 pursuant to Ordinance No. 97-38; and

WHEREAS, the Porter County Board of Commissioners has deemed it necessary to pass a new ordinance for inclusion in the Porter County Municipal Code; and

WHEREAS, IC 36-1-3-2 grants the Board of County Commissioners all the powers that they need for the effective operation of government as to local affairs; and

WHEREAS, IC 36-1-3-6 states that if there is no constitutional or statutory provision requiring a specific manner for exercising power, the Board of County Commissioners may adopt an ordinance prescribing a specific manner for exercising a power; and

WHEREAS the Porter County Board of Commissioners has deemed it necessary to establish a fund entitled "Fund for Deposit of Proceeds from IDNR (Lake Michigan Coastal Grant) to Porter County Park Department" for the deposit of proceeds from a Lake Michigan Coastal Grant (IDNR) secured by the Porter County Park Department for utilization at Sunset Hill Farm Park for construction, maintenance and operation of a children's garden.

NOW WHEREFORE BE IT AND IT IS HEREBY ORDAINED THAT:

1. Title 3, Revenue and Finance of the Porter County Municipal Code is hereby amended through the addition of Chapter 3 entitled Ordinance Establishing a Fund for Deposit of Proceeds IDNR (Lake Michigan Coastal Grant) to Porter County Park Department for utilization in construction and maintenance of a children's garden.

2. That Section 3.41 is added to the Porter County Municipal Code to read as follows:

3.41.1 Fund Established. The Board of County Commissioners has determined that a need exists for creation of a fund to serve as the depository of the proceeds from an IDNR (Lake Michigan Coastal Grant) to the Porter County Park Department for the creation, maintenance and upkeep of a children's garden at Sunset Hill Farm Park.

3.41.2 Use of Revenues. The Funds received and deposited in the fund for deposit of proceeds from IDNR (Lake Michigan Coastal Grant) to Porter County Park Department shall be used only for the exclusive and limited purpose of constructing operating and maintaining the community children's garden at Sunset Hill Farm Park.

3.41.3 Termination of Fund. The fund for deposit of proceeds from IDNR (Lake Michigan Coastal Grant) to Porter County Park Department for purposes of construction, maintenance and operation of the children's garden at Sunset Hill Farm Park shall remain in existence and remain perpetual in its terms under amended or terminated by subsequent ordinance enacted by the Porter County Board of Commissioners. If and when a subsequent ordinance is passed to terminate the life of this fund, the balance remaining, if not otherwise provided for by ordinance shall revert to the Park Maintenance Fund.

This ordinance passed and adopted this 4th day of December, 2012.

Board of Commissioners

Porter County, Indiana

John A. Evans

Nancy A. Adams

Carole M. Knoblock

Attest: Robert J. Wichlinski, Auditor

I affirm under the penalties for perjury that I have taken reasonable care to redact each social security number in this document unless required by law.

Walter Lenckos, Superintendent  
Porter County Park Department  
(December 21, 2012)