

GENERAL ORDINANCE NO. 8, 2013

AN ORDINANCE TO AMEND *TERRE HAUTE CITY CODE* CHAPTER 2 TO
CREATE A NON-REVERTING FUND FOR THE PARKS & RECREATION DEPARTMENT.

WHEREAS, it was determined that an application manufactured by DuPont Chemical applied at Rea Park caused damage, and even death, to several golf course trees; and

WHEREAS, the Terre Haute Parks & Recreation Department entered into a settlement agreement with Dupont in which the Parks & Recreation Department received \$1,002,486.05; and

WHEREAS, from time to time citizens wish to donate money to be used exclusively for specific purchases and projects with the City Parks; and

WHEREAS, it is the desire of the Parks and Recreation Department that a non-reverting fund be established for the deposit of the DuPont settlement proceeds and special donations and that said funds be set aside and specifically used for capital projects and equipment purchases with the Park Department.

THEREFORE, BE IT ORDAINED by the Common Council of the City of Terre Haute, Indiana that Chapter 2, Article 10 of the *Terre Haute City Code* is hereby amended by inserting the following language:

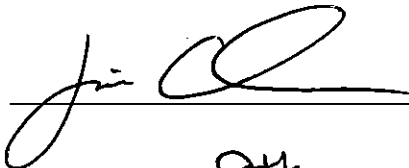
Sec. 2-116 Parks & Recreation Department Non-Reverting Capital Projects & Equipment Purchase Fund.

- a. A special non-reverting operating account, entitled Terre Haute Parks and Recreation Department Non-Reverting Capital Projects & Equipment Purchase Fund, is established in the Terre Haute Parks and Recreation Department. This account shall be initially funded by the proceeds from the January 2013 DuPont settlement in the amount of \$1,002,486.05. This account shall also be funded by donations and special bequests to the Terre Haute Parks and Recreation Department.
- b. Funds shall be used for the purchase and/or maintenance of capital projects within the Terre Haute Parks and Recreation Department and for the purchase of equipment. Such funds shall be subject to appropriation by the Common Council of the City of Terre Haute, Indiana.
- c. Funds shall be used, in compliance with the restrictions set forth in subsection b., at the discretion of the Park Board.
- d. Monies remaining in the fund at the end of the year shall not revert to any other

fund and shall remain in the Parks & Recreation Department Non-Reverting Capital Projects Equipment Purchase Fund from year to year.

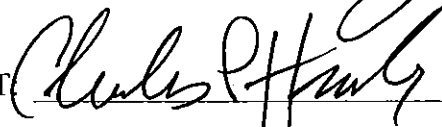
WHEREAS, all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

WHEREAS, an emergency exists for the immediate taking effect of the Ordinance, the same shall be in full force and effect from and after its passage by the Common Council of Terre Haute, Indiana and its approval by the Mayor and publication as required by law.


Introduced by:  James Chalos, Councilman

Passed in open Council this 9th day of August, 2013.

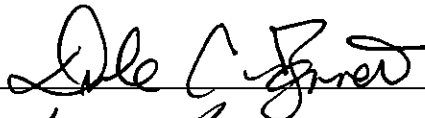
 Norman Loudermilk, President

ATTEST:  Charles P. Hanley, City Clerk

Presented by me to the Mayor this 9th day of August, 2013.

 Charles P. Hanley, City Clerk

Approved by me, the Mayor, this 9th day of AUGUST, 2013.

 Duke A. Bennett, Mayor

ATTEST:  Charles P. Hanley, City Clerk

Did NOT PASS

FILED

JUL 18 2013

**GENERAL ORDINANCE NO. 8, 2013
AS AMENDED**

CITY CLERK

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Introduced by: _____ James Chalos, Councilman

Passed in open Council this _____ day of _____, 2013.

_____ Norman Loudermilk, President

ATTEST: _____ Charles P. Hanley, City Clerk

Presented by me to the Mayor this _____ day of _____, 2013.

_____ Charles P. Hanley, City Clerk

Approved by me, the Mayor, this _____ day of _____, 2013.

_____ Duke A. Bennett, Mayor

ATTEST: _____ Charles P. Hanley, City Clerk