CA/CA

Passed 8-0
Rollo absent

ORDINANCE 05-17

TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL"
Re: Inserting Section 2.26.070 which Establishes a Restricted Donation Fund

WHEREAS, Indiana law generally requires that all expenditures be made with funds that have been appropriated for a particular purpose; and

WHEREAS, The State Board of Accounts has authorized an exception to the appropriation requirement for expenditures made from a Restricted Donation Fund; and

WHEREAS, the City of Bloomington from time to time receives monetary donations from citizens and businesses, often for specified purposes; and

WHEREAS, because the City has not heretofore established a Restricted Donation Fund, such donated funds cannot be spent even for the specified purposes without passage of an appropriation ordinance and approval of such ordinance by the Indiana Department of Local Government Finance; and

WHEREAS, the appropriation and approval process requires several weeks to complete; and

WHEREAS, the City desires to expedite the process of fulfilling donor requests by establishing a fund in which restricted donations are deposited and from which monies may be expended for restricted purposes without appropriation;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Chapter 2.26 of the Bloomington Municipal Code, "Controller's Department," shall be amended to add Section 2.26.070, "Restricted Donation Fund," which shall be reflected in the Chapter's table of contents and shall read:

2.26.070 Restricted Donation Fund.

(a) Establishment of Fund. A Restricted Donation Fund (Fund) is hereby established in the Office of the Controller.

(b) Source of Revenues. Monetary donations for restricted purposes in amounts not to exceed $5,000 per donation shall be deposited into the Fund.

(c) Purpose of Fund. The monies contained in the Fund shall be used for the purpose for which the donation was received.

(d) Expenditures from Fund. Claims for payment from the Fund shall be subject to approval of the Board of Public Works.

(e) Amendment and Termination. The Fund shall continue in this form until amended or terminated by ordinance. Unless indicated otherwise by ordinance, the proceeds of the Fund at termination shall be deposited into the General Fund.

SECTION II. Severability. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 27th day of July, 2005.

ANDY RUFF, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 28th day of July, 2005.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 28th day of July, 2005.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance establishes the Restricted Donation Fund to be used for monetary donations not exceeding $5,000 with a restricted purpose.

Signed copies to:
legal(5) CA/CA(3) BUC file (2)
controller clerk
public works file