**ORDINANCE NO. 2023/17**

**AN ORDINANCE CREATING THE SHELTER HOUSE**

**RECONSTRUCTION NONREVERTING FUND NUMBER 4650**

 **WHEREAS,** the Shelter House located in Riley Park was completely destroyed by fire on or about the 28th day of December, 2022; and

 **WHEREAS,** after inspection by Andrew J. Sharer, a structural engineer with Rimkus Consulting Group, it has been determined that the Shelter House is a total loss and that none of its original components can be used in its reconstruction; and

 **WHEREAS,** the City of Greenfield, Indiana maintains one or more applicable policies of insurance with Sentry Insurance to cover the reconstruction of the Shelter House and various other associated losses; and

 **WHEREAS,** a nonreverting fund needs to be created into which monies paid by Sentry Insurance for all demolition costs, reconstruction costs, design/engineering costs, inspection cost, business interruption claims and any other claims that may be paid for under all applicable policies of insurance and out of which all expenses associated with the reconstruction of the Shelter House may be paid; and

 **WHEREAS,** the Common Council of the City of Greenfield, Indiana believes that the creation of a nonreverting fund into which funds from Sentry Insurance should be deposited and out of which expenditures associated with any and all aspects of the demolition of the existing Shelter House and its reconstruction, as well as any other claims arising therefrom, may be paid is in the best interest of the citizens of Greenfield, Indiana and the efficient management of monies associated with the Shelter House Reconstruction project which fund shall be designated as the Shelter House Reconstruction Nonreverting Fund No. 4650.

 **THEREFORE, BE IT ORDAINED** by the Common Council of the City of Greenfield, Indiana that:

**SECTION I**

 There is hereby created a special nonreverting fund to be known as the Shelter House Reconstruction Nonreverting Fund No. 4650

**SECTION II**

 There shall be deposited into said fund any and all monies received from Sentry Insurance relating to the reconstruction of the Shelter House.

**SECTION III**

 Expenditures may be made from Fund No. 4650 for costs incurred associated with the reconstruction of the Shelter House and to reimburse the Greenfield Parks and Recreation Department for loss of rental income from the date of the destruction of the Shelter House until such time as it is available to be rented again.

**SECTION IV**

 This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and publication as prescribed by law.

**SECTION V**

 Introduced and filed on the 14th day of June, 2023. A motion to consider on first reading on the day of introduction was offered and sustained by a vote of 6 in favor and 0 opposed pursuant to I.C. 36-5-2-9.8. On the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023, a motion to approve the above on second reading was offered and sustained by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8. Upon a motion to approve the above on third reading was offered and sustained by a vote of \_\_\_\_ in favor and \_\_\_\_\_ opposed pursuant to I.C. 36-5-2-9.8.

 Duly ordained and passed this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_, 2023 by the Common Council of the City of Greenfield, Indiana, having been passed by a vote of \_\_\_\_\_ in favor and \_\_\_\_\_\_\_\_\_ opposed.

**COMMON COUNCIL OF THE CITY OF GREENFIELD, INDIANA**

Voting Affirmative: Voting Opposed:

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Kerry Grass Kerry Grass

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John Jester John Jester

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Jeff Lowder Jeff Lowder

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Mitch Pendlum Mitch Pendlum

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George Plisinski George Plisinski

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Dan Riley Dan Riley

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Anthony Scott Anthony Scott

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Lori Elmore, Clerk-Treasurer

Presented by me to the Mayor this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023.

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Lori Elmore, Clerk-Treasurer

Approved by me this \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023.

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 Chuck Fewell, Mayor

 City of Greenfield, Indiana

Gregg\MUNICIPAL\Greenfield\Ordinances\Nonreverting Fund (Shelter House Reconstruction Project) - 05-30-23