

BATAVIA PARK DISTRICT

**AN ORDINANCE AMENDING THE
APPROPRIATION ORDINANCE
FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2021
AND ENDING ON DECEMBER 31, 2021**

Ordinance 402

**PASSED AND APPROVED AT A MEETING OF THE
BOARD OF PARK COMMISSIONERS, DECEMBER 31, 2021**

ORDINANCE NO. 402

**AN ORDINANCE AMENDING THE
APPROPRIATION ORDINANCE
FOR THE FISCAL YEAR BEGINNING
JANUARY 1, 2021 AND ENDING ON DECEMBER 31, 2021**

WHEREAS, the Batavia Park District is an Illinois park district organized and operating pursuant to the Illinois Park District Code, 70 ILCS 1205/1-1, et seq. (the “Code”);

WHEREAS, on February 16, 2021, the District adopted Ordinance 395 approving its Annual Budget and Appropriation Ordinance for the fiscal year beginning January 1, 2021 and ending on December 31, 2021, (the “Appropriation”);

WHEREAS, Section 4-4 of the Code states that after the first six months of any fiscal year have elapsed the Board of Park Commissioners may, by two-thirds vote, transfer from any appropriation its anticipated unexpended funds to any other item of appropriation, provided that such transfer does not result in any deficit of appropriations in the fund from which the transfer was made;

WHEREAS, the Board finds that the appropriations for the Recreation Fund described in the Appropriation are in excess of the anticipated needs for the Recreation Fund for the 2021 fiscal year;

WHEREAS, the Board finds that the appropriations for the Capital Development Fund described in the Appropriation are insufficient for the anticipated needs for the Capital Development Fund for the 2021 fiscal year;

WHEREAS, the Board finds that a transfer of the excess appropriation from the Recreation Fund to the Capital Development Fund in the amount of \$775,000 shall (a) provide sufficient appropriation for the Capital Development Fund for the 2021 fiscal year, and (b) not result in any deficit of appropriations for the Recreation Fund for the 2021 fiscal year.

NOW, THEREFORE, BE IT ORDAINED by the Board of Park Commissioners of the Batavia Park District, Kane County, Illinois as follows:

SECTION ONE: The Board finds the foregoing recitals to be true and correct and hereby incorporate them as its legislative findings as though fully set forth herein.

SECTION TWO: The Appropriation for fiscal year 2021 shall be amended by transferring \$775,000 from the appropriation for the Recreation Fund purposes to the appropriation for the Capital Development Fund.

SECTION THREE: Subject to this Ordinance being approved by a two-thirds majority of the Board of Park Commissioners, the Board delegates authority to the Executive Director, Treasurer and the Park District's auditors to take all necessary and appropriate actions to implement the transfers herein described and record such changes in the Park District's books and records in the manner provided by law.

SECTION FOUR: Severability. The various provisions for this Ordinance are to be considered severable and if any part or portion of this Ordinance be held invalid by any Court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this Ordinance.

SECTION FIVE: Effective Date. This Ordinance shall be in full force and effect upon its passage and approval.

ROLL CALL VOTE:

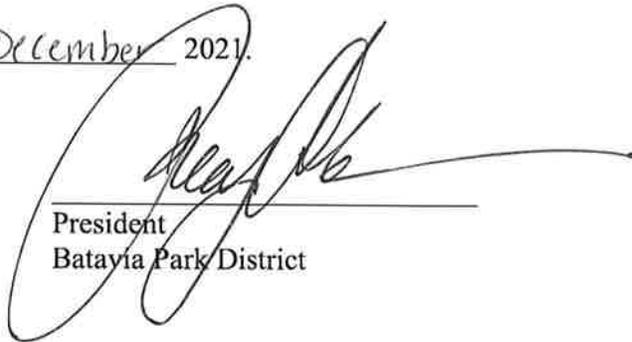
AYES: 4

NAYS: 0

ABSENT: 1

PASSED this 21st day of December 2021.

APPROVED this 21st day of December 2021.



President
Batavia Park District

ATTEST:



Secretary
Batavia Park District