

AURORA TOWNSHIP ROAD DISTRICT RESOLUTION NO. 2025-09

RESOLUTION ESTABLISHING ROAD DISTRICT CAPITAL FUND

WHEREAS, the Aurora Township Road District, Kane County, Illinois (the “Road District”), is a unit of local government duly organized under the laws of the State of Illinois; and

WHEREAS, the Road District Highway Commissioner, related to his obligations under Illinois law to handle the financial affairs of the Road District, has determined a new Aurora Township Road District Capital Fund (“Capital Fund”) is required as the Highway Commissioner has determined the need for specific capital projects which require an accumulation of a significant amount of funds over a period of time; and

WHEREAS, the Road District Highway Commissioner has determined that it is necessary and in the best interests of the Road District and its constituents for the creation of the Capital Fund as it will also be an organized and transparent accumulation of tax dollars for the below specific, capital projects contained herein as well as any other capital project listed in a Road District Budget and Appropriation Ordinance, also allowing the Road District’s other funds to reflect the more general operations of Road District business; and

WHEREAS, the actions contemplated by this Resolution are consistent with an anticipated fund transfer(s) to be considered and voted upon at the 2025 Annual Town Meeting of the Electors of Aurora Township.

NOW THEREFORE, BE IT ORDAINED, by the Highway Commissioner of the Aurora Township Road District, Kane County, Illinois, as follows:

Section One: The above WHEREAS clauses are hereby incorporated into this Resolution and considered part thereof.

Section Two: The Road District Highway Commissioner hereby authorizes the creation of the Capital Fund for the purpose of accumulating funds for capital projects, including the purchase, designing, engineering, construction, legal, auditing, and other costs associated with the projects and expenditures set forth in Section Three of this Resolution or any other capital project (and related costs) noted in a Road District Budget and Appropriation Ordinance.

Section Three: The Road District Highway Commissioner hereby establishes the following specific, long-term projects and/or expenditures for the Capital Fund:

- a) Leigh-Westaway Subdivision drainage and resurfacing project
- b) Replacement equipment (wheel loader, track machine, heavy duty truck etc)
- c) Facility improvement (including property acquisition, building construction etc)

Section Four: Any transfer of funds from a Road District levied fund into the Capital Fund shall require the levied fund at issue to maintain a positive balance and shall not be interpreted as an action to abolish said fund. In those instances where an otherwise restricted levy is the source of funds deposited into the

Capital Fund, those deposited funds shall be utilized in a manner consistent with the statutory authority to levy such funds.

Section Five: The Road District Highway Commissioner hereby authorizes himself, the Road District Treasurer, and the Road District Clerk to execute any necessary documents for the creation of the Capital Fund and to coordinate with the Road District's auditors to make all necessary entries on the Road District's records evidencing the creation of the Capital Fund.

Section Six: The Road District Highway Commissioner shall authorize the expenditure of funds from the Capital Fund by appropriations made in the same manner as other funds which receive tax monies upon making a unilateral finding that the proposed use of the funds is consistent with the intent of the Capital Fund.

Section Seven: The Road District Highway Commissioner specifically reserves the right to make any and all transfers out of the Capital Fund for not only the reasons specified in Sections Two and Three of this Resolution, but for any unanticipated emergencies or major expenditures for the Road District related to its obligations under the law and to its people.

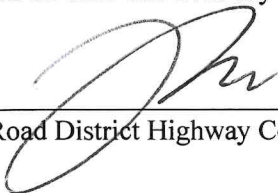
Section Eight: In the event the Capital Fund is ever abolished by the Road District Highway Commissioner or as otherwise required by law, any monies in the Capital Fund are to be transferred back to the relevant source(s)/levied fund(s).

Section Nine: This Resolution shall supersede any resolutions, resolutions, motions, or parts of resolutions, resolutions or motions, in conflict with any part herein, and any such resolutions, resolutions or motions, or parts thereof, are hereby repealed.

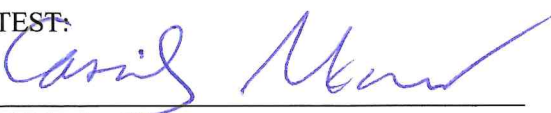
Section Ten: If any section, paragraph or provision of this Resolution shall be held invalid or unenforceable for any reason, such invalidity or unenforceability shall not affect any of the remaining provisions of this Resolution.

Section Eleven: This Resolution shall be in full force and effect from and after its adoption as provided by law.

ADOPTED this 27th day of March, 2025.



Road District Highway Commissioner

ATTEST:


Road District Clerk