

AURORA TOWNSHIP ROAD DISTRICT RESOLUTION NO. 2025-10

RESOLUTION ADOPTING CAPITAL FUND POLICY

WHEREAS, the Aurora Township Road District (“Road District”) is a unit of local government with full authority to exercise express powers granted by, or those necessarily implied from, Illinois law, including, *inter alia*, the Township Code (60 ILCS 1/ *et seq.*) and the Highway Code (605 ILCS 5/ *et seq.*);

WHEREAS, these powers include the right to purchase and expend funds in an effort to fulfill the Road District’s obligations to its citizens, including through the use of funds which are dedicated for longer term capital purposes;

WHEREAS, the Road District Highway Commissioner did prepare and discuss the Fiscal Year 2025-26 Budget and Appropriation Ordinance with the Township Board of Trustees, which has adopted or will adopt said Ordinance that includes line items to fund capital projects related to various Road District projects with said projects intended to create a longer-term reserve which can be enhanced year-to-year, as appropriate, to provide sufficient funding to initiate and complete capital projects;

WHEREAS, the Road District has funded or will fund a separate, dedicated account to segregate and maintain appropriated and budgeted funds for these capital projects; and

WHEREAS, the Road District Highway Commissioner now wishes to establish a formal policy governing the use of funds for capital purposes, to ensure that capital funds are utilized as a priority over general funds, and that such funds are fiscally maintained in the best interest of its residents and in a transparent fashion.

NOW, THEREFORE, BE IT RESOLVED, by the Aurora Township Road District Highway Commissioner, the following:

Section 1. Recitals. The preamble clauses stated above are hereby adopted by reference and incorporated into this Resolution, as if fully restated herein.

Section 2. Capital Fund Policy.

- a) Any funds appropriated and budgeted for capital projects (“Capital Project Funds”), defined to mean “where the funding and completion of such project is not reasonably capable of being completed within a single fiscal year,” shall be placed in a depository account in a financial institution which is insured through the Federal Deposit Insurance Corporation, the National Credit Union Administration, or a private insurance company which provides no less than the minimum amount of depository insurance offered by the Federal Deposit Insurance Corporation, as may change from time to time.
- b) If practicable, any depository account for Capital Project Funds shall be interest-bearing.
- c) Any Capital Project Funds shall be deposited into an appropriate depository account within the fiscal year in which the capital funds were appropriated and budgeted.

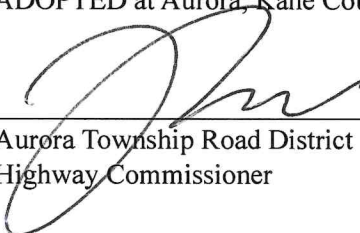
- d) Where an expenditure is incurred related to the subject matter of a capital project for which there are Capital Project Funds, the Road District shall pay such expenditure from the Capital Project Funds, prior to the use of any other Road District funds. Nothing herein is intended to, nor shall it, preclude the receipt or use of funds from other sources, including, without limitation, private or public donations, grants, or other third-party funding.
- e) In the event that either: (1) a capital project is completed which does not completely deplete the Capital Project Funds; or (2) the Road District Highway Commissioner makes a determination that a capital project will not be pursued or completed; the Road District shall, consistent with Illinois law, transfer all remaining Capital Project Funds back into the relevant account(s)/fund(s) which shall be reflected in the relevant fiscal year budget.

Section 3. Severance. If any section, subsection, or any other portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision, but such holding shall not affect the validity of the remaining portions hereof.

Section 4. Effective Date. This Resolution shall be effective immediately upon its passage and approval by the Road District Highway Commissioner.

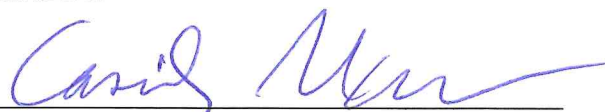
Section 5. Addendum to Existing Policy. This Resolution shall supersede and repeal any prior policies or actions which are inconsistent with it.

ADOPTED at Aurora, Kane County, Illinois, this 27th day of March, 2025.



Aurora Township Road District
Highway Commissioner

ATTEST:



Aurora Township Road District Clerk