

RESOLUTION 86-33

To Authorize Filing a Petition for Relief from Property Tax Levy
Limitations for Parks and Recreation Cumulative Building and
Sinking Fund and County-Wide Parks System

WHEREAS, on April 24, 1986, the Common Council of the City of Bloomington adopted Ordinance 86-20 which adopted the provisions of I.C. 36-10-4 entitled "Parks Department in Certain Cities"; and

WHEREAS, the Bloomington/Monroe County Board of Park Commissioners subsequently adopted a Resolution authorizing expansion of the Bloomington/Monroe County Parks District to the boundaries of Monroe County, as authorized by I.C. 36-10-4; and

WHEREAS, the Common Council of the City of Bloomington subsequently adopted Ordinance 86-22 which created a cumulative building and sinking fund for the benefit of the Bloomington and Monroe County Board of Park Commissioners, which Ordinance provides for a tax levied annually for a period of twelve years, not to exceed ten cents on each one hundred dollars of taxable personal and real property in the park district; and

WHEREAS, as a result of the facts stated above, it is necessary that an appeal by the City of Bloomington to the State Board of Tax Commissioners for an increase in its tax levy as fixed by the county auditor, pursuant to I.C. 6-1.1-17-15 be approved and filed by the Common Council and the Mayor of the City of Bloomington:

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

An appeal to the State Board of Tax Commissioners for an increase in the tax levy as fixed by the county auditor, a copy of which Petition for Relief from Property Tax Levy Limitations is attached hereto and made a part hereof, is hereby Approved, and the President of the Common Council and Mayor of the City of Bloomington are hereby authorized to file same with the State Board of Tax Commissioners, on or before October 2, 1986, as provided by IC 6-1.1-17-15 and 6-1.1-18.5-12.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 17 day of September, 1986.


JAMES C. REGISTER, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, City Clerk

PRESENTED by me to the Mayor of the City of Bloomington, Monroe
County, Indiana, upon this 18 day of September, 1986.

Patricia Williams
PATRICIA WILLIAMS, City Clerk

SIGNED and APPROVED by me upon this 19 day of September, 1986.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This Resolution authorizes the filing of a Petition by the City of Bloomington with the State Board of Tax Commissioners for relief from property tax levy limitations in the amount of \$1,083,864. Indiana law requires Common Council approval of such appeal, which is necessary to provide operating and capital improvement funds for a County-Wide Parks District.

Signed copies to:
Controller
Legal
ST. Board of TAX Comm } certified
Auditor

STATE OF INDIANA)

MONROE COUNTY)


BEFORE THE STATE BOARD OF TAX COMMISSIONERS

PETITION OF THE CITY OF BLOOMINGTON, INDIANA, FOR
RELIEF FROM PROPERTY TAX LEVY LIMITATIONS

The Petitioner, the City of Bloomington, Monroe County, Indiana, pursuant to the procedures provided in IC 6-1.1-17-15 and IC 6-1.1-18.5-12, files this petition for relief from the limitations imposed by IC 6-1.1-18.5-12 and alleges:

1. This petition has been duly authorized by Resolution 86-33 of the Bloomington Common Council, a copy of which is attached.
2. On April 25, 1986, the Common Council of the City of Bloomington adopted Ordinance 86-20 which adopted the provisions of IC 36-10-4 entitled "Parks Department in Certain Cities"; subsequently, pursuant to IC 36-10-4-5, the Bloomington/Monroe County Board of Park Commissioners adopted Resolution 86-1 extending the boundaries of the Parks District to the boundaries of Monroe County. The extension of boundaries will, by statute, become effective on January 1, 1987, unless such is successfully defeated by referendum in the November 4, 1986, election.
3. IC 36-10-4-8 provides that all of the area within the corporate boundaries of a city and unincorporated areas of the county to which the district has been extended constitutes a taxing district for levying special benefit taxes for park purposes as provided in the chapter; it is anticipated that operating costs directly attributable to the extension of park district boundaries effective January 1, 1987, will be approximately \$708,422.
4. On May 21, 1986, the Bloomington Common Council adopted Ordinance 86-22 Creating a Cumulative Building and Sinking Fund for the Benefit of the Bloomington and Monroe County Board of Park Commissioners. The Ordinance provides that the Fund, pursuant to IC 36-10-4-36, is created in order to pay for land to be acquired for a purpose authorized by state statute, and/or an improvement authorized by state statute. The tax levied annually for a period of twelve years, shall not exceed ten cents on each hundred dollars of taxable personal and real property in the park district. It is anticipated that the capital costs directly attributable to the extension of the park district boundaries effective January 1, 1987, will be approximately \$375,442.

The Petitioner asks the Board that the City of Bloomington be granted relief from the provisions of IC 6-1.1-18.5-12 and that pursuant to IC 6-1.1-18.5-12 it be allowed to impose an additional property tax levy in order to fund the County-wide Parks District in the total amount of \$1,083,864, and for all other appropriate relief.



Mayor



Council President

Dated: 9-19-86

cc: Ordinance 86-20
Ordinance 86-22
Bloomington Board of Parks Commissioners Resolution 86-1