

**RESOLUTION 18-14**

**TO VOTE IN FAVOR OF AN ALLOCATION OF PUBLIC SAFETY LOCAL INCOME TAX TO FIRE DEPARTMENTS AND VOLUNTEER FIRE DEPARTMENTS THAT ARE OPERATED BY OR SERVE POLITICAL SUBDIVISIONS NOT OTHERWISE ENTITLED TO RECEIVE A DISTRIBUTION OF PUBLIC SAFETY LOCAL INCOME TAX AS PROVIDED BY IC § 6-3.6-6-8(c)**

WHEREAS, the Monroe County Local Income Tax (County LIT) Council previously imposed a County Option Income Tax in the County (under Indiana Code 6-3.5) which, pursuant to Indiana Code 6-3.6, was transformed into a Local Income Tax; and

WHEREAS, pursuant to Indiana Code § 6-3.6-3-1(a), having previously adopted the County Option Income Tax in the County under Indiana Code 6-3.5-6, the County LIT Council continues to serve as the adopting body for the Local Income Tax with, pursuant to Indiana Code 6-3.6-3-1(b), the same membership; and

WHEREAS, Indiana Code 6-3.6 permits a Local Income Tax to be imposed for, among other things, public safety purposes (“Public Safety Income Tax”); and

WHEREAS, Indiana Code § 6-3.6-6-8(c) requires the County LIT Council to review, but not necessarily fund, timely applications submitted for a distribution of Public Safety Income Tax revenues from fire departments, volunteer fire departments, and emergency medical services providers that: (1) provide fire protection or emergency medical services within Monroe County and (2) are operated by or serve a political subdivision that is not otherwise entitled to a distribution of Public Safety Income Tax (“Qualified Providers” or “qualifying service providers”); and

WHEREAS, pursuant to Indiana Code § 6-3.6-6-8(c), any specified amounts of Public Safety Income Tax revenues directed to the aforementioned Qualified Providers for the following year shall be done by a resolution of the Monroe County Local Income Tax Council adopted prior to September 1<sup>st</sup> and shall be distributed before the remainder of public safety revenue is directed by certified distribution to the jurisdictions represented on the Monroe County Local Income Tax Council; and

WHEREAS, five fire departments and volunteer fire departments have applied for a distribution of Public Safety Local Income Tax in 2019; and

WHEREAS, a Public Safety Local Income Tax (PS LIT) Committee of the Monroe County Local Income Tax (MC LIT) Council was formed to, among other duties, consider those applications; and

WHEREAS, among other actions, the committee has reviewed the applications and recommended that the allocation of the following specific amounts of Public Safety Local Income Tax be made to the following Fire Departments and Volunteer Fire Departments:

<u>Fire Department</u>	<u>Amount</u>
Bean Blossom Township - Stinesville Volunteer Fire Department Inc.	\$73,353.00
Benton Township Volunteer Fire Department	\$50,000.00
Ellettsville Fire Department	\$96,647.00
Perry-Clear Creek Fire Protection District	\$60,000.00
Van Buren Township Fire Department	\$80,000.00

WHEREAS, the Bloomington Common Council has published notice and conducted a public hearing in accordance with Indiana Code 5-3-1 and Indiana Code 6-3.6-3;

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

SECTION 1. A need now exists in Monroe County, Indiana, to specify certain amounts of Public Safety Local Income Tax revenues to be allocated to qualifying service providers under IC § 6-3.6-6-8(c) in 2019. As a member of the Monroe County Local Income Tax Council, the Common Council of the City of Bloomington casts its 58 votes for the following resolution of the Monroe County Local Income Tax Council:

**A RESOLUTION OF THE MONROE COUNTY LOCAL INCOME TAX COUNCIL  
APPROVING AN ALLOCATION OF PUBLIC SAFETY LOCAL INCOME TAX TO FIRE  
DEPARTMENTS AND VOLUNTEER FIRE DEPARTMENTS  
UNDER IC § 6-3.6-6-8(c)**

BE IT RESOLVED BY THE MONROE COUNTY LOCAL INCOME TAX COUNCIL:

**ALLOCATION OF PUBLIC SAFETY TO FIRE DEPARTMENT, VOLUNTEER FIRE  
DEPARTMENT, OR EMERGENCY MEDICAL SERVICES  
PROVIDERS UNDER IC 6-3.6-6-8(c)**

1. From the Local Income Tax (LIT) amount generated by the Public Safety Rate (IC 6-3.6-6), the following qualifying service providers shall receive a specified amount of the tax revenue to be distributed under this section during the following calendar year.

Fire Department	Amount
Bean Blossom Township - Stinesville Volunteer Fire Department Inc.	\$73,353.00
Benton Township Volunteer Fire Department	\$50,000.00
Ellettsville Fire Department	\$96,647.00
Perry-Clear Creek Fire Protection District	\$60,000.00
Van Buren Township Fire Department	\$80,000.00






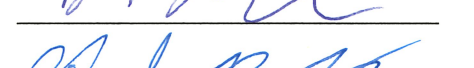
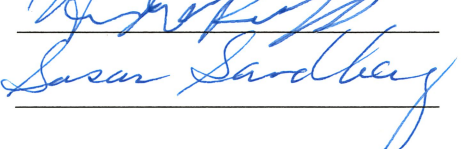
2. BE IT FURTHER RESOLVED THAT, in accordance with Indiana Code § 6-3.6-3-3 and Indiana Code § 6-3.6-6-8, this resolution shall take effect on January 1, 2019.

3. BE IT FURTHER RESOLVED THAT, a public hearing was held on the proposed local income tax rate modifications on Wednesday, August 29, 2018 at 6:30 pm. Proper notice of the public hearing was provided pursuant to IC 5-3-1.

4. BE IT FURTHER RESOLVED THAT, any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this resolution, to the extent feasible, shall remain in full force and effect.

SECTION II. This resolution shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

Duly adopted by the following vote of the members of said Common Council of the City of Bloomington, Monroe County, on this 29<sup>th</sup> day of August, 2018.

<u>Name</u>	<u>(circle one)</u>			<u>Signature</u>
DOROTHY GRANGER, PRESIDENT	<u>Aye</u>	Nay	Abstain	
ISABEL PIEDMONT- SMITH, VICE PRESIDENT	<u>Aye</u>	Nay	Abstain	
STEVE VOLAN, PARLIAMENTARIAN	<u>Aye</u>	Nay	Abstain	
ALLISON CHOPRA	<u>Aye</u>	Nay	Abstain	
DAVE ROLLO	<u>Aye</u>	Nay	Abstain	
ANDY RUFF	<u>Aye</u>	Nay	Abstain	
SUSAN SANDBERG	<u>Aye</u>	Nay	Abstain	

JIM SIMS	Aye	Nay	Abstain	<u>ABSENT</u>
CHRIS STURBAUM	<u>Aye</u>	Nay	Abstain	<u>Chris Sturbaum</u>

ATTEST:

<u>Name/Office</u>	<u>Date</u>	<u>Signature</u>
NICOLE BOLDEN, CLERK City of Bloomington	<u>29 August 2018</u>	<u>NB</u>

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana upon this 30<sup>th</sup> day of August, 2018.

NB  
NICOLE BOLDEN, Clerk  
City of Bloomington

SIGNED and APPROVED by me upon this 30<sup>th</sup> day of August, 2018.

John Hamilton  
JOHN HAMILTON, Mayor  
City of Bloomington

Attest: Catherine Smith, Fiscal Officer

SYNOPSIS

The Monroe County Local Income Tax (MC LIT) Council consists of four member-fiscal bodies: (1) the City of Bloomington Common Council; (2) the Monroe County Council; (3) the Town of Ellettsville Town Council; and, (4) the Town of Stinesville Town Council. Five departments and volunteer fire departments—all of which serve political subdivisions that would not receive a distribution of Public Safety Local Income Tax in 2019—filed applications with the MC LIT Council seeking distributions of Public Safety Local Income Tax for 2019 in accordance with IC 6-3.6-6-8(c). The MC LIT Council formed a Public Safety Local Income Tax (PS LIT) Committee to, among other duties, review and consider those applications and, upon the completion of that review and consideration, to make a recommendation to the members of the MC LIT Council. This Resolution would cast the City of Bloomington's votes on the MC LIT Council in favor of the committee's recommendation to allocate specific amounts of Public Safety Local Income Tax revenue in 2019 to: (1) Bean Blossom Stinesville Volunteer Fire Department, Inc.; (2) Benton Township Volunteer Fire Department; (3) Ellettsville Fire Department; (4) Perry-Clear Creek Fire Protection District; and, 5) Van Buren Township Fire Department.