

RESOLUTION 2024-10

**TO APPROVE OF A 2024 BUDGET FOR THE MONROE COUNTY CAPITAL
IMPROVEMENT BOARD OF MANAGERS**

- WHEREAS, the City of Bloomington (“City”) and Monroe County (“County”) are collaborating on a project to expand the Monroe County Convention Center (the “Project”); and
- WHEREAS, a Capital Improvement Board (“CIB”) was established in July 2023 by the County through adoption of County Commissioner Ordinance 2023-24 for the purpose of managing and directing the affairs of the Project; and
- WHEREAS, the City and the County have since executed an Interlocal Cooperation Agreement (“Agreement”) for the operation of the CIB and the Convention and Visitors Commission; and
- WHEREAS, in the Agreement, the City and County agreed that, during the Project design and construction period, the CIB has authority to determine its budget solely with the Common Council, using City food and beverage tax revenues or any other city-designated funds needed to pay for the hiring/retention of relevant support staff; and
- WHEREAS, the 2024 Civil City adopted budget included an appropriation of \$250,000 from the Food and Beverage Tax City Fund (#152); and
- WHEREAS, Indiana Code § 6-9-41-15 requires that the City develop a written plan before December 1 of each year that includes, among other things, the proposed use of food and beverage tax funds for the upcoming calendar year; and
- WHEREAS, in November 2023, the City’s Controller and Corporation Counsel submitted a written plan to the Indiana State Board of Accounts, which stated that the City anticipated using food and beverage tax funds in 2024 to:
1. To pay the expenses associated with creating a nonprofit building corporation to issue debt in support of design and construction of the Convention Center expansion.
 2. Under an appropriate agreement with the CIB, to pay the CIB’s personnel and administrative expenses during the design and construction phase of the expansion project, including the hiring of counsel and a controller; and
- WHEREAS, according to Indiana Code § 6-9-41-15, “money deposited in the city food and beverage tax receipts fund may be used only to finance, construct, operate, or maintain a convention center, a conference center, or related tourism or economic development projects;” and
- WHEREAS, according to Indiana Code § 6-9-41-16(b), the Common Council, as legislative body of the City, “must request the advisory commission's recommendations concerning the expenditure of any food and beverage tax funds,” which it did most recently via Resolution 2024-06; and
- WHEREAS, on March 28, 2024, the Food and Beverage Tax Advisory Commission met in public session and recommended approval of using city food and beverage tax dollars toward the CIB 2024 budget of \$250,000 per Resolution 2024-06;
- WHEREAS, the CIB has submitted a proposed 2024 budget, attached hereto as Exhibit A, for the Common Council’s review and approval;

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

SECTION 1. The 2024 CIB budget attached hereto as Exhibit A is approved.

SECTION 2. If any sections, sentences or provisions of this resolution, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 3. This resolution shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 10 day of April, 2024.



ISABEL PIEDMONT-SMITH, President
Bloomington Common Council

ATTEST:




NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 12 day of April, 2024.



NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 17 day of April, 2024.


KERRY THOMSON, Mayor
City of Bloomington

SYNOPSIS

This resolution approves of a 2024 budget for the Capital Improvement Board to be funded through the use of previously-appropriated city food and beverage tax funds.

Distributed to: CIB, County Commissioners, County Council, Clerk, Controller, Council Attorney, Legal, and Mayor.

Exhibit A

Monroe County Capital Improvement Board 2024

Category 1 - Personnel Services		0
Category 2 - Supplies		1,000
Category 3 - Services		249,000
	Professional Fees-Internal	130,000
	Professional Fees - External	50,000
	Architectural & Design Fees	50,000
	Insurance	15,000
	Other	4,000
Category 4 - Capital		<u>0</u>
Total		<u><u>250,000</u></u>