



**MONROE COUNTY COUNCIL**  
**Monroe County Courthouse**  
**Room 306**  
**100 W Kirkwood Avenue**  
**Bloomington, IN 47404**  
*Phone: (812) 349-7312*  
*Fax: (812) 349-2982*

Cheryl Munson, President  
Ryan Cobine, President Pro Tempore  
Marty Hawk  
Lee Jones  
Geoff McKim  
Eric Spoonmore  
Shelli Yoder  
R. Michael Flory, Council Attorney  
Kim Shell, Council Assistant

## **MAY 24, 2016 AT 5:30 PM WORK SESSION AGENDA**

### **1. CALL TO ORDER**

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- ### **2. PUBLIC HEARING**
- #### **RESOLUTION 2016-20 - - COUNTY OPTION INCOME TAX ORDINANCE**
- A. DISPATCH POLICY BOARD, Mike Diekhoff, Chief of Police**  
**-Department Update on Budget**
  - B. DISCUSSION ON RESOLUTION 2016-21**  
**PUBLIC SAFETY TAX, APPLICATION FOR FUNDING - - STATEMENT OF**  
**INTENT FOR POLICY**
  - C. Public Comment**
  - D. Council Action**
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- ### **3. SOLID WASTE MANAGEMENT DISTRICT, Tom McGlasson**
- State Required Landfill Post-Closure Financial Assurance**
  - Permission to the Auditor to sign necessary paperwork.**

*State required annual financial assurance update per 329 IAC 10-39-3. SWMD would like to demonstrate this requirement using the "local government financial test" option (329 IAC 10-39-3(6)), as this method does not require any expenditures on the part of the District or Monroe County. The District does not meet all of the financial requirements of this option, however, Monroe County does. SWMD is requesting that Monroe County establish financial responsibility for post-closure care on behalf of the District as was done in 2015.*

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### **4. COUNCIL COMMENTS**

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### **5. ADJOURNMENT**

## **NOTICE OF COUNTY OPTION INCOME TAX ORDINANCE VOTE**

The fiscal body of Monroe County, Indiana, hereby declares that on May 24, 2016, at 5:30 p.m. a public hearing will be held at the Nat U. Hill Meeting Room, Third Floor of the Monroe County Courthouse, 100 W Kirkwood Avenue, Bloomington, Indiana 47404, concerning the following resolution to propose an ordinance to be distributed to the members of the County Income Tax Council for its consideration. Members of the public are cordially invited to attend the hearing for the purpose of expressing their views.

### **RESOLUTION 2016-20**

#### **TO PROPOSE AN ORDINANCE TO THE MONROE COUNTY INCOME TAX COUNCIL IMPOSING AN ADDITIONAL COUNTY OPTION INCOME TAX RATE TO FUND PUBLIC SAFETY COSTS AND CASTING MONROE COUNTY'S THIRTY-SIX VOTES IN FAVOR OF THE ORDINANCE**

**WHEREAS**, the Monroe County Income Tax Council has previously imposed the County Option Income Tax in the County; and

**WHEREAS**, Indiana Code § 6-3.5-6-31 permits a County Income Tax Council to impose an additional income tax rate to provide funding for public safety (as defined by Indiana Code § 6-3.5-6-31(a)) in the County; and

**WHEREAS**, Monroe County is a member of the Monroe County Income Tax Council and desires to propose an ordinance to the Monroe County Income Tax Council imposing an additional income tax rate to provide funds for public safety, and to cast its votes in favor of the ordinance; and

**WHEREAS**, pursuant to Indiana Code § 6-3.5-6-7, before a member of the County Income Tax Council may propose an ordinance or vote on a proposed ordinance, the member must hold a public hearing on the proposed ordinance and provide the public with a time and place where the public hearing will be held in accordance with Indiana Code 5-3-1; and

**WHEREAS**, Monroe County, by its County Council, has published notice in accordance with Indiana Code 5-3-1 and Indiana Code § 6-3.5-6-7.

**NOW THEREFORE, BE IT RESOLVED BY COUNTY COUNCIL OF  
MONROE COUNTY, INDIANA, THAT:**

**SECTION I.** Monroe County, by its County Council casts its thirty-six votes for the proposed ordinance of the Monroe County Income Tax Council, which reads as follows:

**AN ORDINANCE OF THE MONROE COUNTY INCOME TAX COUNCIL  
IMPOSING A COUNTY OPTION INCOME TAX RATE  
TO FUND PUBLIC SAFETY COSTS**

**BE IT ORDAINED BY THE MONROE COUNTY INCOME TAX COUNCIL:**

1.(a) The Monroe County Income Tax Council hereby imposes the public safety county option income tax on the County taxpayers of Monroe County at the additional rate of twenty-five one hundredths percent (.25%) pursuant to Indiana Code § 6-3.5-6-31.

(b) Pursuant to Indiana Code § 6-3.5-6-31(n), thirty percent (30%) of the tax revenue attributable to the additional tax rate of .25 % imposed herein under Indiana Code § 6-3.5-6-31 shall be distributed to the Monroe County Central Dispatch, as the Public Safety Answering Point of the County. The remainder shall be distributed pursuant to Indiana Code § 6-3.5-6-31(f).

2. The Monroe County Income Tax Council agrees that it may annually adjust the percentage distributed to the Public Safety Answering Point, as mentioned above, provided that the Income Tax Council approves and passes a resolution supporting the proposed change on or before July 1 of the year in which the adjustment is to take place.

3. This ordinance takes effect on \_\_\_\_\_, 2016.

4. The Monroe County Auditor shall record all votes taken on this ordinance and immediately send a certified copy of the results to the Indiana Department of Revenue, State Budget Agency, and Department of Local Government Finance by certified mail.

5. Any provision contained herein 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 ordinance, 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 Monroe County Council.

**SECTION III.** The Monroe County Auditor is hereby authorized and directed to distribute a copy of this ordinance containing the proposed ordinance to all other members of the Monroe County Income Tax Council within ten (10) days after receipt passed this \_\_\_\_ day of May, 2016.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2016.

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**MONROE COUNTY COUNCIL**

**“AYES”**

**“NAYS”**

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Cheryl Munson, President

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Ryan Cobine, President Pro Tempore

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Marty Hawk, Member

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Lee Jones, Member

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Geoff McKim, Member

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Geoff McKim, Member

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Eric Spoonmore, Member

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Eric Spoonmore, Member

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Shelli Yoder, Member

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Shelli Yoder, Member

**Attest:**

\_\_\_\_\_  
Steve Saulter, Auditor  
Monroe County, Indiana

**RESOLUTION 2016-21**  
**Draft Resolution on Public Safety Tax,**  
**Fire Department Application for Funding**

**WHEREAS**, the Town of Ellettsville, City of Bloomington, Monroe County and Stinesville, by their fiscal bodies, are considering adoption of a public safety tax; and

**WHEREAS**, IC 6-3.5-6-31 allows for certain public safety providers, including fire departments, to request funding from revenues generated by the public safety tax, provided that certain requirements are met; and

**WHEREAS**, the Monroe County Council finds that the establishment of clear policies that will assist fire departments and other providers of public safety services to request funding that will benefit political entities that, under the language of the statute, cannot themselves request funding; and

**WHEREAS**, the Monroe County Council finds it is premature to adopt such policies without careful consideration by all members of the Income Tax Council, but that it is timely to make a clear statement of intent as to the eventual content of a policy outlining the procedure to be utilized for certain public safety providers to request funding that will benefit political entities that cannot themselves request funding prior to final vote on the proposed Public Safety Tax resolution,

**NOW THEREFORE BE IT RESOLVED BY THE MONROE COUNTY COUNCIL THAT:**

1. The Monroe County Council wishes to be on record with the Statement of Intent that any eventual policy adopted by the Income Tax Council should include procedures that will assist fire departments, volunteer fire departments, and emergency services providers in presenting a fully developed case before the Income Tax Council if they wish to apply for funding from the Public Safety Tax for the benefit of political entities that cannot themselves directly apply for funding.
2. The Monroe County Council adopts the following Statement of Intent regarding such eventual policy:  
“Any fire department, volunteer fire department or emergency services provider (hereinafter “Provider”) seeking a distribution of public service tax revenues under the authority of IC 6-3.5-6-31(m) must have its application fully supported by the political subdivision not otherwise entitled to receive a distribution from the Public Safety revenues (hereinafter “Political Entity”). The Provider’s request must be supported with budgetary, fiscal and policy evidence submitted by the Political Entity on whose behalf the Provider is seeking the distribution, in addition to such other budgetary, fiscal and policy evidence the Provider wishes to present on his own behalf.
3. The Monroe County Council further recommends adoption of a policy that will allow the Income Tax Council to may make any approved distribution to either the Provider or to the Political Entity, as agreed by all parties, for the purpose of transparency in tracking expenditures and accountability in auditing expenditure of funds.

**So Resolved this \_\_\_\_\_ day of May, 2016.**

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**MONROE COUNTY COUNCIL**

**“AYES”**

**“NAYS”**

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Cheryl Munson, President

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Shelli Yoder, Member

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Shelli Yoder, Member

**Attest:**

\_\_\_\_\_  
Steve Saulter, Auditor  
Monroe County, Indiana



## MONROE COUNTY COUNCIL AGENDA REQUEST

**Department:**

Monroe County Solid Waste Management District

**Month you wish this Item to be considered:** May 24<sup>th</sup>, 2016

**Title of Item as it is to appear on Agenda:** Monroe County Landfill Financial Assurance

**What is the purpose of your request, chosen from the following categories?** (1) Additional Appropriation; (2) Creation of New Fund; (3) Amend Salary Ordinance; (4) Creation of New Budget Line(s); (5) Appropriation of newly received funds (e.g., grant); (6) Transfer of Funds;  (7) Other. **Type the Relevant Category Below:**

State required landfill post-closure financial assurance

**Contact Person for further Information (include phone number and email address):**

Tom McGlasson Jr., Executive Director, 812-349-2869, tmcglass@mcswmd.org

**Please give a thorough narrative explanation of your agenda request; what action are you asking the Council to take, and what is the purpose? This narrative should be restated (cut and paste) on any additional forms regarding this request.**

**NOTE: Council has instructed Staff not to accept requests that lack sufficient narrative explanation.**

State required annual financial assurance update per 329 IAC 10-39-3. We would like to demonstrate this requirement using the "local government financial test" option (329 IAC 10-39-3(6)), as this method does not require any expenditures on the part of the District or Monroe County. The District does not meet all of the financial requirements of this option, however, Monroe County does. We are requesting that Monroe County establish financial responsibility for post-closure care on behalf of the District as was done in 2015.

Requested by

Date: 4/18/16

*Please use only this form to place an item on the County Council's Agenda. If the matter is complex, you may wish to consult with a Councilor or the Council Office.*

*Please fill this form out as a Word document (not in PDF format) and send it as an e-mail attachment. If you submit this as an e-mail attachment, there is no need to submit a paper form. Please e-mail to [mflory@co.monroe.in.us](mailto:mflory@co.monroe.in.us) and to [phouser@co.monroe.in.us](mailto:phouser@co.monroe.in.us).*

*Contact the Council Office at 349-7312 if you have any questions.*

*Rev: 1-13*