

1200N COUNTY-CITY BUILDING
227 W. JEFFERSON BLVD.
SOUTH BEND, INDIANA 46601-1830

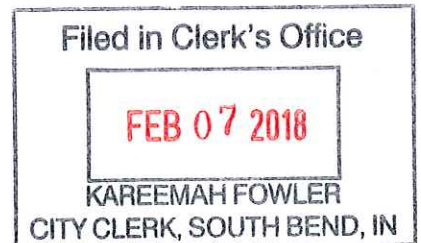


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CITY OF SOUTH BEND PETE BUTTIGIEG, MAYOR
DEPARTMENT OF ADMINISTRATION AND FINANCE

February 7, 2018

Mr. Tim Scott
President, South Bend Common Council
4th Floor, County-City Building
227 W. Jefferson Blvd.
South Bend, IN 46601



Re: Ordinance to Amend Ordinance #10529-17 Appropriating Monies for the purpose of Defraying the Expenses of Departments and Funds of the Civil City of South Bend for the fiscal year ending December 31, 2018 and Ordinance #1049917 Ordinance Levying taxes and fixing the rate of Property Taxation to meet City Expenses for the fiscal year ending December 31, 2018 – Substitute for Technical Error

Dear Council President Scott:

Attached herewith please find a bill for consideration by the Common Council of the City of South Bend amending the ordinances noted above. This amendment is required to correct a technical error between the Redevelopment Commission Hall of Fame Fund #313 and a new Parks Bond Debt Service Fund #312 relating to the property tax levy and debt payments to be made on the Hall of Fame and the 2017 Parks Bond. The net effect of the amendment is \$0 as it is allowing the City to use the new fund 312 to collect the property tax levy that was previously collected in fund 313 to cover the Hall of Fame levy.

This bill is respectfully submitted for 1st, 2nd and 3rd readings and council vote at the council meeting on February 12, 2018. We are requesting all three readings at one meeting under Municipal Code Sec. 2-9(w), which will require a suspension of the rules. This request is being made due to a DLGF request which requires this ordinance, and without this being passed on February 12, 2018, will cause for three counties (including St. Joseph County) to have their budgets delayed. Due to this change being only technical in nature, we request to have permission to suspend the rules for this ordinance.

I will be available to discuss this bill at the appropriate sessions of the Personnel and Finance Committee and other meetings of the South Bend Common Council.

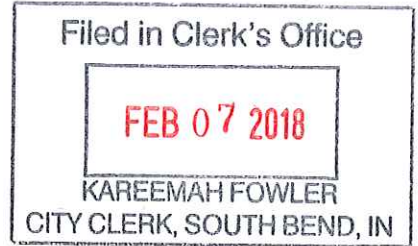
Respectfully submitted,

Jennifer C. Hockenull
City Controller

OK
JTD

Bill No. _____

ORDINANCE NO. _____



AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING ORDINANCE NO. 10499-17 AND ORDINANCE NO. 10529-17 RELATING TO THE APPROPRIATIONS AND TAX RATES FOR THE YEAR BEGINNING JANUARY 1, 2018 AND ENDING DECEMBER 31, 2018 TO CORRECT A SCRIVENER'S ERROR

STATEMENT OF PURPOSE AND INTENT

This Common Council previously adopted Ordinance No. 10499-17 on October 23, 2017 ("Ordinance No. 10499-17") providing for the appropriation of monies to defray the expenses of several Departments of the Civil City of South Bend, Indiana (the "City") for 2018 and Ordinance No. 10529-17 on October 23, 2017 ("Ordinance No. 10529-17" and collectively with Ordinance No. 10499-17, the "Ordinances"), providing for the levy of taxes and the fixing of the rates of taxation to meet necessary expenses of 2018.

The Ordinances provided for an appropriation and a tax rate for the payment of debt service of certain Park District Bonds issued by the City in 2017 (the "Park Bonds") by the continuation of a South Bend Redevelopment District (the "Redevelopment District") levy which was a scrivener's error. Following discussions with the Department of Local Government Finance, the Controller of the City (the "Controller") recommends to this Common Council that the Ordinances be amended to provide that the tax levy and tax rate necessary to provide for the payment of the debt service on the Park Bonds be moved to the Parks Bond Debt Service Fund (No. 312) thus correspondingly reducing the Redevelopment Bond tax levy and tax rate for the Hall of Fame Debt Service Fund (No. 313). As a result, this Common Council desires to amend the Ordinances to provide that the debt service on the Park Bonds will be paid by a tax levy, a tax rate, and an appropriation with respect to the Parks Bond Debt Service Fund (No. 312) and to provide for a corresponding reduction in the tax levy, the tax rate and the appropriation for the Hall of Fame Debt Service Fund (No. 313).

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AS FOLLOWS:

SECTION I. Section II of Ordinance No. 10499-17 is hereby amended to add the Parks Bond Debt Service Fund (No. 312), to read as follows:

SECTION II. For the fiscal year ending December 31, 2018, there is hereby appropriated out of the General Fund Number 101 and from Funds other than the General Fund, of said City to wit:

(201) Park and Recreation Fund

- (202) Motor Vehicle Highway Fund
- (203) Park Recreation Non-Reverting Fund
- (209) Studebaker Oliver Reverting Grants
- (210) Economic Development Grant Fund
- (211) Community Investment Administration Fund
- (212) Community Investment Grant Fund
- (216) Police State Seizures Fund
- (217) Gift, Donation, Bequest Fund
- (218) Police Curfew Violations Fund
- (219) Unsafe Building Fund
- (220) Law Enforcement Continuing Education Fund
- (221) Landlord Registration Fund
- (222) Central Services Fund
- (224) Central Services Capital Fund
- (226) Liability Insurance & Premium Reserve Fund
- (227) Loss Recovery Fund
- (249) Public Safety Local Option Income Tax Fund
- (251) Local Roads and Streets Fund
- (257) LOIT 2016 Special Distribution
- (258) Human Rights – Federal Fund
- (273) Morris PAC/Palais Royale Marketing Fund
- (274) Morris PAC Self Promotion Fund
- (278) Police Take Home Vehicle Fund
- (279) IT / Innovation / 311 Call Center Fund
- (289) Hazmat Fund
- (291) Indiana River Rescue Fund
- (294) Regional Police Academy Fund
- (295) COPS More Grant Fund
- (299) Police Federal Drug Enforcement Fund
- (312) Parks Bond Debt Service Fund
- (313) Hall of Fame Debt Service Fund
- (377) Professional Sports Development Fund
- (401) Coveleski Stadium Capital Fund
- (404) County Option Income Tax Fund
- (405) Park Department Non-Reverting Capital Fund
- (406) Cumulative Capital Development Fund
- (407) Cumulative Capital Improvement Fund
- (408) County Economic Development Income Tax Fund
- (410) Urban Development Action Grant Fund
- (412) Major Moves Construction Fund
- (416) Morris Performing Arts Center Capital Fund
- (450) Palais Royale Historic Preservation Fund
- (655) Project ReLeaf Fund
- (677) Hall of Fame Capital Fund
- (701) Fire Pension Fund
- (702) Police Pension Fund

- (705) Police K-9 Unit Fund
- (711) Self-Funded Employee Benefit Fund
- (713) Unemployment Compensation Fund
- (714) Parental Leave Fund
- (730) City Cemetery Trust Fund
- (750) Equipment/Vehicle Leasing Fund
- (751) Parks Bond Capital Fund
- (753) Smart Streets Bond Capital Fund
- (755) South Bend Building Corporation Fund
- (757) Parks Bond Debt Service Fund
- (759) Eddy Street Commons Phase II Capital Fund
- (760) Eddy Street Commons Phase II Debt Service Fund

SECTION II. Section I of Ordinance No.10529-17is hereby amended to read as follows:

SECTION I. There shall be levied upon each One Hundred Dollars of Assessed Valuation of Taxable Property of the City of South Bend, Indiana, for the fiscal year 2017 to be collected in the year 2018 the following:

For CORPORATION GENERAL FUND, the sum of **\$03.6684** on each one hundred dollars of Taxable Property.

For PARK AND RECREATION FUND, the sum of **\$0.8631** on each one hundred dollars of Taxable Property.

For PARKS BOND DEBT SERVICE FUND, the sum of \$0.0306 on each one hundred dollars of Taxable Property.

For CUMULATIVE CAPITAL DEVELOPMENT FUND, the sum of **\$0.0405** on each one hundred dollars of Taxable Property.

Total Civil City Rate \$4.572 4.603

For REDEVELOPMENT BOND (COLLEGE FOOTBALL HALL OF FAME), the sum of ~~**\$0.08630**~~ **0.0560** on each one hundred dollars of Taxable Property.

Total Redevelopment Rate ~~\$0.0863~~ 0.0560

SECTION III. The Ordinance or Resolution for Appropriation and Tax Rates (Budget Form No. 4) for the Redevelopment District is hereby amended to modify the following fund and information as follows:

Fund Code: 8485

Fund Name: Special Redevelopment Debt Exempt from Circuit Break

Adopted Budget: ~~\$1,258,617~~ \$ 665,313
Adopted Tax Levy: ~~\$1,600,000~~ \$ 863,901
Adopted Tax Rate: ~~\$0.0863~~ 0.0560

SECTION IV. The Ordinance or Resolution for Appropriation and Tax Rates (Budget Form No. 4) for the City is hereby amended to add the following Fund and related information as follows:

Fund Code: 1380
Fund Name: Park Bond
Adopted Budget: \$593,304
Property Tax Levy: \$736,099
Property Tax Rate: \$0.0306

Section V. This Common Council hereby ratifies and approves the budget, the tax levies and the tax rates for the funds as amended hereby. Any other documentation/information that was submitted on behalf of the City to the Department of Local Government Finance (the "DLGF") is hereby amended so that it is consistent with the information contained herein. All of the other terms, conditions, budgets, tax levies and tax rates in the Ordinances shall remain in full force and effect. The President of the Council, the Mayor and the Controller are hereby authorized and directed to take any and all action necessary to confirm the changes set forth herein with the DLGF including, without limitation, filing a corrected Budget Form No. 4 for each of the Redevelopment District and the City.

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

Member, South Bend Common Council

Attest:

City Clerk

1st READING
PUBLIC HEARING
3rd READING
NOT APPROVED
REFERRED
PASSED

Presented by me to the Mayor of the City of South Bend, Indiana on the _____ day of _____, 2____, at _____ o'clock _____.m.

City Clerk

Approved and signed by me on the _____ day of _____, 2____, at _____ o'clock, _____.m.

Mayor, City of South Bend, Indiana

DMS 11571118v2