**ORDINANCE 16-1335**

AN ORDINANCE OF THE CITY OF WOODBURN, INDIANA

COMMON COUNCIL REGARDING

THE ESTABLISHMENT OF FUND 257 PERTAINING TO THE LOIT SPECIAL DISTRIBUTION PURSUANT TO SEA 67

WHEREAS, per the direction given by Todd Caldwell on behalf of the State Board of Accounts (“SBOA”) during the State called meeting in Michigan City on June 7th and 8th of 2016, an ordinance is required for the establishment of Fund 257, and given that the City of Woodburn (“City”) passed a resolution on June 6th, 2016 for the creation of Fund 257;

WHEREAS, on May 27, 2016 the Clerk Treasurer for the City received a one (1) time special distribution per SEA 67 in the amount of $27,263.85 (“Special Distribution”);

WHEREAS, per the direction given by the SBOA in accordance with the terms of a memorandum dated April 22, 2016 (“SBOA SEA 67 Memorandum”), at least seventy-five percent (75%) of the Special Distribution must be deposited into fund 257 titled LOIT Special Distribution and used for infrastructure as found under IC 6-3.6-9-17 (h)(1)(A).

The remaining twenty-five percent (25%) may be deposited into the general fund, into a properly created home rule fund, or into the rainy day fund and used for any purposes of the city.

NOT THEREFORE, BE IT ORDAINEDby the Common Council of the City of Woodburn, that Resolution 16-210 be repealed and replaced by Ordinance 16-1335, that Fund 257: LOIT Special Distribution, be established and that the funds received as part of the 2016 SEA 67 COIT-CEDIT Special Distribution be allocated as followed:

*One Hundred Percent (100%) be placed into Fund 257 and used for local road and streets budgeted for Budget Year 2017 or later.*

**[signatures on following page]**

Adopted and Resolved this \_\_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2016.

**COMMON COUNCIL OF THE CITY OF WOODBURN, INDIANA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Daniel Watts, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mike Voirol, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Dean Gerig, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Renner, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Michael Martin, Councilman

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Timothy Cummins, Clerk-Treasurer

The foregoing Ordinance passed by the Council is signed and approved ( ) / not approved ( ) by me on the same date.

 By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Joseph Kelsey, Mayor of the City of Woodburn

**WAIVER OF SECOND READING**

On motion duly made and seconded, the second reading of the foregoing Ordinance was unanimously waived and the Ordinance was deemed effective as of the date of passage.

**COMMON COUNCIL OF THE CITY OF WOODBURN, INDIANA**

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Daniel Watts, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Mike Voirol, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Dean Gerig, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 John Renner, Councilman

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Michael Martin, Councilman

ATTEST:

By: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Timothy Cummins, Clerk-Treasurer