

WELLS COUNTY COUNCIL ORDINANCE NO. 2009-12

An Ordinance Imposing An Additional Rate of the County
Adjusted Gross Income Tax to Fund Public Safety Costs

WHEREAS, Indiana Code 6-3.5-1.1-25, as added by P.L. 224-2007 ("Act"), Section 67, permits a county which has imposed an income tax rate under IC 6-3.5-1.1-24 and IC 6-3.5-1.1-26, both as added by the Act, to impose an additional income tax rate to provide funding for public safety (as defined in IC 6-1.1-25(a) in the county; and

WHEREAS, pursuant to IC 6-3.5-1.1-2(c), as amended by the Act, the county may impose the additional income tax rate after March 31 and before August 1 of a year; and

WHEREAS, the maximum rate at which an additional income tax rate may be imposed to provide funding for public safety is the lesser of: (i) twenty-five hundredths of one percent (0.25%) or (ii) the rate at which a county has imposed an income tax rate under IC 6-3.5-1.1-26; and

WHEREAS, the WELLS COUNTY ("County") COUNCIL has imposed an income tax rate under IC 6-3.5-1.1-26 at the rate of five one hundredths percent (0.05%); and

WHEREAS WELLS COUNTY ("County") desires to impose an additional income tax rate to provide funding for public safety in the County;

NOW, THEREFORE, BE IT ORDAINED BY THE WELLS COUNTY COUNCIL OF WELLS COUNTY, INDIANA, AS FOLLOWS:

1. Wells County ("County") hereby imposes an additional rate of the County Adjusted Income Tax at the rate of five one hundredths percent (0.05%), in accordance with Indiana Code 6-3.5-1.1-25 to provide funding for public safety in the County ("Public Safety Rate").
2. (a) The County auditor shall distribute income tax revenues attributable to the Public Safety Rate to the County and to each municipality in the County.
(b) The amount distributed to the County or municipality is equal to the result of:
 - (1) the portion of the income tax revenues attributable the Public Safety Rate; multiplied by
 - (2) a fraction equal to:
 - (A) the attributed allocation amount (as defined in IC 6-3.5-1.1-15) of the County or municipality for the calendar years; divided by
 - (B) the sum of the attributed allocation amounts of the County and each municipality in the County for the calendar year.
3. This ordinance takes effect November 7, 2008.
4. The County auditor shall send a certified copy of the ordinance to the Department


of State Revenue and the Department of Local Government Finance by certified mail.

PASSED THIS 2nd DAY OF June, 2009.

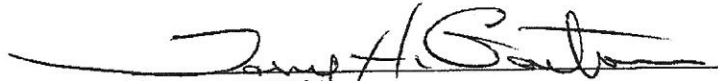
WELLS COUNTY COUNCIL:



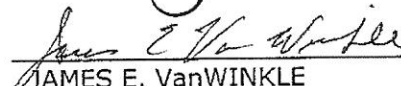
PETE W. COLE



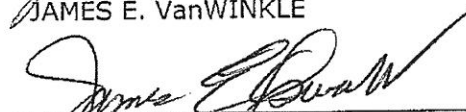
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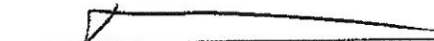
JAMES E. VanWINKLE



JAMES E. OSWALT

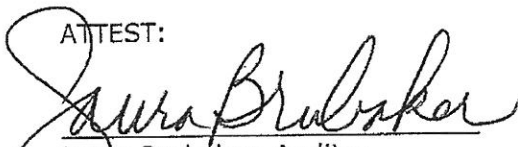


MICHAEL G. KRACIUM



TODD MAHNENSMITH

ATTEST:



Laura Brubaker, Auditor

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