

ORDINANCE NO 04-03-17-001 INN

**AN ORDINANCE AMENDING PREVIOUSLY ESTABLISHED
LOCAL COLLECTION OF INNKEEPER'S TAX IN
KOSCIUSKO COUNTY**

WHEREAS, the Kosciusko County Council, hereinafter referred to as "Council", has adopted the local collection of Innkeeper's Tax pursuant to IC 6-9-19-3 (d) in Ordinance No 94-2 and;

WHEREAS, such Innkeeper's Tax is currently in effect in Kosciusko County and being collected by the Kosciusko County Treasurer and;

WHEREAS, the Kosciusko County Convention, Recreation and Visitor's Commission herein referred to as "Commission" has been created by the Kosciusko County Commissioners in accordance with IC 6-9-18-5 (a) and IC 6-9-18-4(c) to promote conventions, visitors, and tourism in Kosciusko County with expenditures including, but not limited to, expenditures for advertising, promotional activities, trade shows, special events, and recreation and;

WHEREAS, funds from the Innkeeper's Tax authorized by IC 6-9-18-3 are to be used exclusively to fund the purposes of the "Commission", and;

WHEREAS, the actual amounts collected under that tax are unpredictable in nature;

THEREFORE, BE IT ORDAINED by the Kosciusko County Council as follows:

Section 1. Pursuant to IC 6-9-18-3 (d) the Kosciusko Council does hereby ordain that the Kosciusko county Innkeeper's Tax shall be reported on forms approved by the Kosciusko County Treasurer and that said tax shall be paid by those subject to it on a monthly basis to the Kosciusko County Treasurer. The Innkeeper's tax shall be paid to the Kosciusko County Treasurer not more than 20 days after the end of the month in which the Innkeeper's Tax is collected.

Section 2. The Treasurer of Kosciusko County is hereby authorized to prepare the necessary documents and establish appropriate procedures for implementation of local collection of the Kosciusko County Innkeeper's Tax.

CR 94-10-0508 & F2001050042

Section 3. The Kosciusko Council will authorize expenditures of all funds to the "Commission" per IC 6-9-18-6(b) through the budget process. No funds shall be expended without an appropriation.

Section 4. The "Commission" shall provide on an annual basis to the "Council", as part of the budgeting process, the following:

- A. A review of the "Commission's" activities for the prior year.
- B. Year to date expenditures for the current year budget.
- C. Budget request for the upcoming year on county prescribed forms.

Section 5. The "Council" authorizes the transfer of funds to be paid in monthly installments. The Auditor in accordance with IC 6-9-18-4 (b) shall issue a warrant directing the County Treasurer to transfer money from the Convention, Visitor, and Tourism Promotion Fund to the Kosciusko County Convention, Recreation and Visitor Commission on the last day of each month.

Section 6. Should the funds received and transferred to the "Commissions" exceed the budgeted amount approved by "Council", the "Commission" may request an additional appropriation in the amount of the excess.

Section 7. Should the funds received and transferred be less than the budgeted amount approved by "Council", the "Commission" understands that only those funds received shall be disbursed. No additional county funding will be used to supplement the budgeted amounts should there be a shortfall.

Adopted this 17th day of March, 2004.

KOSCIUSKO COUNTY COUNCIL

I affirm, under the penalties for perjury, that I have taken reasonable care to read each Social Security number in this document, unless required by law.

Peg Sheuerman

[Signature]
HAROLD JONES, PRESIDENT

[Signature]
TOM ANGLIN, VICE PRESIDENT

MAURICE BEER

[Signature]
JOHN KINSEY

[Signature]
CHARLENE KNISPEL

[Signature]
BRAD TANDY

[Signature]
LARRY TEGHEMEYER

ATTEST:

[Signature]
SUE ANN MITCHELL, AUDITOR
KOSCIUSKO COUNTY

I, Sue Ann Mitchell, the duly elected Auditor of Kosciusko County do hereby certify this copy of Ordinance No 04-03-17-001-INN is a true and correct copy of the original ordinance signed by the Kosciusko County Council March 17, 2004.

[Signature]
Sue Ann Mitchell, Auditor
Kosciusko County