

ORDINANCE NO. 2023-18

A RESOLUTION OF THE MORGAN COUNTY, INDIANA COUNCIL  
DIRECTING SUPPLEMENTAL TAX DISTRIBUTION TO BE FIRST USED  
TO LOWER THE COUNTY'S LEVY FREEZE TAX RATE

WHEREAS, Morgan County, Indiana (the "County") is a municipality organized and existing entity under the provisions of Ind. Code § 36-2-2 *et.-seq.*;

WHEREAS, under Ind. Code § 36-2-2-1 the Morgan County Commissioners ("Commissioners") serve together as the Executive of the County (the "Executive"); and

WHEREAS, the Morgan County Council ("Council") serves as the fiscal body of the County and as the adopting body under relevant Indiana code for purposes relevant to this Resolution; and

WHEREAS, the County currently has a levy tax rate freeze;

WHEREAS, Indiana Code § 6-3.5-9-15 outlines that the State budget agency shall make a supplemental distribution to the County in certain circumstances;

WHEREAS, Indiana Code § 6-3.5-9-15 also provides, along with Ind. Code § 6-3.5-11-1, that the County may adopt a Resolution to provide that the supplemental distribution shall first be used to lower the County's levy freeze tax rate.

NOW, THEREFORE, BE IT RESOLVED BY THE Morgan County Council as follows:

**Section 1.** The foregoing recitals are fully incorporated herein by reference.

**Section 2.** Any supplemental distribution that may be determined under Ind. Code § 6-3.5-9-15(d)(4) to be attributed to the County shall first be used to lower the County's levy freeze tax rate.

**Section 3.** For the avoidance of doubt, all appropriate steps shall be taken to incorporate the May 2023 supplemental distribution already received by the County toward lowering the County's levy freeze tax rate.

**Section 4.** All prior Resolutions or parts thereof inconsistent with any provision of this Ordinance are hereby repealed.

**Section 5.** If any portion of this Resolution is for any reason declared to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Resolution so long as enforcement of the same can be given the same effect.

Section 6. This Resolution shall be in full force and effect from and after its passage and signing by the Morgan County Council.

SO BE IT RESOLVED AND ADOPTED by the Morgan County Council this 7<sup>th</sup> day of August 2023.

MORGAN COUNTY COUNCIL  
MORGAN COUNTY, INDIANA

Kim Meredith

Kim Meredith, President

Vickie Kivett

Vickie Kivett, Vice President

ATTEST:

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Chip Keller

Melissa Greene

Melissa Greene

Brian Culp

Brian Culp

Troy Sprinkle

Troy Sprinkle

Jason Maxwell

Jason Maxwell