

ORDINANCE NO. 16-11

**AN ORDINANCE ESTABLISHING THE RENTAL HOUSING
INSPECTION FUND AND APPROPRIATIONS**

WHEREAS, Chapter 117 of the West Lafayette City Code provides for a program of inspection and certification of rental housing in order to promote the health and safety of the residents of rental housing, the appearance of the city's residential neighborhoods, and the preservation of residential property values throughout the city to the benefit of its residents; and

WHEREAS, House Enrolled Act No. 1543 (PL 212-2011) established a new requirement that effective May 10, 2011, fees assessed for rental unit inspection and registration, and other related fees be deposited in a special fund dedicated solely to reimbursing the costs reasonably related to services actually performed by the City that justified the imposition and amount of these fees (IC 36-1-20); and

WHEREAS, the City of West Lafayette's approved 2011 budget provides that fees related to rental unit inspection and certification be deposited to the General Fund, and expenses for services performed for rental housing and inspection be paid from the Department of Development in the General Fund and also the Economic Development Income Tax Fund, the rental housing inspection program income not being sufficient to entirely cover the costs of providing the services. In order to comply with the newly enacted State mandate, a new fund must be established and several adjustments to the 2011 budget are now necessary.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF WEST LAFAYETTE, INDIANA, that:

Section 1.

The Rental Housing Inspection Fund is established for the purpose of accounting for the activities of the City of West Lafayette rental housing inspection and certification program. All rental housing inspection fees, fines, legal settlements, fines, and any other receipts related to the rental housing inspection and certification program shall be deposited in the Rental Housing Inspection Fund. All costs of services performed to carry out the rental housing and inspection program shall be paid from the Rental Housing Inspection Fund. Interest earnings on the cash balance of the Rental Housing Inspection Fund shall be credited to the Fund.

Section 2.

The Common Council shall appropriate the Rental Housing Inspection Fund. Claims for disbursements from the Fund shall be submitted by the Director of Development or his/her designee to the Board of Public Works and Safety.

Section 3.

The Rental Housing Inspection Fund is established effective July 1, 2011.

Section 4.

A transfer from the General Fund to the Rental Housing Inspection Fund in the amount of \$91,780 is hereby authorized for the purposes of remitting \$16,780 of housing inspection fees deposited to the General Fund for the period May 10, 2011 through June 30, 2011 and providing \$75,000 to assure a sufficient balance to pay the necessary expense of the rental housing and inspection program.

Section 5.

For the expenses of the municipal corporation, the following additional sums of money are hereby appropriated and ordered set apart out of the Rental Housing Inspection Fund and for the purposes herein specified, subject to the laws of governing the same:

RENTAL HOUSING INSPECTION FUND

<u>Account</u>	<u>Description</u>	<u>Additional Appropriation</u>
36-110	Salaries – Full Time	\$ 54,332
36-151	Personnel Insurance	7,904
36-152	Dependent Insurance	1,462
36-153	PERF, FICA/MED, Unemployment	8,368
36-210	Office Supplies	914
36-222	Gasoline	431
36-311	Legal Services	25,000
36-321	Postage	650
36-322	Travel	500
36-323	Telephone	696
36-331	Legal Notices	100
36-391	Memberships, Subscriptions & Dues	554
36-447	Vehicle Lease/Purchase	3,444
	TOTAL	<u>\$ 104,355</u>

Section 6.

The effective date of the additional appropriations in this ordinance shall be July 1, 2011.

This ordinance shall be in full force and effect after its passage and signing by the Mayor, and notification of the additional appropriation to the Department of Local Government Finance.