



Food & Beverage Tax Advisory Commission

Cheryl Munson
Andy Ruff
Julie Thomas
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Mark Bell
Lennie Busch



FOOD AND BEVERAGE TAX ADVISORY COMMISSION AGENDA

Monday, July 22, 2024 at 4:30 pm

HR-Council Conference Room and Teams Connection

[Join the meeting now](#)

Meeting ID: 252 723 916 714

Passcode: dYLuQv

- The public's video feed will be turned off by the meeting administrator.
- The public will be able to listen and record.
- The public should raise their hand if they wish to speak during the public comment period.

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"Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Monroe County, should contact the Monroe County Title VI Coordinator, E Sensenstein, (812) 349-7314, esensenstein@co.monroe.in.us, as soon as possible, but no later than forty-eight (48) hours before the scheduled event. Individuals requiring special language services should, if possible, contact the Monroe County Title VI Coordinator at last seventy-two (72) hours prior to the date on which the services will be needed. The meeting is open to the public."

1. **CALL MEETING TO ORDER**
2. **ROLL CALL**
3. **RECOMMENDATION REGARDING RESOLUTION 2024-15**
4. **BOND COUNSEL INVOICE**
5. **ADJOURNMENT**

RESOLUTION 2024-15

**REQUESTING THE FOOD AND BEVERAGE TAX ADVISORY COMMISSION TO
MAKE A RECOMMENDATION FOR EXPENDITURE OF FOOD AND BEVERAGE
TAX REVENUES**

- WHEREAS, the City of Bloomington (“City”) and Monroe County (“County”) are collaborating on a project to expand the Monroe County Convention Center (the “Project”); and
- WHEREAS, a Capital Improvement Board (“CIB”) was established in July 2023 by the County through adoption of County Commissioner Ordinance 2023-24 for the purpose of managing and directing the affairs of the Project; and
- WHEREAS, the City and the County have since executed an Interlocal Cooperation Agreement (“Agreement”) for the operation of the CIB and the Convention and Visitors Commission; and
- WHEREAS, in the Agreement, the City and County agreed that, during the Project design and construction period, the CIB has authority to determine its budget solely with the Common Council, using City food and beverage tax revenues or any other city-designated funds; and
- WHEREAS, Indiana Code § 6-9-41-15 requires that the City develop a written plan before December 1 of each year that includes, among other things, the proposed use of food and beverage tax funds for the upcoming calendar year; and
- WHEREAS, in November 2023, the City’s Controller and Corporation Counsel submitted a written plan to the Indiana State Board of Accounts, which stated that the City anticipated using food and beverage tax funds in 2024 to:
1. To pay the expenses associated with creating a nonprofit building corporation to issue debt in support of design and construction of the Convention Center expansion.
 2. Under an appropriate agreement with the CIB, to pay the CIB’s personnel and administrative expenses during the design and construction phase of the expansion project, including the hiring of counsel and a controller.
 3. Under an appropriate agreement with the CIB, to draw on already-appropriated funds to pay for architecture and engineering services as the project moves ahead; and
- WHEREAS, according to Indiana Code § 6-9-41-15, “money deposited in the city food and beverage tax receipts fund may be used only to finance, construct, operate, or maintain a convention center, a conference center, or related tourism or economic development projects;” and
- WHEREAS, according to Indiana Code § 6-9-41-16(b), the Common Council, as legislative body of the City, “must request the advisory commission's recommendations concerning the expenditure of any food and beverage tax funds”; and
- WHEREAS, on April 10, 2024, after receiving a positive recommendation from the Food and Beverage Tax Advisory Commission, the Common Council adopted Resolution 2024-10 to approve of a 2024 CIB budget of \$250,000; and
- WHEREAS the CIB has submitted a proposed revised 2024 budget, attached hereto as Exhibit A, for the Common Council’s review and approval;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. The Common Council, under Indiana Code § 6-9-41-16(b), hereby requests the Food and Beverage Tax Advisory Commission to consider and adopt written recommendations regarding the CIB's proposed revised 2024 budget to be funded from the City's portion of food and beverage tax revenues.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 18 day of June, 2024.



ISABEL PIEDMONT-SMITH, President
Bloomington Common Council

ATTEST:



NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 20 day of June, 2024.



NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 24 day of June, 2024.



KERRY THOMSON, Mayor
City of Bloomington

SYNOPSIS

This resolution is a request from the Common Council for the Food and Beverage Tax Advisory Commission to recommend expenditures of food and beverage tax revenues toward a revised 2024 budget for the Capital Improvement Board.

Distributed to: Clerk, Controller, Council Attorney, Legal, and Mayor.

Monroe County Capital Improvement Board
 Revised 2024 Budget

		Approved Budget	Revised Budget	Additional Request
Category 1 - Personnel Services		0	0	0
Category 2 - Supplies		1,000	500	(500)
Category 3 - Services				
Professional Fees-Internal	Legal	90,000	122,858	32,858
	Controller	40,000	46,844	6,844
Professional Fees - External	Owner's Rep	50,000	305,000	255,000
Architectural & Design Fees		50,000	50,000	0
Insurance		15,000	0	(15,000)
Other	Website	4,000	500	(3,500)
CMC preconstruction services		0	75,000	75,000
Category 4 - Capital		0	0	0
Total		<u>250,000</u>	<u>600,702</u>	<u>350,702</u>

Monroe County Capital Improvement Board
Revised 2024 BUDGET MEMORANDUM

To: Members of the City of Bloomington Common Council
From: Eric Spoonmore, Treasurer
Jeffrey Underwood, Controller/Assistant Treasurer

Re: Revised 2024 Budget

As noted during the approval of the initial budget, we are submitting a proposed revised 2024 budget for the Council's review and approval.

This proposal builds on the current budget. The requested additional funds provide funding for the remainder of 2024.

The revised budget request is \$600,702, which is an increase of \$350,702. The increase is broken down as follows.

Category 2 - Supplies: Decrease of \$500

Category 3 – Services: Increase of \$351,202

- **Professional Services-Internal** includes services provided by the Board's Attorney and Controller. This is an increase of \$32,858 and \$6,844 respectively.
- **Professional Services-External** includes services provided by the Owner's Representative and represents an increase of \$255,000. The request also adds funding in the amount of \$75,000 for preconstruction services to be provided by the Construction Manager.
- All agreements for professional services to the CIB stipulate that compensation for such services is contingent upon City Council budget approval.

Please note, the original CIB budget request included funding for insurance, however Monroe County Government has informed the CIB that they will extend their insurance coverage for the CIB at no additional cost. Therefore, we have removed insurance coverage from this request.

"Other" includes services such as, but not limited to, design and maintenance of CIB website and related services. We have now established a website for the CIB and have decreased this request by \$3,500.

Thank you for your consideration and support for our request.



P.O. Box 247
Westfield, Indiana 46074

Phone (317) 867-5888
www.owkcpa.com

INVOICE

Ms. Jessica McClellan, Controller
City of Bloomington
401 North Morton Street, Suite 240
Bloomington, Indiana 47404

RE: CITY OF BLOOMINGTON, INDIANA
CONVENTION CENTER PROJECT

For professional services rendered in connection with general accounting and support services including additional updates to feasibility calculations for the convention center project based upon new food and beverage tax collection data.

Time summary:	1/1/2024 - 4/30/2024	<u>Hours</u>
CPAs - Partners		13.75
Time charges:	1/1/2024 - 4/30/2024	<u>Amount</u>
Standard time charges		\$3,850.00
Out of pocket costs		<u>0.00</u>
INVOICE AMOUNT		<u><u>\$3,850.00</u></u>

2024 hourly billing rates amount to \$280 for CPA-Partner time charges.

If Paying by Wire Transfer please use the Following Instructions:

Account Name: O. W. Krohn & Associates, LLP
Account Number: 149301001090
Bank: KeyBank
Routing Number: 041001039

CITY OF BLOOMINGTON - ESTIMATED F AND B BONDING CAPACITY

	Month	City Only Food and Beverage Collections	Rolling 12-Month Average	Estimated Current Bond Capacity <i>Coverage</i> <i>110%</i> <i>Term</i> <i>20</i> <i>Rate</i> <i>4.50%</i>	Estimated Current Bond Capacity <i>Coverage</i> <i>100%</i> <i>Term</i> <i>25</i> <i>Rate</i> <i>4.75%</i>
				ASSUMES CITY BACK-UP	
				CONSERVATIVE	AGGRESSIVE
PRE- COVID	March, 2019	239,641	\$ 2,881,165	\$ 34,070,000	\$ 41,640,000
	April, 2019	262,002	2,939,990	34,770,000	42,490,000
	May, 2019	303,961	2,967,364	35,090,000	42,890,000
	June, 2019	240,385	3,017,989	35,690,000	43,620,000
	July, 2019	256,955	3,034,362	35,880,000	43,860,000
	August, 2019	197,887	3,004,053	35,520,000	43,420,000
	September, 2019	234,875	3,029,435	35,820,000	43,790,000
	October, 2019	303,099	2,975,878	35,190,000	43,010,000
	November, 2019	260,202	2,990,264	35,360,000	43,220,000
	December, 2019	287,978	3,062,279	36,210,000	44,260,000
	January, 2020	263,496	3,073,036	36,340,000	44,420,000
	February, 2020	222,975	3,073,456	36,340,000	44,420,000
COVID ERA	March, 2020	240,853	3,074,668	36,360,000	44,440,000
	April, 2020	185,506	2,998,172	35,450,000	43,340,000
	May, 2020	144,850	2,839,061	33,570,000	41,040,000
	June, 2020	139,438	2,738,114	32,380,000	39,580,000
	July, 2020	180,397	2,661,556	31,470,000	38,470,000
	August, 2020	172,820	2,636,489	31,180,000	38,110,000
	September, 2020	236,525	2,638,139	31,200,000	38,130,000
	October, 2020	213,795	2,548,835	30,140,000	36,840,000
	November, 2020	216,562	2,505,195	29,620,000	36,210,000
	December, 2020	229,966	2,447,183	28,940,000	35,370,000
	January, 2021	188,052	2,371,739	28,050,000	34,280,000
	February, 2021	181,569	2,330,333	27,560,000	33,680,000
RECOVERY	March, 2021	221,662	2,311,142	27,330,000	33,410,000
	April, 2021	241,495	2,367,131	27,990,000	34,210,000
	May, 2021	293,977	2,516,258	29,760,000	36,370,000
	June, 2021	279,493	2,656,313	31,410,000	38,390,000
	July, 2021	248,406	2,724,322	32,220,000	39,380,000
	August, 2021	248,827	2,800,329	33,120,000	40,480,000
	September, 2021	301,543	2,865,347	33,880,000	41,420,000
	October, 2021	327,656	2,979,208	35,230,000	43,060,000
	November, 2021	319,891	3,082,537	36,450,000	44,550,000
	December, 2021	331,340	3,183,911	37,650,000	46,020,000
	January, 2022	276,019	3,271,878	38,690,000	47,290,000
	February, 2022	272,963	3,363,272	39,770,000	48,610,000
CURRENT	March, 2022	288,875	3,430,485	40,570,000	49,580,000
	April, 2022	307,009	3,495,999	41,340,000	50,530,000
	May, 2022	337,563	3,539,585	41,860,000	51,160,000
	June, 2022	318,300	3,578,392	42,320,000	51,720,000
	July, 2022	308,133	3,638,119	43,020,000	52,590,000
	August, 2022	286,829	3,676,121	43,470,000	53,130,000
	September, 2022	305,831	3,680,409	43,520,000	53,200,000
	October, 2022	357,837	3,710,590	43,880,000	53,630,000
	November, 2022	367,054	3,757,753	44,440,000	54,310,000
	December, 2022	345,768	3,772,181	44,610,000	54,520,000
	January, 2023	328,548	3,824,710	45,230,000	55,280,000
	February, 2023	369,130	3,920,877	46,370,000	56,670,000
March, 2023	341,840	3,973,842	46,990,000	57,440,000	
April, 2023	357,017	4,023,850	47,580,000	58,160,000	
May, 2023	388,448	4,074,735	48,190,000	58,900,000	
June, 2023	316,697	4,073,132	48,170,000	58,870,000	
July, 2023	297,362	4,062,361	48,040,000	58,720,000	
August, 2023	289,347	4,064,879	48,070,000	58,750,000	
September, 2023	325,264	4,084,312	48,300,000	59,030,000	
October, 2023	406,416	4,132,891	48,870,000	59,740,000	
November, 2023	372,032	4,137,869	48,930,000	59,810,000	
December, 2023	326,928	4,119,029	48,710,000	59,540,000	

PRELIMINARY - FOR DELIBERATIVE PURPOSES