

TOWN OF FARMINGTON ORDINANCE NO. 225-13 2013 BUDGET AMENDMENT December 16, 2013

AN ORDINANCE OF THE TOWN OF FARMINGTON, WASHINGTON, amending Ordinance No. 220-12 thereby revising the Current Expense Fund, Street Fund, Special Equipment Reserve Fund, Capital Projects Fund, Water Fund, Short Lived Asset Replacement Fund, Sewer Fund and CDBG – Well One Improvement Fund which were set forth in the 2013 Annual Budget for the Town of Farmington.

THE TOWN COUNCIL OF THE TOWN OF FARMINGTON does ordain as follows:

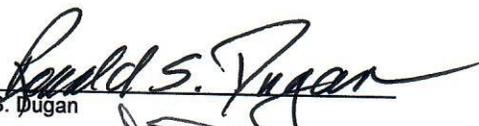
SECTION 1. Ordinance No 220-12 adopting the "2013 Annual Budget for the Town of Farmington, Washington" is hereby amended to include those particular budget revisions set forth in Section 2, below.

SECTION 2. Estimated resources, including fund balances for each separate fund of the Town of Farmington, and aggregate totals (net of transactions between funds) for such funds combined, for the year 2013 are set forth below and are hereby appropriated for expenditure at the fund level during the year 2013 as set forth below:

<u>Fund</u>	<u>Estimated Revenues</u>	<u>Expenditures</u>
001 Current Expense Fund	\$ 143,400	\$ 87,000
101 Street Fund	\$ 26,000	\$ 22,000
306 Special Equipment Reserve Fund	\$ 9,195	\$ 7,000
307 Capital Projects Fund	\$ 700	\$ 0
401 Water Fund	\$ 55,800	\$ 45,000
407 Short Lived Asset Replacement Fund	\$ 15,800	\$ 15,000
409 Sewer Fund	\$ 57,000	\$ 23,000
413 CDBG/Rehabilitation of Well #1	\$ 75,000	\$ 75,000
 Total All Funds	 \$ 382,895	 \$ 274,000

SECTION 3. This ordinance shall be in full force and effect five days after it or a summary thereof, is published in the official newspaper of the Town of Farmington as required by law.

PASSED by the Town Council of the Town of Farmington at its regular meeting on December 16, 2013

Mayor: 
Ronald S. Dugan

Attest: 
Barbara Dial-Flomer, Clerk-Treasurer

APPROVED AS TO FORM:

By: _____
Stephen Bishop, Town Attorney

Passed: _____

Published: _____

Effective date: _____

**TOWN OF FARMINGTON
ORDINANCE NO. 220-12
ADOPTION OF 2013 BUDGET**

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FARMINGTON, WASHINGTON, ADOPTING THE BUDGET FOR 2013, setting forth appropriations and estimated revenues and adopting, by reference, the final budget for 2013.

THE TOWN COUNCIL OF THE TOWN OF FARMINGTON DO ORDAIN AS FOLLOWS:

SECTION 1: The Mayor of the Town of Farmington completed and placed on file with the Clerk a preliminary budget, including estimates of revenues and expenditures for operations of the town for the fiscal year beginning January 1st, 2013 and ending December 31st, 2013.

SECTION 2: The Town Council has made such adjustments and changes to said preliminary budget, as it deems necessary or proper at the time.

SECTION 3: The Town advertised and properly held the statutory public hearings on October 15th and November 19st, 2012.

SECTION 4: The proposed budget, as revised, was fixed by the Town Council on December 27th, 2012 and is now on file in the Office of the Clerk, and is hereby adopted by fund, and incorporated herein as set forth, in full, in this ordinance.

SECTION 5: The following is a summary of the totals of estimated revenues and appropriations for each separate fund and the aggregate totals for all funds combined:

FUND	Revenues	Expenditures
Current Expense Fund	\$ 143,400.00	\$ 70,157.00
City Street Fund	\$ 22,100.00	\$ 18,577.00
Special Equipment Reserve Fund	\$ 9,195.00	\$ 7,000.00
Capital Projects Fund – REET	\$ 700.00	\$ 000.00
Water Fund	\$ 55,800.00	\$ 33,450.00
Short-Lived Asset Replacement Fund	\$ 15,800.00	\$ 15,000.00
Sewer Fund	\$ 60,100.00	\$ 16,740.00
CDBG/Rehabilitation of Well #1Fund	\$ 3,000.00	\$ 3,000.00
TOTAL BUDGET	\$ 310,095.00	\$163,924.00

SECTION 6: The Clerk is directed to transmit a copy of the budget, as hereby adopted, to the State Auditor's Office, Division of Municipal Corporations, and to the Association of Washington Cities.

ORDINANCE NO. 204-09

AN ORDINANCE OF THE TOWN OF FARMINGTON, WASHINGTON, imposing a utility tax for a source of revenue for Town services and capital requirements on the gross revenues derived from the sale of telephone, water, and sewer service within the Town of Farmington.

BE IT ORDAINED BY THE COUNCIL OF THE TOWN OF FARMINGTON AS FOLLOWS:

Section 1. There is hereby levied and there shall be collected from every person, firm, corporation, organization, or business engaged in the business activities hereinafter set forth on and after January 1, 2010, for the act and privilege of engaging in such activities within the Town, a tax to be known as a "utility tax" in the amounts to be determined by the application of the rates herein stated against gross income, as follows:

A. Upon every person, firm, incorporating organization or business engaged in or carrying on a telephone business, a tax equal to six percent (6%) of the total, gross operating income, including income from intrastate tolls derived from the operation of such businesses within the Town.

The statutory definitions of "telephone business" and "competitive telephone service" as now set forth in RCW 82.04.065, and as it may be hereafter amended, are adopted for the purposes of this ordinance. The term "telephone business" shall not include the providing of competitive telephone service, nor shall it include cable television service. The term shall, however, include the providing of cellular or wireless telephone service.

B. Upon the sale, delivery, distribution or furnishing of water for domestic, business, and industrial consumption, a tax equal to six percent (6%) of the total, gross income from such sales.

C. Upon the furnishing of sanitary sewage collection and disposal services to domestic, business, and industrial customers, a tax equal to six percent (6%) of the total, gross income from such services.

Section 2. A. The tax imposed by this ordinance shall be due and payable in monthly installments, on or before the 30th day of the month next succeeding the end of the monthly period in which the tax is accrued.

B. On or before the due date, the taxpayer shall file with the Town Clerk-Treasurer a written return, upon such form and setting forth such information as the Clerk-Treasurer shall reasonably require, together with payment of the amount of the tax due.

Section 3. In computing the utility tax imposed by this ordinance, the taxpayer may deduct from its gross operating revenues the following items:

A. Amounts from a business which the Town is prohibited from taxing under the Constitution of the State of Washington or the United States of America; and

B. Adjustments made to a billing or customer account in order to reverse a billing or charge that had been made as a result of a billing error, third-party fraud, or crime, and which was not properly a debt of the customer.

Section 4. Each taxpayer shall keep records reflecting the amount of the taxpayer's gross operating revenues derived from sales or services within the Town,

and such records shall be open at all reasonable times for inspection by the Clerk-Treasurer or Clerk-Treasurer's authorized agent, for verification of the tax returns or for fixing the tax due from a taxpayer who shall fail to make a return.

Section 5. A. If a tax payment due under this ordinance is not received by the Treasurer on or before its due date, there shall be added an interest penalty as follows:

1. one to 40 days delinquent, 10% or \$5.00, whichever is greater;
2. 41-70 days delinquent, 15% or \$10.00, whichever is greater;
3. 71 or more days delinquent, 20% or \$15.50, whichever is greater.

B. Any unpaid tax due under this ordinance, and all penalties assessed thereon, shall constitute a debt to the Town and may be collected by legal proceedings, which remedy shall be in addition to all other remedies available to the Town.

Section 6. Whenever the boundaries of the Town are changed by annexation, all taxpayers such to this ordinance shall be notified of the change.

Section 7. All revenues paid to the Town under the terms of this ordinance shall be deposited into the Town General Fund.

Section 8. There is hereby established a referendum procedure to apply to repeal this Ordinance. A referendum petition may be filed within seven (7) days of publication of this Ordinance in the official newspaper of the Town of Farmington. Within ten (10) days the Town Clerk-Treasurer shall confer with the petitioner concerning the form and style of the petition, issue the petition an identification number, and secure an accurate, concise and positive ballot title from the designated local official. The petitioner shall have thirty (30) days in which to secure the signatures of not less than fifteen (15%) percent of the registered voters of the Town, as of the last municipal general election,

upon petition forms which contain the ballot title and the full text of the measure to be referred. The filing officer shall verify the sufficiency of the signatures are properly submitted and if sufficient, shall certify the referendum measure to the next election ballot within the Town or at a special election ballot.

Section 9. This ordinance shall be in full force and effect five (5) days after it has been published in the official newspaper of the Town of Farmington as required by law.

PASSED this 26th day of October, 2009, by the Town Council of the Town of Farmington.

APPROVED:

Laura Hakerson
Mayor

ATTEST: Jenna McDonald
Clerk

Approved as to form:

Stephen Bishop
Stephen Bishop, Town Attorney

Passed: 10/26/09

Published: 11/5/09

Effective date: 11/10/09