

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF KIRKSVILLE, MISSOURI REAFFIRMING THE BUSINESS LICENSE TAX RATES CURRENTLY IMPOSED ON PUBLIC UTILITY CORPORATIONS CONDUCTING BUSINESS WITHIN THE CITY AND MATTERS RELATED THERETO.

WHEREAS, the Missouri Public Service Commission (PSC) has granted a tariff increase in excess of seven (7) percent to Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”);

WHEREAS, tariff increases in excess of seven (7) percent by public utility corporations trigger certain requirements under RSMo Section 393.275 to either roll back the rate of business license taxes imposed by cities on the gross receipts of public utility corporations or to pass an ordinance maintaining the existing rates despite the increase in the gross receipts to these public utility corporations as a result of the tariff increase;

WHEREAS, RSMo Section 393.275.2 requires cities to roll back the rate of the business license tax within 60 days of the effective date of the tariff increase unless such cities pass an ordinance to maintain the existing rate;

WHEREAS, the PSC has established the effective date of the tariff increase granted to Ameren Missouri as July 31, 2011 and 60 days from that date is September 29, 2011; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKSVILLE, MISSOURI, AS FOLLOWS:

SECTION ONE: Pursuant to RSMo Section 393.275, and any and other applicable authority, the City of Kirksville shall maintain the rates of its business license taxes on the gross receipts of public utility corporations without reduction notwithstanding any period fluctuations in the tariffs of such public utility corporation or any notice thereof including, but not limited to, notice sent under RSMo Section 393.275.

SECTION TWO: This ordinance shall be in full force and effective as of September 19, 2011.

PASSED by the City Council of the City of Kirksville, Missouri, and approved by the Mayor of Kirksville this 19th day of September, 2011.

Richard L. Detweiler, Mayor

ATTEST:

Vickie Brumbaugh, City Clerk