

RESOLUTION NO. 88 – 15

**RESOLUTION ADOPTING REVENUE PURPOSE STATEMENT REGARDING
USE OF REVENUES FROM PROPOSED GAS AND ELECTRIC FRANCHISE
FEES PURSUANT TO IOWA CODE § 364.2(4)(f)**

WHEREAS, the City of Creston is considering a renewal to its current gas franchise with IES Utilities, Inc., now Interstate Power and Light Company, and current electric franchises with IES Utilities, Inc., now Interstate Power and Light Company (under which a franchise fee will be assessed); and

WHEREAS, the City Council of the City of Creston will hold a public hearing regarding any renewal to its gas and electric franchises prior to adoption of any renewed franchises; and

WHEREAS, Iowa Code § 364.2(4)(f) requires adoption of a “Revenue Purpose Statement” by a city council prior to the adoption of any franchise containing a franchise fee or any ordinance imposing a franchise fee specifying the purpose or purposes for which any revenue generated by a franchise fee will be used; and

WHEREAS, as required by Iowa Code § 364.2(4)(f) a copy of the proposed “Revenue Purpose Statement” has been published in the manner provided by Iowa Code § 362.3.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Creston:

Section 1: The following “Revenue Purpose Statement” is hereby adopted by the City Council of the City of Creston, to wit:

**REVENUE PURPOSE STATEMENT REGARDING USE OF REVENUE FROM
GAS AND ELECTRIC FRANCHISE FEES**

Pursuant to Iowa Code § 364.2(4)(f) the City of Creston states that all revenue generated from franchise fees assessed on the sales of gas or electricity within the city shall be deposited in the franchise fee account in the general fund and shall be used to reimburse the City for all costs associated with inspecting, supervising or otherwise regulating its franchises. Moneys in the franchise fee account in the general fund in excess of the amounts necessary for costs associated with inspecting, supervising or otherwise regulating its franchises shall be expended for any of the following:

repair, remediation, restoration, cleanup, replacement, and improvement of existing public improvements and other publicly owned property, buildings, and facilities; projects designed to prevent or mitigate future disasters as defined in Iowa Code § 29C.2; energy conservation measures for low-income homeowners, low-income energy assistance programs, and weatherization programs; public safety, including the equipping of fire, police, emergency services, sanitation, street, and civil defense departments; the establishment, construction, reconstruction, repair, equipping, remodeling, and extension of public works, public utilities, and public transportation systems; the construction, reconstruction, or repair of streets, highways, bridges, sidewalks, pedestrian underpasses and overpasses, street lighting fixtures, and public grounds, and the acquisition of real estate needed for such purposes; abatement of fees for property damaged by a disaster as defined in Iowa Code § 29C.2; and economic development activities and projects.

Section 2. The City Clerk shall cause this "Revenue Purpose Statement Regarding Use of Revenue from Gas and Electric Franchise Fees" as adopted to be published in the manner required by Iowa Code § 362.3.

Adopted the 16th day of December, 2014.

ROLL CALL VOTE	AYE	NAY	ABSENT	ABSTAIN
Nancy Loudon	X			
Gary Lybarger	X			
Dave Koets	X			
Marsha Wilson	X			
Ann Levine	X			
Rich Madison	X			
Randy White	X			


 Warren Woods, Mayor

ATTEST:


 Lisa Williamson
 City Clerk