

**ORDINANCE NO. 452**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF  
THE CITY OF EARLHAM, IOWA, BY AMENDING THE NATURAL GAS FRANCHISE**

**WHEREAS**, the City of Earlham, Iowa, and MidAmerican Energy Company entered into a natural gas franchise agreement for Natural Gas Ordinance No. 449, adopted by the City Council on February 12, 2024; and,

**WHEREAS**, the City of Earlham and MidAmerican Energy Company agree the franchise must be amended.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Earlham, Iowa, as follows:

1. That Section 15 of Ordinance No. 449 being:

**Section 14.** A franchise fee of zero (0) percent is imposed upon, and shall be collected from, the natural gas customers of the Company receiving service and located within the corporate limits of the City. The franchise fee shall be imposed upon the gross receipts, minus uncollectible accounts, generated from sales of natural gas and distribution service with the following conditions.

**is hereby struck and the following Section 14 is substituted therefore:**

**Section 14.** A franchise fee of one and a half (1½) percent is imposed upon, and shall be collected from, the natural gas customers of the Company receiving service and located within the corporate limits of the City. The franchise fee shall be imposed upon the gross receipts, minus uncollectible accounts, generated from sales of natural gas and distribution service with the following conditions.

Passed and approved by the Council on the \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Jeff Lillie, Mayor

ATTEST: \_\_\_\_\_  
Mary Sue Hibs, City Clerk

Passed First Reading: 4-8-24  
Passed Second Reading: 5-13-24  
\_\_\_\_ Third Reading: \_\_\_\_\_

<u>Member</u>	<u>1<sup>st</sup> Reading</u>	<u>2<sup>nd</sup> Reading</u>	<u>3<sup>rd</sup> Reading</u>
Fredericksen			
Miller			
Mudge			
Nelsen			
Visser			

I, Mary Sue Hibbs, City Clerk of the City of Earlham, Iowa, hereby certify that the above and foregoing is a true copy of Ordinance No. 449, passed by the Earlham City Council at a meeting held \_\_\_\_\_, 2024, and signed by the mayor \_\_\_\_\_, and published as provided by law on \_\_\_\_\_ 2024

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Mary Sue Hibbs, Clerk