

CITY OF LeROY  
COUNTY OF McLEAN  
STATE OF ILLINOIS

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ORDINANCE NO. 00-10-01-10

AN ORDINANCE FURTHER AMENDING AN ORDINANCE (00-08-01-10) ESTABLISHING  
A GROSS RECEIPTS UTILITY TAX, AND FURTHER AMENDING CHAPTER 33  
OCCUPATION AND USE TAX, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS,  
1975 (AS AMENDED)

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ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY  
THIS 16th DAY OF OCTOBER , 2000.

PRESENTED: October 16 , 2000

PASSED: October 16 , 2000

APPROVED: October 16 , 2000

RECORDED: October 16 , 2000

PUBLISHED: October 16 , 2000

In Pamphlet Form

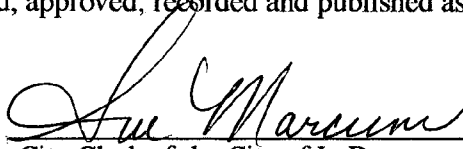
Voting "Aye" 6

Voting "Nay" 0

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The undersigned being the duly qualified and acting City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned ordinance and that such ordinance was presented, passed, approved, recorded and published as above stated.

(SEAL)

  
\_\_\_\_\_  
City Clerk of the City of LeRoy,  
McLean County, Illinois

Dated: October 16 , 2000.

ORDINANCE NO. 00-10-01-10

AN ORDINANCE FURTHER AMENDING AN ORDINANCE (00-03-01-10) ESTABLISHING  
A GROSS RECEIPTS UTILITY TAX, AND FURTHER AMENDING CHAPTER 33  
OCCUPATION AND USE TAX, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS,  
1975 (AS AMENDED)

WHEREAS, the Mayor and City Council of the City of LeRoy, McLean County, Illinois, an Illinois municipal corporation, have determined that it is in the best interests of the City of LeRoy and of its residents that the utility tax ordinance, recently adopted, which has been amended, be further amended and that Chapter 33 of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), be further amended,

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of LeRoy, McLean County, Illinois, in lawful meeting assembled, as follows:

Section 1. Sub-sub-sub-sub-section (a) (3) (A) (I) of Section 33.04 Gross Receipts Utility Tax, of Chapter 33 OCCUPATION AND USE TAX, of the Municipal Code of the City of LeRoy, Illinois, 1975 (as amended), is hereby amended by deletion of the phrase "of 1 cent" in each of the sub-sub-sub-sub-sub-sections (i) through (x), and the word "cents" is substituted therefor in each of the aforesaid sub-sub-sub-sub-sub-sections (i) through (x), meaning, for example, where sub-sub-sub-sub-sub-section (a) (3) (A) (I) (i) now reads as follows:

- (i) For the first 2,000 kilowatt-hours used or consumed in a month, .005355 of 1 cent per kilowatt-hour,

after the aforesaid amendment such sub-sub-sub-sub-sub-section shall read as follows:

- (i) For the first 2,000 kilowatt-hours used or consumed in a month, .005355 cents per kilowatt-hour,

therefore, said sub-sub-sub-sub-sub-sections (i) thru (x), upon amendment, shall read as follows:

- (i) For the first 2,000 kilowatt-hours used or consumed in a month, .005355 cents per kilowatt-hour,
- (ii) For the next 48,000 kilowatt-hours used or consumed in a month, .003511 cents per kilowatt-hour,
- (iii) For the next 50,000 kilowatt-hours used or consumed in a month, .003160 cents per kilowatt-hour,

- (iv) For the next 400,000 kilowatt-hours used or consumed in a month, .003072 cents per kilowatt-hour,
- (v) For the next 500,000 kilowatt-hours used or consumed in a month, .002985 cents per kilowatt-hour,
- (vi) For the next 2,000,000 kilowatt-hours used or consumed in a month, .002809 cents per kilowatt-hour,
- (vii) For the next 2,000,000 kilowatt-hours used or consumed in a month, .002765 cents per kilowatt-hour,
- (viii) For the next 5,000,000 kilowatt-hours used or consumed in a month, .002721 cents per kilowatt-hour,
- (ix) For the next 10,000,000 kilowatt-hours used or consumed in a month, .002677 cents per kilowatt-hour, and
- (x) For all electricity used or consumed in excess of 20,000,000 kilowatt-hours in a month, .002633 cents per kilowatt-hour.

Section 2. The City Council of the City of LeRoy hereby finds that it was the intent of the City Council that the aforesaid sub-sub-sub-sub-sub-sections (i) thru (x) be worded as the same are amended to read by this Ordinance, effective March 6, 2000, and due to a typographical error the sub-sub-sub-sub-sub-sections incorrectly expressed the strata figures for each number of kilowatt-hours as being a portion of one cent instead of cents per kilowatt-hour.

Section 3. All ordinances, or parts thereof, and all resolutions, or parts thereof, in conflict with this Ordinance shall be and the same are hereby repealed to the extent of such conflict, and this Ordinance shall be in full force and effect as set forth hereafter.

Section 4. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or any liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance, or any part of any act or ordinance, hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance. Further, it is the intent of the City Council that the tax provided for in the aforesaid Section 33.04 (a) (3), as corrected by this Ordinance, and expressed as being effective July 1, 2000, in accordance with Ordinance 00-03-01-10, shall remain in effect.

Section 5. This ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED by the City Council of the City of LeRoy, Illinois, upon the motion by  
Dave McClelland, seconded by Dawn Thompson

by roll call vote on the 16th day of October, 2000, as follows:

Aldermen elected 6 Aldermen present 6

VOTING AYE:

Steve Dean, Dave McClelland, Dawn Thompson, Ron Litherland, Ryan Miles, W. H. Weber.  
(full names)

VOTING NAY:

None  
(full names)

ABSENT:

None  
(full names)

ABSTAIN:

None  
(full names)

OTHER:

(full names)

and deposited and filed in the office of the acting City Clerk in said municipality on the 16th day of  
October, 2000.

X Sue Marcum  
Sue Marcum, City Clerk of the City of LeRoy,  
McLean County, Illinois

APPROVED BY the Mayor of the City of LeRoy, Illinois, this 16th day of  
October, 2000.

X Robert Rice  
Robert Rice, Mayor of the City of LeRoy,  
McLean County, Illinois

ATTEST: (SEAL)  
X Sue Marcum  
Sue Marcum, City Clerk, City of LeRoy,  
McLean County, Illinois

**CERTIFICATE**

I, Sue Marcum, certify that I am the duly appointed and acting municipal clerk of the City of LeRoy, of McLean County, Illinois.

I further certify that on October 16, 2000, the Corporate Authorities of such municipality passed and approved Ordinance No. 00-10-01-10, entitled:

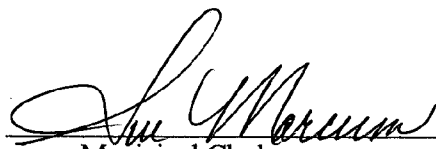
AN ORDINANCE FURTHER AMENDING AN ORDINANCE (00-08-01-10) ESTABLISHING A GROSS RECEIPTS UTILITY TAX, AND FURTHER AMENDING CHAPTER 33 OCCUPATION AND USE TAX, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (AS AMENDED),

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 00-10-01-10, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on October 16, 2000, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at LeRoy, Illinois, this 16th day of October, 2000.

(SEAL)

  
Municipal Clerk

STATE OF ILLINOIS        )  
                                  ) SS:  
COUNTY OF McLEAN        )


I, Sue Marcum, do hereby certify that I am the duly qualified and acting City Clerk of the City of LeRoy, McLean County, Illinois, and as such acting City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE FURTHER AMENDING AN ORDINANCE (00-08-01-10) ESTABLISHING A GROSS RECEIPTS UTILITY TAX, AND FURTHER AMENDING CHAPTER 33 OCCUPATION AND USE TAX, MUNICIPAL CODE OF THE CITY OF LE ROY, ILLINOIS, 1975 (AS AMENDED).

I do further certify said ordinance was adopted by the City Council of the City of LeRoy at a regular meeting on the 16th day of October, 2000, and prior to the making of this certificate the said ordinance was spread at length upon the permanent records of said City where it now appears and remains as a faithful record of said ordinance in the record books.

Dated this 16th day of October, 2000.

  
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City Clerk

(SEAL)