

RESOLUTION NO. 21-04

A RESOLUTION FOR THE KENTON COUNTY FISCAL COURT CONCERNING THE COLLECTION OF MUNICIPAL OCCUPATIONAL LICENSE FEES AND TAXES

WHEREAS, the Cities of Bromley, Covington, Edgewood, Elsmere, Erlanger, Crescent Springs, Crestview Hills, Fort Mitchell, Fort Wright, Independence, Lakeside Park, Ludlow, Park Hills, Taylor Mill, and Villa Hills, in Kenton County, Kentucky, hereinafter referred to as the "Participating Cities" and Kenton County, hereinafter referred to as "the County," have established by ordinance various license fees and taxes on businesses, occupations, trades, professions and employments hereinafter identified and referred to as "occupational license fees and taxes;" and

WHEREAS, the collection of occupational license fees and taxes are administered and controlled through Interlocal Agreement between the County and Participating Cities whereby the County collects either or both occupational license fees and taxes on behalf of each Participating City; and

WHEREAS, The purpose of this Resolution is to establish policy that continues with the consolidation and collection of occupational license fees and taxes by the County on behalf of each Participating City and to continue to do so through the provisions of the existing Interlocal Agreement rather than through separate agreements with some Participating Cities; and

WHEREAS, A collection fee consisting of a percentage of the occupational license fees and taxes collected by the County for that City is established at two percent (2%) by Interlocal Agreement; and

WHEREAS, the County recognizes that resources expended to perform its obligations under the Interlocal Agreement have remained relatively steady year-to-year, and that some Participating Cities' growth has changed appreciably, such that the County desires to implement a policy effective July 1, 2020, to be reviewed annually thereafter, that maintains its collection fee at two percent (2%) (collection fee rate) subject to a refund after collections for a Participating City exceed Three Million Five Hundred Thousand Dollars (\$3,500,000.00) in a calendar year, after which the collection fee will be reduced for that Participating City to half a percent (0.5%) on the remaining amounts collected for that Participating City in that same calendar year (collection fee refund rate).

WHEREAS, any Participating City whose occupational license fees and taxes exceed Three Million Five Hundred Thousand Dollars (\$3,500,000.00) in a calendar year will receive a refund at the end of the calendar year in the amount of the difference between the collection fee rate and collection fee refund rate.

NOW, THEREFORE, BE IT RESOLVED BY THE FISCAL COURT, COUNTY OF KENTON, COMMONWEALTH OF KENTUCKY, THAT:

The Kenton County Fiscal Court hereby approves the policy to continue with the consolidation and collection of occupational license fees and taxes by the County on behalf of each Participating City and to continue to do so through the provisions of the Interlocal Agreement, except that, effective July 1, 2020, and to be reviewed annually thereafter, any Participating City whose occupational license fees and taxes exceed Three Million Five Hundred Thousand Dollars (\$3,500,000.00) in a calendar year will receive a refund at the end of that calendar year in the amount of the difference between the collection fee rate and collection fee refund rate.

Adopted this 2nd day of March, 2021.

COUNTY OF KENTON, KENTUCKY
BY: KRIS KNOCHELMANN, Nunc Pro Tunc
Kenton County Judge/Executive

ATTEST: _____
Sue Kaiser, Kenton Fiscal Court Clerk