

ORDINANCE NO. 115, 2009
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING CHAPTER 26
OF THE CODE OF THE CITY OF FORT COLLINS
TO REVISE ELECTRIC RATES, FEES AND CHARGES

WHEREAS, the City Council is empowered and directed by Article XII, Section 6, of the City Charter to fix, establish, maintain and provide for the collection of such rates, fees or charges for utility services furnished by the City as will produce revenues sufficient to pay the costs, expenses and other obligations of the electric utility, as set forth therein; and

WHEREAS, Platte River Power Authority (“Platte River”) has increased the City’s wholesale cost of power approximately 6.3% in 2010; and

WHEREAS, Platte River has increased the premium cost of renewable power from one cent to 1.9 cents per kilowatt hour in 2010; and

WHEREAS, the costs associated with funding the energy efficiency and other programs described in the Council-approved Energy Policy and the Advanced Metering Infrastructure project will require additional revenues; and

WHEREAS, the City Manager and City staff have recommended to the City Council the following adjustments to the electric rates for all billings issued with meter readings on or after January 1, 2010; and

WHEREAS, based on the foregoing, it is the desire of the City Council to amend Chapter 26 of the City Code to revise electric rates, fees and charges.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That Sections 26-464(c) and 26-464(d) of the Code of the City of Fort Collins are hereby amended to read as follows:

Sec. 26-464. Residential energy service, schedule R.

...

(c) *Monthly rate.* The monthly rates for this schedule are as follows:

- (1) Fixed charge, per account: ~~Three~~ **Four** dollars and ~~sixty-nine~~ **four** cents (~~\$3.69~~ **\$4.04**).
- (2) Demand charge, per kilowatt-hour: Two and ~~eighty-eight~~ **eighty-nine** one-hundredths cents (~~\$0.0288~~ **\$0.0289**).

- (3) Distribution facilities charge, per kilowatt-hour: One and ~~forty-six~~ **eighty-nine** one-hundredths cents (~~\$0.0156~~ **\$0.0189**).
- (4) Energy charge, per kilowatt-hour: ~~One~~ **Two** and ~~eighty-six~~ **twelve** one-hundredths cents (~~\$0.0186~~ **\$0.0212**).
- (5) In lieu of taxes and franchise: a charge at the rate of six and zero-tenths (6.0) percent of all monthly service charges billed pursuant to this Section.

(d) *Renewable resource.* Renewable energy resources, including but not limited to energy generated by the power of wind, may be offered on a voluntary basis to customers at a premium of one **and nine-tenths** cents (\$.019) per kilowatt hour. The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council adopted policy applicable to the utility.

...

Section 2. That Sections 26-465(c) and 26-465(d) of the Code of the City of Fort Collins are hereby amended to read as follows:

Sec. 26-465. Residential demand service, schedule RD.

...

- (c) *Monthly rate.* The monthly rates are as follows:
 - (1) Fixed charge, per account: Six dollars and ~~eight~~ **sixty-seven** cents (~~\$6.08~~ **\$6.67**).
 - (2) Demand charge, per kilowatt: Four dollars and ~~nineteen~~ **twenty-one** cents (~~\$4.19~~ **\$4.21**).
 - (3) Distribution facilities charge, per kilowatt-hour: One and ~~twelve~~ **forty-one** one-hundredths cents (~~\$0.0112~~ **\$0.0141**).
 - (4) Energy charge, per kilowatt-hour: ~~One~~ **Two** and ~~eighty-six~~ **twelve** one-hundredths cents (~~\$0.0186~~ **\$0.0212**).
 - (5) In lieu of taxes and franchise: a charge at the rate of six and zero-tenths (6.0) percent of monthly service charges billed pursuant to this Section.
- (d) *Renewable resource.* Renewable energy resources, including but not limited to energy generated by the power of wind, may be offered on a voluntary

basis to customers at a premium of one **and nine-tenths** cents (\$.019) per kilowatt hour. The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council adopted policy applicable to the utility.

...

Section 3. That Sections 26-466(c), (d), and (f) of the Code of the City of Fort Collins are hereby amended to read as follows:

Sec. 26-466. General service, schedule GS.

...

(c) *Monthly rate.* The monthly rates for this schedule are as follows:

(1) Fixed charge, per account:

- a. Single-phase, two-hundred-ampere service: ~~Two~~**Five** dollars and ~~eighty-four~~ **one** cents (~~\$2.84~~ **\$5.01**).
- b. Single-phase, above two-hundred-ampere service: ~~Seven~~**Nine** dollars and ~~forty-six~~ **sixty-three** cents (~~\$7.46~~ **\$9.63**).
- c. Three-phase, two-hundred-ampere service: ~~Four~~ **Six** dollars and ~~sixty-one~~ **seventy-eight** cents (~~\$4.61~~ **\$6.78**).
- d. Three-phase, above two-hundred-ampere service: ~~Eight~~**Ten** dollars and ~~seventy-three~~ **ninety** cents (~~\$8.73~~ **\$10.90**).

(2) Demand charge, per kilowatt-hour:

- a. First two thousand (2,000) kilowatt-hours: Four and ~~fourteen~~ **sixteen** one-hundredths cents (~~\$0.0414~~ **\$0.0416**).
- b. Next five thousand (5,000) kilowatt-hours: One and ~~ninety-five~~ **ninety-six** one-hundredths cents (~~\$0.0195~~ **\$0.0196**).
- c. All additional kilowatt-hours: Zero (\$0.00).

(3) Demand charge, per kilowatt:

- a. All kilowatts billed in excess of twenty-five (25) kilowatts: Seven dollars and ~~twenty-four~~ **twenty-seven** cents (~~\$7.24~~ **\$7.27**).

- (4) Distribution facilities charge, per kilowatt-hour: One and ~~forty-two~~ **sixty-six** one-hundredths cents (~~\$0.0142~~ **\$0.0166**).
- (5) Energy charge, per kilowatt-hour: ~~One~~ **Two** and ~~eighty-six~~ **twelve** one-hundredths cents (~~\$0.0186~~ **\$0.0212**).
- (6) In lieu of taxes and franchise: a charge at the rate of six and zero-tenths (6.0) percent of all monthly service charges billed pursuant to this Section.
- (d) *Renewable resource.* Renewable energy resources, including but not limited to energy generated by the power of wind, may be offered on a voluntary basis to customers at a premium of one **and nine-tenths** cents (**\$0.019**) per kilowatt hour. The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council adopted policy applicable to the utility.

...

- (f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:
 - (1) The monthly standby distribution charge shall be ~~two~~ **three** dollars and ~~fifty-five~~ **zero** cents (~~\$2.55~~ **\$3.00**) per kilowatt of contracted standby service. This charge shall be in lieu of the distribution facilities charge. For all metered kilowatts in excess of the contracted amount, the standby distribution charge shall be ~~seven~~ **nine** dollars and ~~sixty-five~~ **zero** cents (~~\$7.65~~ **\$9.00**) per kilowatt.
 - (2) In the event the contractual kilowatt amount is exceeded, the beginning date of the contract period will be reset. The first month of the new contract period will become the current billing month and such month's metered demand shall become the minimum allowable contract demand for the standby service. Requests for standby service may be subject to a waiting period. An operation and maintenance charge may be added for special facilities required to provide standby service.

...

Section 4. That Sections 26-467(c), (d), (f), and (g) of the Code of the City of Fort Collins are hereby amended to read as follows:

Sec. 26-467. General service 50, schedule GS50.

...

- (c) *Monthly rate.* The monthly rates for this schedule are as follows:
- (1) Fixed charge, per account: ~~Twenty-five~~ **Twenty-seven** dollars and ~~zero seventeen~~ cents (~~\$25.17~~ **\$27.17**). An additional charge of forty dollars and zero cents (\$40.) may be assessed if telephone communication service is not provided by the customer.
 - (2) Coincident demand charge, per kilowatt: Thirteen dollars and ~~twelve eighteen~~ cents (~~\$13.12~~ **\$13.18**) but not less than one cent (\$.01) per kilowatt-hour.
 - (3) Distribution facilities demand charge, per kilowatt: ~~Four~~ **Five** dollars and ~~thirty-one~~ **twenty** cents (~~\$4.31~~ **\$5.20**).
 - (4) Energy charge, per kilowatt-hour: ~~One~~ **Two** and ~~eighty-six~~ **twelve** one-hundredths cents (~~\$0.0186~~ **\$0.0212**).
 - (5) In lieu of taxes and franchise: a charge at the rate of six and zero-tenths (6.0) percent of all monthly service charges billed pursuant to this Section.

(d) *Renewable resource.* Renewable energy resources, including but not limited to energy generated by the power of wind, may be offered on a voluntary basis to customers at a premium of one **and nine-tenths** cents (\$.019) per kilowatt hour. The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council adopted policy applicable to the utility.

...

(f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

- (1) Standby distribution charge.
 - a. The monthly standby distribution charge shall be ~~three~~ **four** dollars and ~~sixty-two~~ **thirteen** cents (~~\$3.62~~ **\$4.13**) per kilowatt of contracted standby service. This charge shall be in lieu of the distribution facilities charge. For all metered kilowatts in excess of the contracted amount, the standby distribution charge shall be ~~ten~~ **twelve** dollars and ~~eighty-six~~ **thirty-nine** cents (~~\$10.86~~ **\$12.39**) per kilowatt.
 - b. In the event the contractual kilowatt amount is exceeded, the beginning date of the contract period will be reset. The first month of the new contract period will become the

current billing month and such month's metered demand shall become the minimum allowable contract demand for the standby service. Requests for standby service may be subject to a waiting period. An operation and maintenance charge may be added for special facilities required to provide standby service.

(2) Standby generation and transmission charge. All charges incurred by the utility under Platte River Power Authority's applicable tariffs, as may be amended from time to time, will be billed to the customer as a standby generation and transmission charge.

(g) *Excess circuit charge.* In the event a utility customer in this rate class desires excess circuit capacity for the purpose of controlling the available electric capacity of a backup circuit connection, this service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable backup demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) The excess circuit charge shall be ~~seventy-five~~**eighty-six** cents (~~\$0.75~~**\$0.86**) per contracted kilowatt of backup capacity per month. For any metered kilowatts in excess of the contracted amount, the excess circuit charge shall be two dollars and ~~twenty-five~~**fifty-eight** cents (~~\$2.25~~**\$2.58**) per kilowatt.

(2) In the event the contractual kilowatt limit is exceeded, a new annual contract period will automatically begin as of the month the limit is exceeded. The metered demand in the month of exceedance shall become the minimum-contracted demand level for the excess circuit charge.

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Section 5. That Sections 26-468(c), (d), (f), and (g) of the Code of the City of Fort Collins are hereby amended to read as follows:

Sec. 26-468. General service 750, schedule GS750.

...

(c) *Monthly rate.* The monthly rates for this schedule are as follows:

(1) Fixed charge, per account: Thirty-~~two~~**two** dollars and ~~sixty~~**seventy-seven** cents (~~\$30.60~~**\$32.77**).

a. Additional charge for each additional metering point:
Twenty-five dollars and ninety-two cents (\$25.92).

- b. An additional charge of forty dollars and zero cents (\$40.) for each metering point may be assessed if telephone communication service is not provided by the customer.
- (2) Coincident demand charge, per kilowatt: Twelve dollars and ~~ninety-two~~ **ninety-eight** cents (~~\$12.92~~ **\$12.98**) but not less than one cent (\$0.01) per kilowatt-hour.
 - (3) Distribution facilities demand charge, per kilowatt:
 - a. First seven hundred fifty (750) kilowatts: ~~Four~~ **Five** dollars and ~~twenty-five~~ **twelve** cents (~~\$4.25~~ **\$5.12**).
 - b. All additional kilowatts: ~~Two~~ **Three** dollars and ~~ninety-one~~ **seventy-one** cents (~~\$2.91~~ **\$3.71**).
 - (4) Energy charge, per kilowatt-hour: ~~One and eighty-three~~ **Two and nine-** one-hundredths cents (~~\$0.0183~~ **\$0.0209**).
 - (5) In lieu of taxes and franchise: a charge at the rate of six and zero-tenths (6.0) percent of all monthly service charges billed pursuant to this Section.
- (d) *Renewable resource.* Renewable energy resources, including but not limited to energy generated by the power of wind, may be offered on a voluntary basis to customers at a premium of one **and nine-tenths** cents (\$.019) per kilowatt hour. The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council adopted policy applicable to the utility.
- ...
- (f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:
 - (1) *Standby distribution charge.*
 - a. The monthly standby distribution charge shall be ~~two~~ **three** dollars and ~~eighty-four~~ **thirty-nine** cents (~~\$2.84~~ **\$3.39**) per kilowatt of contracted standby service. This charge shall be in lieu of the distribution facilities charge. For all metered kilowatts in excess of the contracted amount, the standby distribution charge shall be ~~eight~~ **ten** dollars and ~~fifty-two~~ **seventeen** cents (~~\$8.52~~ **\$10.17**) per kilowatt.

b. In the event the contractual kilowatt amount is exceeded, the beginning date of the contract period will be reset. The first month of the new contract period will become the current billing month and such month's metered demand shall become the minimum allowable contract demand for the standby service. Requests for standby service may be subject to a waiting period. An operation and maintenance charge may be added for special facilities required to provide standby service.

(2) *Standby generation and transmission charge.* All charges incurred by the utility under the Platte River Power Authority's applicable tariffs, as may be amended from time to time, will be billed to the customer as a standby generation and transmission charge.

(g) *Excess circuit charge.* In the event a utility customer in this rate class desires excess circuit capacity for the purpose of controlling the available electric capacity of a backup circuit connection, this service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable backup demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) The excess circuit charge shall be ~~fifty-nine~~ **seventy-one** cents (~~\$0.59~~ **\$0.71**) per contracted kilowatt of backup capacity per month. For any metered kilowatts in excess of the contracted amount, the excess circuit charge shall be ~~one~~ **two** dollars and ~~seventy-seven~~ **thirteen** cents (~~\$1.77~~ **\$2.13**) per kilowatt.

(2) In the event the contractual kilowatt limit is exceeded, a new annual contract period will automatically begin as of the month the limit is exceeded. The metered demand in the month of exceedance shall become the minimum contracted demand level for the excess circuit charge.

...

Section 6. That Section 26-469(b) of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-469. Special area floodlighting, schedule FL.

...

(b) Monthly rate. The monthly rates (including a six-and-zero-tenths-percent charge in lieu of taxes and franchise) are as follows:

- (1) Charge per lamp, mercury vapor:
- a. ne-hundred-seventy-five-watt: ~~Fifteen~~ **Seventeen** dollars and ~~seventy-six~~ **twenty-six** cents (~~\$15.76~~ **\$17.26**).
 - b. Two-hundred-fifty-watt: ~~Eighteen~~ **Twenty** dollars and ~~fifty-six~~ **thirty-two** cents (~~\$18.56~~ **\$20.32**).
 - c. Four-hundred-watt: ~~Twenty-four~~ **Twenty-six** dollars and ~~thirty-three~~ **sixty-four** cents (~~\$24.33~~ **\$26.64**).
- (2) Charge per lamp, high-pressure sodium:
- a. Seventy-watt: ~~Six~~ **Seven** dollars and ~~sixty-six~~ **twenty-nine** cents (~~\$6.66~~ **\$7.29**).
 - b. One-hundred-watt: ~~Nine~~ **Ten** dollars and ~~forty-two~~ **thirty-one** cents (~~\$9.42~~ **\$10.31**).
 - c. One-hundred-fifty-watt: ~~Fourteen~~ **Sixteen** dollars and ~~ninety~~ **thirty-two** cents (~~\$14.90~~ **\$16.32**).
 - d. Two-hundred-fifty-watt: ~~Nineteen~~ **Twenty** dollars and ~~eighty-one~~ **cents** (~~\$19.~~**\$20.81**).
 - e. Four-hundred-watt: ~~Twenty-five~~ **Twenty-seven** dollars and ~~ten~~ **forty-eight** cents (~~\$25.10~~ **\$27.48**).

...

Section 7. That Section 26-470(c) of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-470. Traffic signal service, schedule T.

...

(c) *Monthly rate.* The monthly rates (including a six-and-zero-tenths-percent charge in lieu of taxes and franchise) are as follows:

- (1) Fixed charge, per account: ~~Forty-nine~~ **Fifty-one** dollars and ~~fifty-one~~ **eighty-two** cents (~~\$49.51~~ **\$51.82**).
- (2) Charge, per kilowatt-hour: ~~Four~~ **Five** and ~~eighty-six~~ **thirty-two** one-hundredths cents (~~\$0.0486~~ **\$0.0532**).

- (3) Equipment rental charges, when applicable, will be determined by cost analysis by the utility. Service extensions and signal installations made by the utility shall be paid for by the City General Fund, subject to material and installation costs at the time of installation.

...

Section 8. That the amendments to Chapter 26 of the City Code contained herein shall go into effect for all bills issued with meter readings on or after January 1, 2010.

Introduced, considered favorably on first reading, and ordered published this 20th day of October, A.D. 2009, and to be presented for final passage on the 3rd day of November, A.D. 2009.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on the 3rd day of November, A.D. 2009.

Mayor

ATTEST:

City Clerk