

ORDINANCE NO. 146, 2023
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 AND
UPDATING THE RELATED INCOME-QUALIFIED ASSISTANCE PROGRAM

WHEREAS, the City Council is empowered and directed by City of Fort Collins Charter Article XII, Section 6, to by ordinance from time to time 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 as set forth therein; and

WHEREAS, the rates, fees or charges for utility services set forth herein are necessary to produce sufficient revenues to provide the utility services described herein; and

WHEREAS, revenues from the rates, fees or charges for utility services set forth herein shall be used to defray the costs of providing such utility services as required by the Charter and the City Code; and

WHEREAS, the City purchases bulk wholesale electric power from Platte River Power Authority ("PRPA") pursuant to an Amended Contract for Supply of Electric Power and Energy, dated May 30, 2019; and

WHEREAS, Utilities staff has determined the increased system costs will require an additional average 5% rate increase at the Electric Utility Enterprise Fund level in 2024 in order to remain consistent with Article XII, Section 6, of the City Charter; and

WHEREAS, on May 1, 2018, City Council adopted Ordinance No. 054, 2018, creating the Income-Qualified Assistance Program ("IQAP") and service discounts for residential water, wastewater, and electric services, codified in City Code Chapter 26, Articles, III, IV, and VI; and

WHEREAS, in addition to adjusting electric rates, Utilities staff has identified formatting and terminology updates for Chapter 26 of the City Code to improve the clarity with which electric rates are stated and applied for billing and customer generation credit purposes and to further align IQAP eligibility with City Council priorities, market efficiencies and utility practices; and

WHEREAS, the Energy Board considered the proposed electric rates and methods of application at its October 12, 2023, regular meeting, and provided recommendations of approval of proposed rate sets and IQAP practices to City Council; and

WHEREAS, the City Council Finance Committee considered the proposed electric rates and methods of application as part of a progressive plan presented at its October 5, 2023, regular meeting, and provided recommendations of approval of proposed rates and IQAP practices to the full City Council; and

WHEREAS, the City Manager and staff recommend to the City Council the following electric rate adjustments and City Code rate language clarifications for all billings issued with meter readings, and applications to participate in IQAP received, on or after January 1, 2024; and

WHEREAS, pursuant to Colorado Revised Statutes Section 40-3.5-104, Utilities staff posted public notice and directly mailed postcard notices of the recommended electric rate changes to all customers living outside the City's corporate boundaries, at least 30 days prior to Council's consideration of this Ordinance; and

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

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

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That Section 26-464 of the Code of the City of Fort Collins is hereby amended to read as follows:

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

...

(c) Monthly rate. The monthly rates for this schedule shall be the sum of the following charges applied to all energy consumption on or after January 1, 2023~~2023~~**2024**.

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
b. Fixed Charge	Per account	\$10.05 \$10.55	\$10.65 \$11.18
c. Distribution facilities charge (applied to energy charges in d.1. and d.2. below)	Per kWh	\$0.0261 \$0.0274	
d. Wholesale Energy Charge (combined energy and demand costs)			
1. Summer. For billings based on consumption during the months of May, June, July, August, and September			

(a) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.2300 \$0.2415	\$0.2715 \$0.2850
(b) Off-Peak	Per kWh	\$0.0450 \$0.0473	\$0.0754 \$0.0792
2. Non-summer. For billings based on consumption during the months of January through April and October through December.			
(a) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.2100 \$0.2205	\$0.2503 \$0.2628
(b) Off-Peak	Per kWh	\$0.0450 \$0.0473	\$0.0754 \$0.0792
e. Energy efficiency tier charge, per kilowatt hour for total consumption over 700 kWh in a billing month (regardless of on-peak or off-peak)	Per kWh	\$0.0250 \$0.0263	\$0.0265 \$0.0279
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(d) *Medical assistance program.*

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- (3) a. Durable Medical Equipment (DME). The discounted monthly rates for customers with electrical durable medical equipment only shall be the sum of the following charges, applied to all energy consumption on or after January 1, 20222024:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
1. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
2. Fixed Charge	Per account	\$10.05\$10.55	\$10.65\$11.18
3. Distribution facilities charge (applied to energy charges in 4.a) and 4.b) below)	Per kWh	\$0.0261\$0.0274	

4. Energy and demand charge				
a) Summer. For billings based on consumption during the months of May, June, July, August, and September				
(i) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.1610	\$0.1691	\$0.1983
(ii) Off-Peak	Per kWh	\$0.0315	\$0.0331	\$0.0611
b) Non-summer. For billings based on consumption during the months of January through April and October through December.				
(i) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.1470	\$0.1544	\$0.1835
(ii) Off-Peak	Per kWh	\$0.0315	\$0.0331	\$0.0611
5. Energy efficiency tier charge, per kilowatt hour for total consumption over 700 kWh in a billing month (regardless of on-peak or off-peak)	Per kWh	\$0.0250	\$0.0263	\$0.0265

- (4) a. Air Conditioning (A/C). The discounted monthly rates for customers with medical needs requiring air conditioning only shall be the sum of the following charges, applied to all energy consumption on or after January 1, 2022 ~~2022~~ 2024:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
1. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
2. Fixed Charge	Per account	\$10.05	\$10.65
3. Distribution facilities charge (applied to energy charges in 4.a) and 4.b) below)	Per kWh	\$0.0261	
4. Energy and demand charge			
a) Summer. For billings based on consumption during the months of May, June, July, August, and September			
(i) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.0450	\$0.0754
(ii) Off-Peak	Per kWh	\$0.0450	\$0.0754
b) Non-summer. For billings based on consumption during the months of January through April and October through December.			
(i) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.2100	\$0.2503
(ii) Off-Peak	Per kWh	\$0.0450	\$0.0754
5. Energy efficiency tier charge, per kilowatt hour for total consumption over 700 kWh in a billing month (regardless of on-peak or off-peak)	Per kWh	\$0.0250	\$0.0265

- (5) a. Durable Medical Equipment (DME) & A/C. The discounted monthly rates for customers with electrical durable medical equipment and medical needs requiring air conditioning shall be the sum of the following charges, applied to all energy consumption on or after January 1, 2022~~2022~~2024:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
1. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
2. Fixed Charge	Per account	\$10.05 \$10.55	\$10.65 \$11.18
3. Distribution facilities charge (applied to energy charges in 4.a) and 4.b) below)	Per kWh	\$0.0261 \$0.0274	
4. Energy and demand charge			
a) Summer. For billings based on consumption during the months of May, June, July, August, and September			
(i) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.0450 \$0.0473	\$0.0754 \$0.0792
(ii) Off-Peak	Per kWh	\$0.0315 \$0.0331	\$0.0611 \$0.0641
b) Non-summer. For billings based on consumption during the months of January through April and October through December.			
(i) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.1470 \$0.1544	\$0.1835 \$0.1927
(ii) Off-Peak	Per kWh	\$0.0315 \$0.0331	\$0.0611 \$0.0641
5. Energy efficiency tier charge, per kilowatt hour for total consumption over 700 kWh in a billing month (regardless of on-peak or off-peak)	Per kWh	\$0.0250 \$0.0263	\$0.0265 \$0.0279

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- (f) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (f) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58 \$2.71	\$2.74 \$2.87

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Section 3. That Section 26-465 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-465. - All-electric residential service, schedule RE.

...

(c) *Monthly rate.*

- (1) The monthly rates for this schedule shall be the sum of the following charges, applied to all energy consumption on or after January 1, 2023 **2024**.

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
b. Fixed Charge	Per account	\$10.05 \$10.55	\$10.65 \$11.18
c. Distribution facilities charge (applied to charges in d.1. and d.2. below)	Per kWh	\$0.0330 \$0.0347	
d. Energy and demand charge			
1. Summer. For billings based on consumption during the months of May, June, July and August, and September			
a) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.2300 \$0.2415	\$0.2788 \$0.2927
b) Off-Peak	Per kWh	\$0.0450 \$0.0473	\$0.0827 \$0.0869
2. Non-summer. For billings based on consumption during the months of January through April and October through December.			
a) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.2100 \$0.2205	\$0.2576 \$0.2705
b) Off-Peak	Per kWh	\$0.0450 \$0.0473	\$0.0827 \$0.0869
...	

...

- (e) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58 \$2.71	\$2.74 \$2.87

- (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) Monthly standby distribution charge:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$2.60 \$2.73	\$2.76 \$2.89
For all metered kilowatts in excess of the contracted amount	Per kW	\$7.78 \$8.17	\$8.24 \$8.66

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Section 4. That Section 26-466 of the Code of the City of Fort Collins is hereby amended to read as follows:

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

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(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
(2) Fixed Charge			
a. Single-phase, two-hundred-ampere service	Per account	\$10.05 \$10.55	\$10.65 \$11.18
b. Single-phase, above two-hundred-ampere service	Per account	\$21.50 \$22.57	\$22.79 \$23.92
c. Three-phase, two-hundred-ampere service	Per account	\$13.10 \$13.75	\$13.89 \$14.58
d. Three-phase, above two-hundred-ampere service	Per account	\$25.35 \$26.63	\$26.87 \$28.23
(3) Distribution facilities charge (added to demand and energy charges below for "Billed Charge" shown in (5))	Per kWh	\$.0340 \$0.0357	
(4) Demand charge			

a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0350 \$0.0368	
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0220 \$0.0231	
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0450 \$0.0473	\$0.1208 \$0.1270
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0450 \$0.0473	\$0.1071 \$0.1125
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			

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- (e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58 \$2.71	\$2.74 \$2.87

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- (q) *Net metering.*

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- (5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section.

The energy produced by the customer-generator shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Component Credit</i>
a. Energy and demand credit	Per kWh	\$0.0617 \$0.0648

(r) *Net metering—community solar projects.*

...

- (3) Both the customer's consumption of energy from the utility and interest in the production of energy that flows into the utilities' distribution system shall be measured on a monthly basis. The energy from Fort Collins Utilities consumed by the customer shall be billed at the applicable seasonal tiered rate as outlined in Subsection (c) of this Section. The energy produced by the customer's portion of the qualifying facility shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Component Credit</i>
a. Energy and demand credit	Per kWh	\$0.0617 \$0.0648

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Section 5. That Section 26-467 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-467. - General service 25, schedule GS25.

...

- (c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
1.Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
2. Fixed Charge			
a. Single-phase, two-hundred-ampere service	Per account	\$10.05 \$10.55	\$10.65 \$11.18
b. Single-phase, above two-hundred-ampere service	Per account	\$21.50 \$22.57	\$22.79 \$23.92
c. Three-phase, two-hundred-ampere service	Per account	\$13.10 \$13.75	\$13.89 \$14.58

d. Three-phase, above two-hundred-ampere service	Per account	\$25.35 \$26.63	\$26.87 \$28.23
3. Distribution facilities charge (applied to energy charges in 5. below)	Per kWh	\$0.0277 \$0.0291	
4. Demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$10.70 \$11.24	\$11.34 \$11.91
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$6.10 \$6.40	\$6.47 \$6.78
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
5. Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0450 \$0.0473	\$0.0771 \$0.0810
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0450 \$0.0473	\$0.0771 \$0.0810

...

- (e) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58 \$2.71	\$2.74 \$2.87

- (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) Monthly standby distribution charge:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$4.73 \$4.97	\$5.01 \$5.26
For all metered kilowatts in excess of the contracted amount	Per kW	\$14.19 \$14.90	\$15.04 \$15.79

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(r) Net metering.

...

(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Component Bill Credit</i>
a. Energy and demand credit	Per kWh	\$0.0617 \$0.0648

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Section 6. That Section 26-468 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-468. - General service 50, schedule GS50.

...

(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	

(2) Fixed Charge	Per account	\$27.00 \$28.35	\$28.62 \$30.05
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$15.25 \$16.01	\$16.17 \$16.97
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$12.50 \$13.12	\$13.25 \$13.91
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge	Per kW	\$10.15 \$10.66	\$10.76 \$11.30
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0450 \$0.0473	\$0.0477 \$0.0501
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0450 \$0.0473	\$0.0477 \$0.0501

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- (e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58 \$2.71	\$2.74 \$2.87

- (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. Monthly standby distribution charge shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$6.06 \$6.36	\$6.43 \$6.74
For all metered kilowatts in excess of the contracted amount	Per kW	\$17.70 \$18.59	\$18.76 \$19.70

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- (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) Monthly charge shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted backup capacity per month	Per kW	\$1.23 \$1.29	\$1.30 \$1.37
Metered kilowatts in excess of the contracted amount	Per kW	\$3.73 \$3.92	\$3.96 \$4.15

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- (u) *Net metering.*

...

- (5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Bill Credit</i>
a. Energy credit for billings based on generation during the months of June, July, August and September	Per kWh	\$0.0450 \$0.0473

Section 7. That Section 26-469 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-469. - General service 750, schedule GS750.

...

(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
(2) Fixed Charge	Per account	\$37.00 \$38.85	\$39.22 \$41.18
a. Additional charge for each additional metering point	Per account	\$22.57 \$23.70	\$23.92 \$25.12
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$14.25 \$14.96	\$15.11 \$15.86
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$11.85 \$12.44	\$12.56 \$13.19
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge			
a. First seven hundred fifty (750) kilowatts	Per kW	\$11.08 \$11.63	\$11.75 \$12.33
b. All additional kilowatts	Per kW	\$6.55 \$6.88	\$6.94 \$7.29
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0443 \$0.0466	\$0.0470 \$0.0494
b. Non-summer. For billings based on meter readings in the months of January	Per kWh	\$0.0443 \$0.0466	\$0.0470 \$0.0494

through May and October through December			
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- (e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kW	\$2.58\$2.71	\$2.74\$2.87

- (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) Monthly standby distribution charges shall be paid in the following amounts

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted standby service, this charge shall be in lieu of the distribution facilities charge.	Per kW	\$4.19\$4.40	\$4.44\$4.66
For all metered kilowatts in excess of the contracted amount	Per kW	\$12.60 \$13.23	\$13.36\$14.02

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- (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 at the following rates:

- (1) Monthly charge.

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Contracted backup capacity per month	Per kW	\$0.87\$0.91	\$0.92\$0.97

Metered kilowatts in excess of the contracted amount	Per kW	\$2.59 \$2.72	\$2.75 \$2.88
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(v) *Net metering.*

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- (5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy consumed from the utility by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Bill Credit</i>
a. Energy credit for billings based on generation during the months of June, July, August, and September	Per kWh	\$0.0443 \$0.0466

Section 8. That Section 26-470 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-470. - Substation service, schedule SS.

...

- (c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section.		6 percent	
(2) Fixed Charge	Per account	\$90.00 \$94.50	\$95.40 \$100.17
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$14.00 \$14.70	\$14.84 \$15.58
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$11.10 \$11.65	\$11.77 \$12.35

c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge	Per kW	\$5.71 \$6.00	\$6.05 \$6.36
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0436 \$0.0458	\$0.0462 \$0.0485
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0436 \$0.0458	\$0.0462 \$0.0485

...

- (e) *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 at the following rates:

(1) Standby distribution charge.

a. Monthly standby distribution charge:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge.	Per kW	\$3.12 \$3.28	\$3.31 \$3.47
For all metered kilowatts in excess of the contracted amount	Per kW	\$9.36 \$9.83	\$9.93 \$10.42

...

(s) *Net metering.*

...

- (5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy consumed from the utility by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

<i>Description</i>	<i>Unit</i>	<i>Bill Credit</i>
a. Energy credit for billings based on generation during the months of June, July, August, and September	Per kWh	\$0.0436 \$0.0458

Section 9. That Section 26-471 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-471. - Special area floodlighting, schedule FL.

...

(b) *Monthly rate.* The monthly rates (including a six (6) percent charge in lieu of taxes and franchise) are as follows:

(1) Charge per lamp, mercury vapor:

<i>Description</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. One hundred seventy-five (175) watt	\$22.06 \$27.61	\$23.38 \$29.27
b. Two hundred fifty (250) watt	\$29.21 \$37.24	\$30.96 \$39.47
c. Four hundred (400) watt	\$43.37 \$56.60	\$45.97 \$60.00

(2) Charge per lamp, high-pressure sodium:

<i>Description</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. Seventy (70) watt	\$14.41 \$15.34	\$15.27 \$16.26
b. One hundred (100) watt	\$15.41 \$17.85	\$16.33 \$18.92
c. One hundred fifty (150) watt	\$23.85 \$27.02	\$25.28 \$28.64
d. Two hundred fifty (250) watt	\$33.56 \$41.28	\$35.57 \$43.76
e. Four hundred (400) watt	\$47.36 \$60.90	\$50.20 \$64.55

(3) Charge per lamp, LED:

<i>Description</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. Fifty-four (54) watt (Cobra)	\$8.60 \$9.97	\$9.12 \$10.57
b. Seventy-two (72) watt (Cobra)	\$10.45 \$12.19	\$11.08 \$12.92
c. Eighty (80) watt (Cobra)	\$11.12 \$13.80	\$11.79 \$14.63
d. Eighty-eight (88) watt (Cobra)	\$11.84 \$13.95	\$12.55 \$14.79
e. Sixty-five (65) watt (Post Top)	\$12.61 \$18.24	\$13.37 \$19.33

...

Section 10. That Section 26-472 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-472. - Traffic signal service, schedule T.

...

(c) *Monthly rate.* The monthly rates (including a six (6) percent charge in lieu of taxes and franchise) shall be the sum of the following charges:

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
(1) Fixed charge	Per account	\$88.98 \$93.43	\$94.32 \$99.03
(2) Energy charge	Per kWh	\$0.0827 \$0.0868	\$0.0877 \$0.092
(3) 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 11. That Section 26-724 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-724. - Residential income-qualified assistance program.

...

(b) *Qualification.* As set forth in this Section, ~~an opt-out~~ discount on certain components of City utility service rates applied under this Chapter shall be available for qualified customers who satisfy the following criteria:

...

(2) Have an annual household income that qualifies for the Larimer County Low-Income Energy Assistance Program (LEAP), and either:

(3) — (i) One or more users at the account address apply for and enroll in LEAP during the preceding or current LEAP program year (November 1 through April 30), and when LEAP qualification is based on a member of the household other than the customer, the customer produces proof of lawful presence in the U.S. in the valid forms accepted by LEAP; ~~and or~~

(ii) For households not eligible to enroll in LEAP, the customer has worked directly with a City-approved community partner to verify household income otherwise qualifies for discounts under this Section.

; and

(4) (3) Exercise reasonable efforts to improve the water and energy efficiency of the account premise, participate in Active Energy Management Education sessions, and meet program milestones determined according to guidelines established by the Utilities Executive Director, which guidelines may include procedures for disenrollment.

(c) *Enrollment.* Customers may begin receiving the discounts described in this Section through the following methods:

(1) *Auto enrollment; opt-out.* Customers identified by the Utility as qualified based on subsection (b)(2)(i) above shall be automatically enrolled in the program on an annual basis and receive the discounted service rates set forth in subsection (d) below. The Utility may rely on current enrollment in LEAP to qualify customers without requiring a program-specific application. Any customer who does not wish to receive such discount may contact the Utility customer service office to request removal from (i.e. "opt-out" of) the program created by this Section; and

(2) *Application.* Customers not otherwise automatically enrolled may enroll in the program via an application, provided the customer ~~'s enrollment in LEAP can be verified,~~ if not eligible for LEAP, is working with a City-approved community partner identified in guidelines adopted by the Utilities Executive Director under Section 26-722(c).

(d) *Rates.* The discounts applied to monthly base and volumetric rates for qualified customers shall be as set forth in Sections 26-127(a), 26-280, 26-464(c), and 26-465(c) of this Code on meter readings on or after January 1, 2023~~4~~.

(e) *Appeal of decision.* A decision that an applicant does not qualify to participate in this program, ~~except when the decision is based on lack of qualification for LEAP,~~ may be appealed to the Utilities Executive Director, who shall, prior to making ~~his or her~~ ~~their~~ decision, and as ~~he or she~~ ~~they~~ deems appropriate, confer with one (1) or more financial experts in reviewing such appeal, including LEAP officials.

Section 12. That the modifications set forth above shall be effective for all energy consumption on or after January 1, 2024.

Introduced, considered favorably on first reading and ordered published this 17th day of October, 2023, and to be presented for final passage on the 21st day of November, 2023.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading this 21st day of November, 2023.

Mayor

ATTEST:

City Clerk