

ORDINANCE NO. 100162

AN ORDINANCE OF THE CITY OF GAINESVLILE, FLORIDA, AMENDING APPENDIX A, SECTION UTILITIES (1) ELECTRICITY OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES; ADDING AND REMOVING PUBLIC STREETLIGHT AND RENTAL LIGHTING TYPES; CREATING A PROVISION FOR UNAPPROVED POLES AND LIGHTING FIXTURES; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN IMMEDIATE EFFECTIVE DATE IN ACCORDANCE WITH THE SCHEDULE PROVIDED HEREIN.

WHEREAS, at least ten (10) days notice has been given of the public hearings once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of the public hearings in the City Commission meeting room, first floor, City Hall, City of Gainesville; and

WHEREAS, the public hearings were held pursuant to the published notices described above at which hearings in the parties in interest and all others had an opportunity to be and were, in fact, heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

Section 1. Appendix A, Section Utilities (1) Electricity of the Gainesville Code of Ordinances is hereby amended to read as follows:

UTILITIES

(1) Electricity

- a. Reserved.
- b. Reserved.
- c. Additional monthly billing charge for meter read by consumer (§ 27-8(b)) \$ 1.00
- d. General Service, Time-of-Demand meter installation (§ 27-21) \$200.00
- e. Breaking of meter-pan seal (§ 27-26.2(e)) \$ 10.00
- f. Residential service rates (§ 27-27):
  - 1. Base rate. The rates to be charged and collected for electric energy furnished by the city to consumers for residential service are hereby fixed as follows:
    - (i) Non-time-differentiated rate. All residential customers may elect service at this rate:
      - (A) Customer charge, per month \$8.45
      - (B) First 250 kilowatt hours per month, per kWh
        - Generation, taxable fuel \$0.00650
        - Generation, non-fuel \$0.009600-00869
        - Transmission \$0.002090-00080

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1		Distribution	\$0.013810.01201
2		Total, per kWh	\$0.032000.02800
3		(C) All kWh per month between 250 and 750 kilowatt hours per month, per kWh	
4		Generation, taxable fuel	\$0.0065
5		Generation, non-fuel	\$0.02500.0245
6		Transmission	\$0.00210.0020
7		Distribution	\$0.03440.0340
8		Total, per kWh	\$0.06800.0670
9		(D) All kWh per month over 750, per kWh	
10		Generation charge, taxable fuel	\$0.0065
11		Generation, non-fuel	\$0.0388
12		Transmission charge	\$0.0032
13		Distribution charge	\$0.0535
14		Total charge, per kWh	\$0.1020
15		(ii) Time-of-use rate. All residential customers may elect service at this rate, except that	
16		the city may, at its option, limit the number of customers and type of residences which	
17		will be served at this rate.	
18		(A) Customer charge, per month	\$17.60
19		Note: The time-of-use rate customer charge includes a base customer charge of	
20		\$7.60 per month and an additional charge of \$10.00 per month time-of-use meter	
21		charge.	
22		(B) Energy charge:	
23		All energy used on-peak, per kWh	\$0.139
24		All energy used off-peak, per kWh	\$0.035
25		Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel	
26		adjustment per kWh should be added to the above-stated energy charges. On-	
27		peak period shall be as follows:	
28		Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods	
29		shall be all periods not included in on-peak periods.	
30		(C) Transfer to non-time-differentiated rate. Customers who elect to take service	
31		under the time-of-use rate shall have the option to transfer to the non-time-of-use	
32		rate at any time during the initial term of service; however, any such customer	
33		who subsequently elects to take service under the time-of-use rate at the same	
34		service location shall be required to remain on the time-of-use rate for a minimum	
35		term of twelve (12) consecutive months.	
36			
37		2. Fuel adjustment. (See section 27-28.)	
38			
39		3. Minimum monthly bill. The minimum monthly bill shall be equal to the customer charge.	
40			
41		4. All bills rendered will express charges in terms of total charge per kWh.	
42			
43		g. General service rates (§ 27-27):	
44			
45		1. Base rate.	
46		(i) Non-demand. The rates to be charged and collected for electric energy furnished by	
47		the city to consumers for general service, non-demand are hereby fixed as follows:	
48		(A) Customer charge, per month	\$25.5026.00
49		(B) First 1,500 kilowatt hours per month, per kWh	
50		Generation charge, taxable fuel	\$0.0065
51		Generation charge, non-fuel	\$0.02470.0286
52		Transmission charge	\$0.00210.0024

CODE: Words stricken are deletions; words underlined are additions.

1		Distribution charge	\$ <del>0.03670</del> <u>0.0425</u>
2		Total charge, per kWh	\$ <del>0.07000</del> <u>0.0800</u>
3	(C)	All kWh per month over 1,500, per kWh	
4		Generation charge, taxable fuel	\$0.0065
5		Generation charge, non-fuel	\$ <del>0.03750</del> <u>0.0395</u>
6		Transmission charge	\$ <del>0.00320</del> <u>0.0034</u>
7		Distribution charge	\$ <del>0.05580</del> <u>0.0586</u>
8		Total charge, per kWh	\$ <del>0.10300</del> <u>0.1080</u>
9	(D)	Minimum monthly bill. The minimum monthly bill shall be equal to the customer charge.	
10			
11	(E)	All bills rendered will express charges in terms of total charge per kWh.	
12			
13	(ii)	Time-of-use rate. All general service non-demand customers may elect service at this rate, except that the city may, at its option, limit the number of customers and type of businesses which will be served at this rate.	
14			
15			
16	(A)	Customer charge, per month	\$ <del>26.00</del> <u>35.00</u>
17		Note: The time-of-use rate customer charge includes a base customer charge of \$ <del>16.00</del> <u>25.00</u> per month and an additional charge of \$10.00 per month time-of-use meter charge.	
18			
19			
20	(B)	Energy charge:	
21		All energy used on-peak, per kWh	\$0.169
22		All energy used off-peak, per kWh	\$0.042
23		Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel adjustment per kWh should be added to the above-stated energy charges. On-peak period shall be as follows:	
24		Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods shall be all periods not included in on-peak periods.	
25			
26			
27			
28	(C)	Transfer to non-time-of-use rate. Customers who elect to take service under the time-of-use rate shall have the option to transfer to the non-time-of-use rate any time during the initial term of service; however, any such customer who subsequently elects to take service under the time-of-use rate at the same service location shall be required to remain on the time-of-use rate for a minimum term of twelve (12) consecutive months.	
29			
30			
31			
32			
33			
34			
35	(iii)	Demand. The rates to be charged and collected for electric energy furnished by the city to consumers for general service demand for all monthly bills which are for the first time rendered and postmarked as indicated are hereby fixed as follows:	
36			
37			
38	(A)	Customer charge, per month	\$ <del>45.00</del> <u>50.00</u>
39	(B)	Demand charge	
40		I. No discounts, per kW, per month:	
41		Generation charge	\$3.540
42		Transmission charge	\$0.750
43		Distribution charge	\$4.960
44		Total charge, per kW	\$9.250
45		II. With primary metering discount, per kW, per month	
46		Generation charge	\$3.540
47		Transmission charge	\$0.750
48		Distribution charge	\$4.775
49		Total charge, per kW	\$9.065
50		III. With primary service discount, per kW per month	
51		Generation charge	\$3.540
52		Transmission charge	\$0.750

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1                                    Distribution charge                                    \$4.810  
 2                                    Total charge, per kW                                    \$9.100

3  
 4                                    IV. With primary metering and service discounts, per kW, per month  
 5                                    Generation charge                                    \$3.540  
 6                                    Transmission charge                                    \$0.750  
 7                                    Distribution charge                                    \$4.628  
 8                                    Total charge, per kW                                    \$8.918

9                                    The billing demand is the highest demand established during the month.  
 10                                    The demand shall be integrated over a thirty (30) minute period.

11                                    (C) Energy charge:  
 12                                    I. No discounts, per kWh  
 13                                    Generation charge, taxable fuel                                    \$0.0065  
 14                                    Generation charge, non-fuel                                    ~~\$0.02800~~0.0360  
 15                                    Transmission charge                                    ~~\$0.00630~~0.0023  
 16                                    Distribution charge                                    ~~\$0.04200~~0.0062  
 17                                    Total charge, per kWh                                    ~~\$0.04200~~0.0510  
 18                                    II. With primary metering discount  
 19                                    Generation charge, taxable fuel                                    \$0.0065  
 20                                    Generation charge, non-fuel                                    ~~\$0.02800~~0.0360  
 21                                    Transmission charge                                    ~~\$0.00420~~0.0023  
 22                                    Distribution charge                                    ~~\$0.00550~~0.0052  
 23                                    Total charge, per kWh                                    ~~\$0.04120~~0.0500

24                                    (D) Fuel adjustment. (See section 27-28.)

25                                    (E) Minimum monthly bill. The minimum monthly bill shall be equal to the monthly  
 26                                    customer charge plus thirty-five (35) times the demand charge. For those  
 27                                    customers with an established demand of less than 50 kilowatts who have  
 28                                    entered into an agreement for service under this schedule, the minimum monthly  
 29                                    bill shall be equal to the monthly customer charge plus 35 times the demand  
 30                                    charge.

31                                    (F) All bills rendered will express charges in terms of total charges per kWh or kW.

32  
 33                                    (iv) Time-of-use energy rate. All general service demand customers may elect service at  
 34                                    this rate, except that the city may, at its option, limit the number of customers and  
 35                                    type of businesses which will be served at this rate.

36  
 37                                    (A) Customer charge, per month                                    ~~\$50.00~~55.00  
 38                                    Note: The time-of-use rate customer charge includes a base customer charge of  
 39                                    ~~\$45.00~~50.00 per month and an additional charge of \$5.00 per month time-of-use  
 40                                    meter programming charge.

41                                    (B) Energy charge:  
 42                                    All energy used on-peak, per kWh                                    \$0.064  
 43                                    All energy used off-peak, per kWh                                    \$0.016

44                                    Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel  
 45                                    adjustment per kWh should be added to the above-stated energy charges. On-  
 46                                    peak period shall be as follows:

47                                    Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods  
 48                                    shall be all periods not included in on-peak periods.

49                                    (C) Transfer to non-time-of-use rate. Customers who elect to take service under the  
 50                                    time-of-use rate shall have the option to transfer to the non-time-of-use rate any  
 51                                    time during the initial term of service; however, any such customer who  
 52                                    subsequently elects to take service under the time-of-use rate at the same

CODE: Words stricken are deletions; words underlined are additions.

1 service location shall be required to remain on the time-of-use rate for a minimum  
2 term of twelve (12) consecutive months.  
3

- 4 2. Primary service discount. All general service customers whose demand has been  
5 estimated to be four hundred (400) kilowatts or more, by the general manager for utilities  
6 or his/her designee, who are metered at primary voltage (twelve (12) kilovolts), and who  
7 own or lease all transformation and distribution facilities on the customer side of the  
8 metering point, shall receive credit of fifteen cents (\$0.15) per kW applied to the monthly  
9 demand charge.  
10  
11 3. Primary metering discount. All general service customers who are metered at primary  
12 voltage (twelve (12) kilovolts) shall receive a credit of two (2) percent of the monthly base  
13 rate energy and demand charges. Metering voltage will be determined by the general  
14 manager for utilities or his/her designee.  
15  
16 4. Facilities leasing adjustment. All general service demand customers who desire the  
17 benefits of a single-point-of-service metering, but do not wish to make the required  
18 investment in transformation and distribution facilities beyond the metering point, and  
19 whose demand has been established to be four hundred (400) kilowatts or more by the  
20 general manager for utilities or his/her designee, may request the city to make such  
21 investment in these facilities. The city shall provide, install, operate, and maintain the  
22 desired facilities and lease them to the qualified customer for a monthly consideration of  
23 one and one-half (1.5) percent of the installed cost of the facilities.  
24

25 h. Large power service rates (§ 27-27):  
26

- 27 1. Base rate. The rates to be charged and collected for energy furnished by the  
28 City to consumers for large power service are hereby fixed as follows:

29 (A) Customer charge, per month \$300.00

30 (B) Demand charge

- 31 I. No discounts, per kW, per month:

32 Generation charge \$3.760

33 Transmission charge \$0.730

34 Distribution charge \$4.760

35 Total charge, per kW \$9.250

- 36 II. With primary metering discount, per kW, per month

37 Generation charge \$3.760

38 Transmission charge \$0.730

39 Distribution charge \$4.575

40 Total charge, per kW \$9.065

- 41 III. With primary service discount, per kW per month

42 Generation charge \$3.760

43 Transmission charge \$0.730

44 Distribution charge \$4.610

45 Total charge, per kW \$9.100

- 46 IV. With primary metering and service discounts, per kW, per month

47 Generation charge \$3.760

48 Transmission charge \$0.730

49 Distribution charge \$4.428

50 Total charge, per kW \$8.918

51 The billing demand is the highest demand established during the month. The  
52 demand shall be integrated over a thirty (30) minute period.

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52

(C) Energy charge:	
I. No discounts, per kWh	
Generation charge, taxable fuel	\$0.0065
Generation charge, non-fuel	<del>\$0.00930</del> <u>.0265</u>
Transmission charge	<del>\$0.00340</del> <u>.0050</u>
Distribution charge	<del>\$0.02040</del> <u>.0080</u>
Total charge, per kWh	<del>\$0.03900</del> <u>.0460</u>
II. With primary metering discount	
Generation charge, taxable fuel	\$0.0065
Generation charge, non-fuel	<del>\$0.00930</del> <u>.0265</u>
Transmission charge	<del>\$0.00340</del> <u>.0050</u>
Distribution charge	<del>\$0.01930</del> <u>.0071</u>
Total charge, per kWh	<del>\$0.03820</del> <u>.0451</u>

(D) Fuel adjustment. (See section 27-28.)

(ii) Time-of-use energy rate. All large power customers may elect service at this rate, except that the city may, at its option, limit the number of customers and type of businesses which will be served at this rate.

(A) Customer charge, per month \$305.00

Note: The time-of-use rate customer charge includes a base customer charge of \$300.00 per month and an additional charge of \$5.00 per month time-of-use meter programming charge.

(B) Energy charge:  
    All energy used on-peak, per kWh \$0.062  
    All energy used off-peak, per kWh \$0.016

Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel adjustment per kWh should be added to the above-stated energy charges. On-peak period shall be as follows:

Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods shall be all periods not included in on-peak periods.

(C) Transfer to non-time-of-use rate. Customers who elect to take service under the time-of-use rate shall have the option to transfer to the non-time-of-use rate any time during the initial term of service; however, any such customer who subsequently elects to take service under the time-of-use rate at the same service location shall be required to remain on the time-of-use rate for a minimum term of twelve (12) consecutive months.

(D) Fuel adjustment. (See section 27-28.)

(E) Minimum monthly bill. The minimum monthly bill shall be equal to the monthly customer charge plus seven hundred (700) times the demand charge.

(F) All bills rendered will express charges in terms of total charges per kWh or kW.

2. Primary service discount. All large power service customers who are metered at primary voltage (twelve (12) kilovolts), and who own or lease all transformation and distribution facilities on the customer side of the metering point, shall receive credit of fifteen cents (\$0.15) per kW applied to the monthly demand charge.

3. Primary metering discount. All large power service customers who are metered at primary voltage (twelve (12) kilovolts) shall receive a credit of two (2) percent of the monthly base rate energy and demand charges. Metering voltage will be determined by

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1 the general manager for utilities or his/her designee.

2  
3 4. Facilities leasing adjustment. All large power service demand customers who desire the  
4 benefits of a single-point-of-service metering, but do not wish to make the required  
5 investment in transformation and distribution facilities beyond the metering point, may  
6 request the city to make such investment in these facilities. The city shall provide, install,  
7 operate, and maintain the desired facilities and lease them to the qualified customer for a  
8 monthly consideration of one and one-half (1½) percent of the installed cost of the  
9 facilities.

10  
11 i. Distributed Resources Rates (§ 27-27):

12  
13 1. General Provision.

14  
15 (A). Net Metering: Applicable only to electric customers of the utility with solar photovoltaic  
16 systems. All Renewable Energy Credits (RECs) and other environmental attributes, including,  
17 but not limited to carbon offset credits that accrue as a result of the operation of the SPDR  
18 which is receiving payment under the Net Metering provision hereof shall be the property of  
19 the utility.

20  
21 (i) Residential: To be credited at \$0.064 per KWh plus the prevailing retail fuel adjustment  
22 (See § 27-28).

23 (ii) Non-Residential: To be credited according to rate class as follows:

24 General Service Non-Demand (\$/kWh).....\$0.081

25 General Service Demand (\$/kWh) .....\$0.042

26 Large Power (\$/kWh) .....\$0.039

27 plus the prevailing retail fuel adjustment (See section 27-28).

28  
29 (B). Non-solar Distributed Resource(s): Non-solar distributed resources shall be credited at a rate  
30 based upon the utility's avoided cost as negotiated by contract.

31  
32 (C). Solar Energy Purchase Agreement/Solar Feed-In-Tariff (SEPA): This rate shall be applicable  
33 to all classes of electric customers and non-customers located within the utility electric  
34 distribution service area.

35  
36 (i) Energy generated from a qualified SPDR shall be purchased at non-negotiated rates as set  
37 forth in the SEPA.

38  
39 (ii) Each SPDR system requires a separate SEPA, which will be in effect for a term no longer  
40 than the balance of the calendar year in which the contract is executed plus 20 calendar  
41 years, unless sooner terminated under the terms of the SEPA.

42  
43 (iii) To become and remain "qualified", the SPDR shall adhere to all conditions and terms of  
44 applicable utility interconnection agreements promulgated by the general manager or his/  
45 /her designee and applicable federal, state, and local safety, building and other applicable  
46 codes.

47  
48 (iv) The general manager or his/her designee may cease to commit to additional capacity, or  
49 offer new contracts after a total of 4 MW (DC) of solar photovoltaic distributed  
50 generation capacity per year has been committed by the utility system, or as safety and  
51 reliability of the utility system require.

52  
CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16

- (v) The general manager or his/her designee is authorized to establish the administrative guidelines and procedures governing the application process, the design review and interconnection process, the form of contract, and any policies related to the status of applications in excess of 4 MW (DC) capacity in a given calendar year, subject to City Commission policy review.
- (vi) All Renewable Energy Credits (RECs) and other environmental attributes, including, but not limited to carbon offset credits that accrue as a result of operation of the SPDR under a SEPA or receiving payment under the Feed-In-Tariff shall be the property of the utility.
- (vii) The solar Feed-in-Tariff rate is established in accordance with the following schedule which is subject to periodic review and subsequent revision to the rates as recommended by the general manager, or his/her designee, and adopted by the City Commission in the exercise of its sole discretion:

Contract Entered into Under This Policy During Calendar Year	Fixed Rate per kWh Applied Uniformly From the Date of Installation Through December 31,	Fixed Rate \$/kWh Over Life of Contract	
		Building or Pavement Mounted (any size) or Ground Mounted < 25 kW DC	Free Standing (Non-Building or Non-Pavement Mounted)
2009	2030	\$0.32	\$0.26
2010	2031	\$0.32	\$0.26
2011	2032	tbd	tbd
2012	2033	tbd	tbd
2013	2034	tbd	tbd
2014	2035	tbd	tbd
2015	2036	tbd	tbd
2016	2037	tbd	tbd

17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37

- (viii) A qualified SPDR which has capacity reserved for 2010 may be allowed to begin delivering energy to the utility prior to January 1, 2010. Under this arrangement, the SPDR shall be paid at the avoided cost for energy delivered prior to January 1, 2010, which is \$0.0065/kWh plus the prevailing retail electric fuel adjustment (Section 27-28), and shall be paid the Feed-In-Tariff rate thereafter for the term of the contract.
- (ix) Each SPDR installed after December 31, 2010, will be subject to a monthly charge to cover administrative expenses, including, but not limited to the capital cost of the meter, meter reading, and payment processing. This charge will be equal to the monthly electric customer charge designated for each customer class in this Appendix A corresponding to a customer with an electric demand in kilowatts that is equal to the SPDR DC power capacity. This monthly charge will be deducted from monthly payments received from the utility for electricity purchased from the SPDR.

j. Interruptible-Curtailable service rider (§ 27-27):

1. General provisions.

- (A) Customer must make application to the city for service under this Rider and the city must approve such application before service hereunder commences.

CODE: Words stricken are deletions; words underlined are additions.



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52

- (B) Conditions pertaining to any application of this Rider shall be stipulated to by contract between the city and the customer receiving service hereunder. Such contract shall be for a minimum term of ten (10) years.
- (C) All terms and conditions under the normally applicable Schedule, either Large Power or Transmission Service, shall apply to service supplied to the customer except as modified by this Rider.
- (D) Service under this rider is subject to interruption/curtailment during any time period that electric power and energy delivered hereunder from the City's available generating resources is required to a) maintain service to the city's firm power customers and firm power sales commitments, or b) supply emergency Interchange service to another utility for its firm load obligations only, or c) when the price of power available to the city from other sources exceeds 15 cents (\$0.15) per kWh.
- (E) The city reserves the right to interrupt/curtail electric services at least once each calendar year in order to test the availability or operability of interruptible/curtailable capacity, irrespective of city system capacity available or operating conditions.
- (F) Pursuant to any agreement to provide service hereunder, the city and customers may stipulate for the provision of "Buy-Through" service for customers to replace power during times of interruption or curtailment. For all "Buy-Through" services purchased on behalf of customers, customers shall pay the city three dollars (\$3.00) per MWh for such energy as well as reimburse the city for associated energy and transmission costs necessary to affect the delivery of "Buy-Through" energy to the city's system for customers.
- (G) The city shall make reasonable efforts to provide advance notice to the customer of an impending interruption/curtailment of service sufficient to enable the customer to modify its operations or avail itself to the "Buy-Through" provision in General Provisions "F", above.
- (H) Any contract for curtailable service hereunder shall specify a Non-Curtailable Demand. The contract Non-Curtailable Demand may be revised, from time to time, on a prospective basis only, by mutual consent of the city and the customer.
- (I) Upon each curtailment request by the city, it shall be the customer's responsibility to curtail its energy demand fulfilled pursuant to General Provision "F", above. If the customer fails to so curtail its energy demand, the customer shall refund to the city 1.25 times (125% of) the total amount of discounts or demand credits granted to customer, pursuant to this Rider, over the preceding twelve (12) billing periods.

2. Application of discount. For service hereunder, a discount of one dollar twenty-five cents (\$1.25) shall be applied to the normally applicable Demand (kW) Charge, inclusive of any other applicable discounts.

k. Retained, Expanded or Attracted Load Service Rider (§ 27-27):

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40  
41  
42  
43  
44  
45  
46  
47  
48  
49  
50  
51  
52

1. General Provisions.

(A) Customer must make application to the city for service under this Rider and the city must approve such application before service hereunder commences.

(B) Conditions pertaining to any application of this Rider shall be stipulated to by contract between the city and the customer receiving service hereunder. Such contract shall be for a minimum term of ten (10) years.

(C) All terms and conditions under the normally applicable Schedule, either General Service Demand, Large Power or Transmission Service, shall apply to service supplied to the customer except as modified by this Rider.

2. Application of discount. For service hereunder, a percentage discount shall be applied to the normally applicable Customer Charge, Demand (kW) Charge and Energy (kWh) Charge, inclusive of any other applicable discounts. The maximum discount applicable hereunder for any twelve-month period shall be 13.0%. Percentage discounts shall be specified for each of the four twelve-month billing periods, beginning with the first monthly billing period for service hereunder and continuing through the forty-eighth (48th) billing period. Discounts are not applicable beyond the forty-eighth (48th) billing period. Hence:

Billing Period	Discount
1st - 12th Billing period	To be negotiated
13th - 24th Billing period	To be negotiated
25th - 36th Billing period	To be negotiated
37th - 48th Billing period	To be negotiated

I. Business Partners Rate Discount Rider (§27-27):

1. General Provisions.

(A) Customer must make application to the city for service under this Rider and the city must approve such application before service hereunder commences.

(B) Conditions pertaining to any application of this Rider shall be stipulated to by contract between the city and the customer receiving service hereunder. Such contract shall be for a minimum term of ten (10) years.

(C) The percentage discounts applicable hereunder shall be available to any customer that had entered into a contract for the provision of retail electric service by the city prior to October 1, 1997 and such contract has a termination date at least ten (10) years after October 1, 1997.

(D) All terms and conditions under the normally applicable Schedule, either General Service Non-Demand, General Service Demand, Large Power, or Transmission Service, shall apply to service supplied to the customer except as modified by this Rider.

(E) No new Business Partners Rider applications shall be accepted after September 30, 2006. Contracts in effect as of October 1, 2006, will remain in effect until expiration under the existing contract terms.

2. Application of discount. For service hereunder, a percentage discount shall be applied to the normally applicable Customer Charge, Demand (kW) Charge and Energy (kWh) Charge, inclusive of any other applicable discounts. The discount applicable hereunder for customers in the General Service Non-Demand, General Service Demand and Large

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1 Power rate classes shall be according to the following schedule:  
2

3 Business Partners Rider Executed:

4 Rate Class	before April 1, 2002 Maximum Discount	on or after April 1, 2002 Maximum Discount
5 General Service Non-Demand	7%	7%
6 General Service Demand	7%	10%
7 Large Power	10%	13%

8  
9  
10 Discounts are not applicable beyond the one hundred twentieth (120th) billing period  
11 unless otherwise agreed to in writing by the City and customer.  
12

- 13 3. Contract period. Customers requesting service hereunder must enter into a contract  
14 designating the city as the customer's exclusive supplier of electricity for a minimum initial  
15 term of ten (10) years. Either party may terminate the contract at the end of the initial  
16 term or at the end of any subsequent term, pursuant to provisions stipulated to in the  
17 contract. At the sole discretion of the city, discounts available under this Rider may be  
18 withdrawn or adjusted if a change occurs to the customer's normally applicable Rate  
19 Schedule, resulting from either the customer's request or from the city's reclassification of  
20 the customer due to changes in the customer's load. If the customer violates any terms  
21 and conditions of this Rider or of the contract under this Rider, the city may discontinue  
22 service under this Rider. In the event of early termination of any contract under this Rider,  
23 the customer will be required to pay the city any costs due to such early termination,  
24 including reimbursement of discounts granted to the extent stipulated to in the contract.  
25

26  
27 m. Public streetlight service rates (§ 27-29.1):  
28

- 29 1. Monthly rental charges for approved public streetlight fixtures (does not include  
30 underground civil infrastructure costs or pole rental fees):  
31

32 <u>Fixture Description</u>	Monthly charge per fixture
33 Group 1 Flood Lights	
34 Light Type 7 – 400 watt MV Flood Light*	\$11.50
35 Light Type 10 – 400 watt HPS Flood Light	\$11.00
36 Light Type 12 – 250 watt HPS Flood Light	\$ 9.75
37 Light Type 22 – 400 watt MH Flood Light	\$13.75
38	
39 Group 1 Luminaires	
40 Light Type 1 – 70 watt HPS Cutoff Light*	\$ 7.75
41 Light Type 3 - 175 watt MV Area Light*	\$ 8.00
42 Light Type 11 – 100 watt HPS Cutoff Street Light Grey	\$ 7.75
43 Light Type 13 – 100 watt HPS Area Light*	\$ 8.00
44 Light Type 14 – 150 watt HPS Cutoff Street Light Grey	\$ 8.25
45	
46 Group 2 Luminaires	
47 Light Type 4 – 250 watt HPS Non Cutoff Street Light*	\$12.00
48 Light Type 5 – 400 watt MV Non Cutoff Street Light*	\$12.00
49 Light Type 6 – 400 watt HPS Non Cutoff Street Light*	\$12.00
50 Light Type 16 – 250 watt HPS Cutoff Street Light Grey	\$10.25
51	

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1	Light Type 23 – 400 watt HPS Cutoff Street Light Grey*	\$11.75
2		
3	Group 3 Luminaires	
4	Light Type 24 – 400 watt HPS Cutoff Street Light Black	\$18.00
5	Light Type 31 – 250 watt HPS Cutoff Street Light Black	\$16.75
6	Light Type 32 – 150 watt HPS Cutoff Street Light Black	\$16.00
7		
8	Group 1 Decorative Lights	
9	Light Type 2 – 175 watt MV Post Top Street Light Conical Style*	\$13.50
10	Light Type 15 – 150 watt HPS Bronze Decorative Shoe Box Style	\$11.25
11	Light Type 19 – 100 watt HPS Post Top Street Light Conical Style	\$13.50
12	Light Type 25 – 100 watt HPS Cutoff Lantern Style Street Light*	\$14.50
13		
14	Group 2 Decorative Lights	
15	Light Type 17 – 400 watt MH Round Cutoff Roadway Light Black	\$23.25
16	Light Type 26 – 100 watt HPS Granville Style Light*	\$29.75
17	<u>Light Type 28 – 100 watt MV Pedestrian Street Light Coach Style*</u>	<u>\$35.00</u>
18	Light Type 29 – 100 watt HPS Cutoff Street Light Traditional Style	\$32.00
19		
20	Group 3 Decorative Lights	
21	Light Type 27 – 100 watt HPS Domus Style Light	\$33.75
22	Light Type 30 – 100 watt MH Cutoff Street Light Traditional Style	\$33.00
23	Light Type 33 – 200 watt HPS Renaissance II Style Light	\$36.00
24	Light Type 34 – 200 watt HPS Renaissance IV Style Light	\$36.75

\* Not Available for Installation

Monthly kWh per fixture based on wattage:

70 – watt	<u>35</u>
100 – watt	41
150 – watt	<u>6662</u>
175 – watt	<u>6972</u>
250 – watt	103
400 – watt	<u>163164</u>
1,000 – watt	<u>374410</u>

2. Monthly rental charges for approved public streetlight fixtures for which lights are operated and maintained by the city's utilities department, and for which installation costs were borne by a government agency other than the city's utilities department (does not include underground civil infrastructure costs or pole rental fees):

<u>Fixture size and type</u>	<u>Monthly charge per fixture</u>
Light Type 1 – 70 watt HPS Light	\$ 4.00
Light Type 13, 19, 25 - 100 watt HPS Light*	\$ 4.00
Light Type 11 – 100 watt HPS Light	\$ 4.00
Light Type 14, 15, 32 - 150 watt HPS Light	\$ 5.50
Light Type 2, 3 - 175 watt MV Light	\$ 5.25
Light Type 4- 250 watt HPS Light*	\$ 8.00
Light Type 12, 16, 31, - 250 watt HPS Light	\$ 8.00
Light Type 5, 6, 7 - 400 watt HPS Light*	\$11.50

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1	Light Type 10, 17, 22, 23, 24 – 400 watt HPS Light	\$11.50
2	Light Type 26 – 100 watt Granville Style Light	\$ 8.50
3	Light Type 27 – 100 watt HPS Domus Light	\$ 5.50
4	Light Type 28 - 100 watt MV Coach Style Light*	\$ 9.00
5	Light Type 29 - 100 watt HPS Traditional Style Light	\$ 9.75
6	Light Type 30 – 100 watt MH Traditional Style Light	\$10.00
7	Light Type 33, 34 – 200 watt HPS Renaissance Style Light	\$ 9.00
8	60 watt LED Light	\$ 3.42

9  
10 \* Not Available for Installation

11  
12 Monthly kWh per fixture based on wattage:

13		
14	<del>70 – watt</del>	<del>35</del>
15	100 – watt	41
16	150 – watt	<u>66</u> <del>62</del>
17	175 – watt	<u>69</u> <del>72</del>
18	250 – watt	103
19	400 – watt	<u>163</u> <del>164</del>
20	1,000 – watt	<u>374</u> <del>410</del>

21  
22  
23 ~~3. Should an agency request public streetlight service utilizing fixtures and/or poles for which~~  
24 ~~no rate has been set forth in the Gainesville Code of Ordinances, the city may provide~~  
25 ~~such service if the service is approved by the general manager for utilities or his/her~~  
26 ~~designee, and if the agency requesting such service enters into a contract with the city~~  
27 ~~specifying terms and conditions of such service. Unapproved fixtures shall be installed on~~  
28 ~~metered service only.~~

29  
30 3. Should a department of the City of Gainesville or Alachua County request to install an  
31 unapproved pole(s) or lighting fixture(s) not contained in this subsection m., or subsection  
32 p. below, the fixture(s), light source(s), and lighting component(s) shall be connected  
33 behind a meter. The purchase, installation, operation, maintenance and ownership of the  
34 pole(s), fixture(s), light source(s), and lighting component(s) will be the responsibility of  
35 the requesting department. The energy charge for the lighting shall be at the General  
36 Service Non-demand rate.

37  
38 ~~45.~~ Fuel adjustment. (See section 27-31).

39  
40 n. Rental outdoor light service rates (§ 27-30.1.):

41  
42 1. Monthly rental charges for approved rental outdoor light fixtures (does not include  
43 underground civil infrastructure costs or pole rental charges):

44		Monthly charge
45	<u>Group/Fixture Description</u>	<u>per fixture</u>
46	Group 1 Flood Lights	
47	Light Type 7 – 400 watt MV Flood Light*	\$13.25
48	Light Type 10 – 400 watt HPS Flood Light	\$12.75
49	Light Type 12 – 250 watt HPS Flood Light	\$11.50
50	Light Type 22 – 400 watt MH Flood Light	\$13.75
51		
52	Group 1 Luminaires	

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1	Light Type 1-70 watt HPS Cutoff Light*	\$ 9.50
2	Light Type 3-175 watt MV Area Light*	\$ 9.75
3	Light Type 11-100 watt HPS Cutoff Street Light Grey	\$ 9.50
4	Light Type 13-100 watt HPS Area Light*	\$ 9.75
5	Light Type 14-150 watt HPS Cutoff Street Light Grey	\$ 10.00
6		
7	Group 2 Luminaires	
8	Light Type 4 - 250 watt HPS Non Cutoff Street Light*	\$15.00
9	Light Type 5 - 400 watt MV Non Cutoff Street Light*	\$13.25
10	Light Type 6 - 400 watt HPS Non Cutoff Street Light*	\$15.50
11	Light Type 16 - 250 watt HPS Cutoff Street Light Grey	\$12.00
12	Light Type 23 - 400 watt HPS Cutoff Street Light Grey*	\$15.25
13		
14	Group 3 Luminaires	
15		
16	Light Type 24 - 400 watt HPS Cutoff Street Light Black	\$20.75
17	Light Type 31 - 250 watt HPS Cutoff Street Light Black	\$19.25
18	Light Type 32 - 150 watt HPS Cutoff Street Light Black	\$18.50
19		
20	Group 1 Decorative Lights	
21	Light Type 2 - 175 watt MV Post Top Street Light Conical Style*	\$15.25
22	Light Type 15 - 150 watt HPS Bronze Decorative Shoe Box Style	\$13.00
23	Light Type 19 - 100 watt HPS Post Top Street Light Conical Style	\$15.25
24	Light Type 25 - 100 watt HPS Cutoff Lantern Style Street Light*	\$16.75
25		
26		
27	Group 2 Decorative Lights	
28	Light Type 17 - 400 watt MH Round Cutoff Roadway Light Black	\$25.00
29	Light Type 26 - 100 watt HPS Granville Style Light*	\$34.50
30	Light Type 28 - 100 watt MV Pedestrian Street Light Coach Style*	\$33.75
31	Light Type 29 - 100 watt HPS Cutoff Street Light Traditional Style	\$36.75
32		
33	Group 3 Decorative Lights	
34	Light Type 27 - 100 watt HPS Domus Style Light	\$39.25
35	Light Type 30 - 100 watt MH Cutoff Street Light Traditional Style	\$38.00
36	Light Type 33 - 200 watt HPS Renaissance II Style Light	\$41.50
37	Light Type 34 - 200 watt HPS Renaissance IV Style Light	\$42.50

\* Not Available for Installation

Monthly kWh per fixture based on wattage:

<del>70</del> - watt	<del>35</del>
100 - watt	41
150 - watt	<u>66</u> 62
175 - watt	<u>69</u> 72
250 - watt	103
400 - watt	<del>163</del> 164
1,000 - watt	<u>374</u> 410

3-2. Monthly rental charges for approved public streetlight fixtures for which lights are operated and maintained by the city's utilities department, and for which installation costs were borne by a government agency other than the city's utilities department (does not include underground civil

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1 infrastructure costs or pole rental fees):

2		Monthly charge
3		per fixture
4	<u>Fixture size and type</u>	
5	Light Type 1 - 70 watt HPS Light*	\$ 4.00
6	Light Type 13, 19, 25 - 100 watt HPS Light*	\$ 4.00
7	Light Type 11 - 100 watt HPS Light	\$ 4.00
8	Light Type 14, 15, 32 - 150 watt HPS Light	\$ 5.50
9	Light Type 2, 3 - 175 watt MV Light*	\$ 4.25
10	Light Type 4 - 250 watt HPS Light*	\$ 8.00
11	Light Type 12, 16, 31 - 250 watt HPS Light	\$ 8.00
12	Light Type 5, 6, 7 - 400 watt HPS Light*	\$11.50
13	Light Type 10, 17, 22, 23, 24 - 400 watt HPS Light	\$11.50
14	Light Type 26 - 100 watt Granville Style Light	\$ 8.50
15	Light Type 27 - 100 watt HPS Domus Light	\$ 5.50
16	Light Type 28 - 100 watt MV Coach Style Light	\$ 9.00
17	Light Type 29 - 100 watt HPS Traditional Style Light	\$ 9.75
18	Light Type 30 - 100 watt MH Traditional Style Light	\$10.00
19	Light Type 33, 34 - 200 watt HPS Renaissance Style Light	\$ 9.00
20	60 watt LED Light	\$ 3.42

21  
22 \* Not Available for Installation

23  
24 Monthly kWh per fixture based on wattage:

25	70 - watt	<del>35</del>
26	100 - watt	41
27	150 - watt	<u>6662</u>
28	175 - watt	<u>6972</u>
29	250 - watt	103
30	400 - watt	<u>463164</u>
31	1,000 - watt	<u>374410</u>

- 32  
33 3. Should a utility customer request rental outdoor light service utilizing fixtures and/or poles  
34 not contained in this subsection n., or subsection q. below, the fixture(s), light source(s),  
35 and lighting component(s) shall be connected behind a meter. The purchase, installation,  
36 operation, maintenance and ownership of the pole(s), fixture(s), light source(s), and  
37 lighting component(s) will be the responsibility of the utility customer. The energy charge  
38 for the lighting shall be at the General Service Non-demand rate, for which no rate has  
39 been set forth in the Gainesville Code of Ordinances, the city may provide such service if  
40 the service is approved by the general manager for utilities or his/her designee, and if the  
41 customer requesting such service enters into a contract with the city specifying terms and  
42 conditions of such service. Unapproved fixtures shall be installed on metered service  
43 only.
- 44  
45 4. Rental Contract Termination Fee. The rates for rental outdoor lighting service includes a  
46 recovery of installation charges over a sixty (60) month period. If a customer elects to  
47 terminate the five (5) year contract prior to the end of the sixty month period, an early  
48 removal fee of ten dollars (\$10.00) per month per light and six dollars (\$6.00) per month  
49 per pole shall be billed to the account for each month remaining on the contract, which is  
50 less than sixty (60) months beyond the first month's billing of the contract.
- 51  
52 5. Fuel adjustment. (See section 27-31).

CODE: Words ~~stricken~~ are deletions; words underlined are additions.

1  
2 o. Reserved.

3  
4 p. Public streetlight pole service rates

- 5  
6 1. Rental charges for poles installed by the city's utilities department for the purpose of  
7 supporting public streetlights when required, including poles installed by the city's utilities  
8 department to replace poles for which installation costs were borne initially by a customer  
9 or by an agency other than the city's utilities department (§§ 27-29.1, 27-30.1):

10  
11  
12 Pole Group/Description Monthly charge  
13 per pole

14 Pole Group 1

15 P3 – 12 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 7.50
16 P4 – 18 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 8.50
17 P6 – 19 foot Fiberglass Pole Black for use with Light Type 25	\$ 3.75
18 P8 – 30 foot wood pole	\$ 4.50
19 P12 – 35 foot wood pole	\$ 4.75

20

21 Pole Group 2

22 P9 – 30 foot concrete pole	\$ 6.50
23 P13 – 35 foot concrete pole	\$ 6.75
24 P15 – 40 foot wood pole	\$ 5.00
25 P18 – 45 foot wood pole	\$13.25

26

27 Pole Group 3

28 P1 – 10 foot (direct buried) pole decorative concrete	\$12.75
29 P2 – 10 foot fiberglass pole black for use with Light Type 28	\$17.25
30 P10 – 30 foot fiberglass breakaway pole grey	\$15.00
31 P14 – 35 foot (direct buried) decorative octagonal concrete pole black	\$16.00
32 P16 – 40 foot concrete pole	\$ 8.75
33 P17 – 40 foot direct buried decorative octagonal concrete pole black	\$24.00
34 P19 – 45 foot concrete pole	\$ 9.25

35

36 Pole Group 4

37 P5 – 18 foot Domus pole black for use with Light Type 27	\$19.00
38 P11 – 30 foot aluminum pole black for use with Light Type 17	\$26.75

39

40 Pole Group 5

41 P7 – 26 foot steel Renaissance pole black	\$30.75
--	---------

- 42 q. Rental charges for poles which are for the purpose of supporting rental light fixtures  
43 when required, (does not include underground civil infrastructure costs):

44  
45  
46 Pole Group/Description Monthly charge  
47 per pole

48 Pole Group 1

48 P3–12 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 8.75
49 P4–18 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 9.50
50 P6–19 foot Fiberglass Pole Black for use with Light Type 25	\$ 3.75
51 P8–30 foot wood pole	\$ 4.50
52 P12–35 foot wood pole	\$ 4.75

CODE: Words ~~stricken~~ are deletions; words underlined are additions.



1	Pole Group 2	
2	P9 – 30 foot concrete pole	\$ 6.50
3	P13 – 35 foot concrete pole	\$ 6.75
4	P15 – 40 foot wood pole	\$ 5.00
5	P18 – 45 foot wood pole	\$15.00
6		
7	Pole Group 3	
8	P1–10 foot (direct buried) pole decorative concrete	\$15.00
9	P2–10 foot fiberglass pole black for use with Light Type 28	\$20.00
10	P10 – 30 foot fiberglass breakaway pole grey	\$15.00
11	P14 – 35 foot (direct buried) decorative octagonal concrete pole black	\$18.25
12	P16 – 40 foot concrete pole	\$ 8.75
13	P17 – 40 foot direct buried decorative octagonal concrete pole black	\$27.75
14	P19 – 45 foot concrete pole	\$ 9.25
15		
16	Pole Group 4	
17	P5 – 18 foot bottleneck pole black for use with Light Type 27	\$22.00
18	P11 – 30 foot aluminum pole black for use with Light Type 17	\$30.75
19		
20	Pole Group 5	
21	P7 – 26 foot steel Renaissance pole black	\$35.50
22		

23           **Section 2.** All ordinances in conflict herewith are to the extent of such conflict hereby  
24 repealed.

25           **Section 3.** It is the intention of the City Commission that the provisions of Section 1 of this  
26 Ordinance shall become and be made a part of the Code of Ordinances of the City of Gainesville,  
27 Florida, and that the Sections and Paragraphs of this Ordinance may be renumbered or re-lettered  
28 in order to accomplish such intentions.

29           **Section 4.** If any word, phrase, clause, paragraph, section or provision of this ordinance or  
30 the application hereof to any person or circumstance is held invalid or unconstitutional, such finding  
31 shall not affect the other provisions or applications of the ordinance which can be given effect  
32 without the invalid or unconstitutional provisions or application, and to this end the provisions of this  
33 ordinance are declared severable.

34

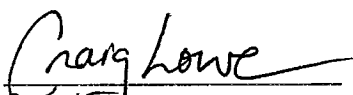
35

CODE: Words ~~stricken~~ are deletions; words underlined are additions.


1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

**Section 5.** This ordinance shall take effect immediately upon its adoption; provided however, the rates and charges as provided for herein shall be applicable to all monthly bills which are for the first time rendered and postmarked after 12:01 A.M., October 1, 2010.


PASSED and ADOPTED this 16<sup>th</sup> day September, 2010.

  
\_\_\_\_\_  
Craig Lowe  
Mayor

ATTEST:

  
\_\_\_\_\_  
Kurt M. Lammion, Jr.  
Clerk of the Commission

Approved as to form and legality

  
\_\_\_\_\_  
Marion J. Radson  
City Attorney

**SEP 16 2010**

This ordinance passed on first reading this 2nd day of September, 2010.

This ordinance passed on second reading this 16th day of September, 2010.

CODE: Words ~~stricken~~ are deletions; words underlined are additions.