

Retained, expanded or attracted load service rider shall mean at the sole discretion of the city, this rider may be made applicable to nonresidential electric service provided under either of the following retail rate schedules: general service demand, or large power. This rider may only be applied to service that is either retained, expanded or attracted load, as described below:

(a)

Retained load shall be continued service to a previously existing, creditworthy customer facing definite cessation of local operations or a customer having a documented alternative source of electric supply either from relocation, self-generation or a third-party supplier. Retention of such load and/or customer must be determined by the city commission to be in the best interest of the city.

(b)

Expanded load shall be a minimum of 100 kW of additional verifiable service, within the same site, provided to a previously existing customer. The additional load cannot result from load shifted from another site or facility within the city's utility service area. Such expansion of load and/or facilities must be determined by the city commission to be in the best interest of the city.

(c)

Attracted load shall be new service of at least 100 kW that locates within the city's utility service area after having demonstrably considered sites within other feasible locations, not within the city's utility service area. Such new service, customer and facilities must be determined by the city commission to be in the best interest of the city.

(d)

The determination that approval of this retained, expanded or attracted load service rider is in the best interest of the city, shall be based upon the following minimal criteria:

(1)

Application of the rider is demonstratively necessary to either retain, expand, or attract electrical load;

(2)

Revenues foregone by the city under this rider, together with the fiscal cost of all other financial incentives to be offered by the city to the applicant coincidentally with this rider, shall not outweigh the long

term quantitative and qualitative benefits to the city's taxpayers and utility rate payers.

(3)

The business activity associate with the retained, expanded, or attracted load shall be consistent with, but not limited to, the city's goals, objectives and policies regarding the following:

Land Use and Zoning

- Consistency with existing policies and plans
- Ability to obtain requisite approvals if any
- Effect upon recreation
- Sites within target re-development areas

Environmental Impacts

- Water and air emissions
- Characteristics of solid waste generated and related control methods
- Stormwater
- History of environmental compliance
- Energy efficiency

Economic Development Objectives

- Improving underemployment
- Industrial diversification
- Job creation/retention
- Workforce enhancement
- Quality of jobs
- Employee fringe benefits
- Impact on existing business

Transportation Infrastructure

- Level of service
- Public transportation access

k.

Retained, Expanded or Attracted Load 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.

(B)

Conditions pertaining to any application of this Rider shall be stipulated to by contract between the city and the customer receiving service hereunder which terms are supplemental to the applicable provisions of this Code of Ordinances. Such contract shall be for a minimum term of ten (10) years.

(C)

All terms and conditions under the normally applicable Rate Schedule, either General Service Demand or Large Power, 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