

ORDINANCE NO. 0-09-46

AN ORDINANCE AMENDING APPENDIX A, SECTION UTILITIES (1) ELECTRICITY OF THE GAINESVILLE CODE OF ORDINANCES BY INCREASING ELECTRIC BASE RATES AND CUSTOMER SERVICE CHARGES; ADDING A RENTAL LIGHT CATEGORY AND RATE FOR LED LIGHTING; PROVIDING A REPEALING CLAUSE; PROVIDING DIRECTIONS TO THE CODIFIER; PROVIDING A SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE.

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 at which hearings in the parties in interest and all others had an opportunity to be and were, heard.

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

Section 1. Appendix A, Section Utilities (1) Electricity of the Gainesville Code of Ordinances
by 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 \$7.60\$8.45
 - (B) First 250 kilowatt hours per month, per kWh
 - Generation, taxable fuel \$0.0065
 - Generation, non-fuel \$0.0085.0087
 - Transmission \$0.0007.0008
 - Distribution \$0.0103.0120
 - Total, per kWh \$0.0260.0280

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1	Generation, taxable fuel	\$0.0065
2	Generation, non-fuel	<u>\$0.0260.0245</u>
3	Transmission	<u>\$0.0022.0020</u>
4	Distribution	<u>\$0.0313.0340</u>
5	Total, per kWh	<u>\$0.0660.0670</u>
6	(D) All kWh per month over 750, per kWh	
7	Generation charge, taxable fuel	\$0.0065
8	Generation, non-fuel	<u>\$0.0400.0388</u>
9	Transmission charge	<u>\$0.0033.0032</u>
10	Distribution charge	<u>\$0.0482.0535</u>
11	Total charge, per kWh	<u>\$0.0980.1020</u>
12	(ii) Time-of-use rate. All residential customers may elect service at this rate, except that	
13	the city may, at its option, limit the number of customers and type of residences	
14	which will be served at this rate.	
15	(A) Customer charge, per month	\$17.60
16	Note: The time-of-use rate customer charge includes a base customer charge of	
17	\$7.60 per month and an additional charge of \$10.00 per month time-of-use meter	
18	charge.	
19	(B) Energy charge:	
20	All energy used on-peak, per kWh	\$0.139
21	All energy used off-peak, per kWh	\$0.035
22	Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel	
23	adjustment per kWh should be added to the above-stated energy charges. On-	
24	peak period shall be as follows:	
25	Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods	
26	shall be all periods not included in on-peak periods.	
27	(C) Transfer to non-time-differentiated rate. Customers who elect to take service	
28	under the time-of-use rate shall have the option to transfer to the non-time-of-use	
29	rate at any time during the initial term of service; however, any such customer	
30	who subsequently elects to take service under the time-of-use rate at the same	
31	service location shall be required to remain on the time-of-use rate for a	
32	minimum term of twelve (12) consecutive months.	
33	2. Fuel adjustment. (See section 27-28.)	
34	3. Minimum monthly bill. The minimum monthly bill shall be equal to the customer charge.	
35	4. All bills rendered will express charges in terms of total charge per kWh.	
36	g. General service rates (§ 27-27):	
37	1. Base rate.	
38	(i) Non-demand. The rates to be charged and collected for electric energy furnished by	
39	the city to consumers for general service, non-demand are hereby fixed as follows:	
40	(A) Customer charge, per month	<u>\$16.0025.50</u>
41	(B) First 1,500 kilowatt hours per month, per kWh	
42	Generation charge, taxable fuel	\$0.0065
43	Generation charge, non-fuel	<u>\$0.02800.0247</u>
44	Transmission charge	<u>\$ 0.00240.0021</u>
45	Distribution charge	<u>\$ 0.03110.0367</u>
46	Total charge, per kWh	<u>\$ 0.06800.0700</u>

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1	(C) All kWh per month over 1,500, per kWh	
2	Generation charge, taxable fuel	\$0.0065
3	Generation charge, non-fuel	<u>\$0.04040.0375</u>
4	Transmission charge	<u>\$0.00340.0032</u>
5	Distribution charge	<u>\$0.04470.0558</u>
6	Total charge, per kWh	<u>\$0.09500.1030</u>
7	(D) Minimum monthly bill. The minimum monthly bill shall be equal to the	
8	customer charge.	
9	(E) All bills rendered will express charges in terms of total charge per kWh.	
10	(ii) Time-of-use rate. All general service non-demand customers may elect service at	
11	this rate, except that the city may, at its option, limit the number of customers and	
12	type of businesses which will be served at this rate.	
13	(A) Customer charge, per month	\$26.00
14	Note: The time-of-use rate customer charge includes a base customer charge of	
15	\$16.00 per month and an additional charge of \$10.00 per month time-of-use	
16	meter charge.	
17	(B) Energy charge:	
18	All energy used on-peak, per kWh	\$0.169
19	All energy used off-peak, per kWh	\$0.042
20	Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel	
21	adjustment per kWh should be added to the above-stated energy charges. On-	
22	peak period shall be as follows:	
23	Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods	
24	shall be all periods not included in on-peak periods.	
25	(C) Transfer to non-time-of-use rate. Customers who elect to take service under the	
26	time-of-use rate shall have the option to transfer to the non-time-of-use rate any	
27	time during the initial term of service; however, any such customer who	
28	subsequently elects to take service under the time-of-use rate at the same	
29	service location shall be required to remain on the time-of-use rate for a	
30	minimum term of twelve (12) consecutive months.	
31	(iii) Demand. The rates to be charged and collected for electric energy furnished by the	
32	city to consumers for general service demand for all monthly bills which are for the	
33	first time rendered and postmarked as indicated are hereby fixed as follows:	
34	(A) Customer charge, per month	\$45.00
35	(B) Demand charge	
36	I. No discounts, per kW, per month:	
37	Generation charge	<u>\$3.643.540</u>
38	Transmission charge	<u>\$0.860.750</u>
39	Distribution charge	<u>\$4.704.960</u>
40	Total charge, per kW	<u>\$9.209.250</u>
41	II. With primary metering discount, per kW, per month	
42	Generation charge	<u>\$3.6403.540</u>
43	Transmission charge	<u>\$0.8600.750</u>
44	Distribution charge	<u>\$4.5164.775</u>
45	Total charge, per kW	<u>\$9.0169.065</u>
46	III. With primary service discount, per kW per month	
47	Generation charge	<u>\$3.6403.540</u>
48	Transmission charge	<u>\$0.8600.750</u>
49	Distribution charge	<u>\$4.5504.810</u>
50	Total charge, per kW	<u>\$9.0509.100</u>

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IV.	With primary metering and service discounts, per kW, per month	
Generation charge		<u>\$3.6403.540</u>
Transmission charge		<u>\$0.8600.750</u>
Distribution charge		<u>\$4.3694.628</u>
Total charge, per kW		<u>\$8.8698.918</u>

The billing demand is the highest demand established during the month.

The demand shall be integrated over a thirty (30) minute period.

(C) Energy charge:

I.	No discounts, per kWh	
Generation charge, taxable fuel		\$0.0065
Generation charge, non-fuel		<u>\$0.02010.0280</u>
Transmission charge		<u>\$0.00090.0012</u>
Distribution charge		<u>\$0.00450.0063</u>
Total charge, per kWh		<u>\$0.03200.0420</u>
II.	With primary metering discount	
Generation charge, taxable fuel		\$0.0065
Generation charge, non-fuel		<u>\$0.02010.0280</u>
Transmission charge		<u>\$0.00090.0012</u>
Distribution charge		<u>\$0.00400.0055</u>
Total charge, per kWh		<u>\$0.03150.0412</u>

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

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

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

(iv) Time-of-use energy rate. All general service 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.

(A) Customer charge, per month \$50.00

Note: The time-of-use rate customer charge includes a base customer charge of \$45.00 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	\$0.064
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

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1 minimum term of twelve (12) consecutive months.
2

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

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

(A) Customer charge, per month	\$300.00
(B) Demand charge	
I. No discounts, per kW, per month:	
Generation charge	\$3,803.760
Transmission charge	\$0,830,730
Distribution charge	\$4,574,760
Total charge, per kW	\$9,209,250
II. With primary metering discount, per kW, per month	
Generation charge	\$3,800,3,760
Transmission charge	\$0,830,0,730
Distribution charge	\$4,386,4,575
Total charge, per kW	\$9,016,9,065
III. With primary service discount, per kW per month	
Generation charge	\$3,803,760
Transmission charge	\$0,830,730
Distribution charge	\$4,424,610
Total charge, per kW	\$9,059,100
IV. With primary metering and service discounts, per kW, per month	
Generation charge	\$3,803,760
Transmission charge	\$0,830,730
Distribution charge	\$4,239,4,428
Total charge, per kW	\$8,869,8,918

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

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(C) Energy charge:	
I. No discounts, per kWh	
Generation charge, taxable fuel	\$0.0065
Generation charge, non-fuel	<u>\$0.00700.0093</u>
Transmission charge	<u>\$0.00230.0031</u>
Distribution charge	<u>\$0.01520.0201</u>
Total charge, per kWh	<u>\$0.03100.0390</u>
II. With primary metering discount	
Generation charge, taxable fuel	\$0.0065
Generation charge, non-fuel	<u>\$0.00700.0093</u>
Transmission charge	<u>\$0.00230.0031</u>
Distribution charge	<u>\$0.01470.0193</u>
Total charge, per kWh	<u>\$0.03050.0382</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

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1 monthly base rate energy and demand charges. Metering voltage will be determined by
2 the general manager for utilities or his/her designee.
3

4 4. Facilities leasing adjustment. All large power service demand customers who desire the
5 benefits of a single-point-of-service metering, but do not wish to make the required
6 investment in transformation and distribution facilities beyond the metering point, may
7 request the city to make such investment in these facilities. The city shall provide, install,
8 operate, and maintain the desired facilities and lease them to the qualified customer for a
9 monthly consideration of one and one-half (1½) percent of the installed cost of the
10 facilities.
11

12 i. Distributed Resources Rates (§ 27-27):
13

14 1. General Provision.
15

16 (A) Net Metering: Applicable only to electric customers of the utility on
17 solar photovoltaic systems of less than or equal to 10 kW.
18

19 (i) Residential: To be credited at \$0.062 per KWh plus the
20 prevailing retail fuel adjustment (See § 27-28).
21

22 (ii) Non-Residential: The rates applicable hereunder shall only
23 be available to any non-residential customer that installed a
24 photovoltaic system under this net metering provision prior to
25 March 1, 2009 and shall be available for the life of said
26 system:
27

28 General Service Non-Demand(\$/kWh) \$0.077
29

30 General Service Demand (\$/kWh) \$0.032
31

32 Large Power (\$/kWh) \$0.031
33

34 plus the prevailing retail fuel adjustment (See section 27-28).
35 Net metering shall not be offered to non-residential classes for
36 systems installed on or after March 1, 2009.
37

38 (iii) Non-solar distributed resource(s) greater than 10kW, kWh
39 payment to be credited at avoided cost as negotiated by contract.
40

41 (B) Standard Offer Contract (Solar Feed In Tariff): Applicable to all
42 classes of electric customers and non-customers located within
43 the utility electric distribution service area.
44

45 (i) Energy generated from qualified solar photovoltaic generated
46 distributed resources shall be purchased through a Standard
47 Offer Contract at non-negotiated rates set forth in the Standard
48 Offer Contract.
49

50 (ii) To become and remain "qualified", solar photovoltaic
51 distributed resources must adhere to all conditions and terms of
52 applicable utility interconnection agreements promulgated by the
53 general manager or his/her designee and applicable federal, state
54 and local safety, building and other applicable codes.
55

56 (iii) Each contract will be in effect for a maximum term of the
57 balance of the calendar year in which the contract is executed
58 plus 20 calendar years for each photovoltaic generation system
59 unless sooner terminated under the terms of the Standard Offer
60 Contract.
61

62 (iv) The general manager or his/her designee may cease to offer
63 new contracts after a total of 4 MW of solar photovoltaic
64 distributed generation has been connected to the utility system
65 per year, or as safety and reliability of the utility system require,
66

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subject to City Commission policy review.

(v) All Renewable Energy Credits (RECs) or any other environmental attributes that accrue as a result of operation of this solar photovoltaic system qualifying for the Feed-In-Tariff shall be the property of the utility.

(vi) The solar feed-in-tariff rate is established in accordance with the following schedule:

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	Free Standing (Non-Building or Non-Pavement Mounted)
2009	2030	\$0.32	\$0.26
2010	2031	\$0.32	\$0.26
2011	2032	\$0.30	\$0.25
2012	2033	\$0.28	\$0.23
2013	2034	\$0.27	\$0.22
2014	2035	\$0.26	\$0.21
2015	2036	\$0.25	\$0.20
2016	2037	\$0.23	\$0.19

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.

(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

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1 operating conditions.
2

3 (F) Pursuant to any agreement to provide service hereunder, the city and customers
4 may stipulate for the provision of "Buy-Through" service for customers to replace
5 power during times of interruption or curtailment. For all "Buy-Through" services
6 purchased on behalf of customers, customers shall pay the city three dollars
7 (\$3.00) per MWh for such energy as well as reimburse the city for associated
8 energy and transmission costs necessary to affect the delivery of "Buy-Through"
9 energy to the city's system for customers.

10 (G) The city shall make reasonable efforts to provide advance notice to the customer
11 of an impending interruption/curtailment of service sufficient to enable the
12 customer to modify its operations or avail itself to the "Buy-Through" provision in
13 General Provisions "F", above.

14 (H) Any contract for curtailable service hereunder shall specify a Non-Curtailable
15 Demand. The contract Non-Curtailable Demand may be revised, from time to
16 time, on a prospective basis only, by mutual consent of the city and the
17 customer.

18 (I) Upon each curtailment request by the city, it shall be the customer's
19 responsibility to curtail its energy demand fulfilled pursuant to General Provision
20 "F", above. If the customer fails to so curtail its energy demand, the customer
21 shall refund to the city 1.25 times (125% of) the total amount of discounts or
22 demand credits granted to customer, pursuant to this Rider, over the preceding
23 twelve (12) billing periods.

24 2. Application of discount. For service hereunder, a discount of one dollar twenty-five cents
25 (\$1.25) shall be applied to the normally applicable Demand (kW) Charge, inclusive of any
26 other applicable discounts.

27 k. Retained, Expanded or Attracted Load Service Rider (§ 27-27):
28

29 1. General Provisions.
30

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

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

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

39 2. Application of discount. For service hereunder, a percentage discount shall be applied to
40 the normally applicable Customer Charge, Demand (kW) Charge and Energy (kWh)
41 Charge, inclusive of any other applicable discounts. The maximum discount applicable
42 hereunder for any twelve-month period shall be 13.0%. Percentage discounts shall be
43 specified for each of the four twelve-month billing periods, beginning with the first monthly
44

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46

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 Power rate classes shall be according to the following schedule:

Business Partners Rider Executed:

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

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

3. Contract period. Customers requesting service hereunder must enter into a contract designating the city as the customer's exclusive supplier of electricity for a minimum initial term of ten (10) years. Either party may terminate the contract at the end of the initial term or at the end of any subsequent term, pursuant to provisions stipulated to in

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1 the contract. At the sole discretion of the city, discounts available under this Rider may
2 be withdrawn or adjusted if a change occurs to the customer's normally applicable Rate
3 Schedule, resulting from either the customer's request or from the city's reclassification of
4 the customer due to changes in the customer's load. If the customer violates any terms
5 and conditions of this Rider or of the contract under this Rider, the city may discontinue
6 service under this Rider. In the event of early termination of any contract under this
7 Rider, the customer will be required to pay the city any costs due to such early
8 termination, including reimbursement of discounts granted to the extent stipulated to in
9 the contract.

10
11 m. Public streetlight service rates (§ 27-29.1):

12
13 1. Monthly rental charges for approved public streetlight fixtures (does not include
14 underground civil infrastructure costs or pole rental fees):

<u>Fixture Description</u>	<u>Monthly charge per fixture</u>
Group 1 Flood Lights	
Light Type 7 – 400 watt MV Flood Light*	\$11.50
Light Type 10 – 400 watt HPS Flood Light	\$11.00
Light Type 12 – 250 watt HPS Flood Light	\$ 9.75
Light Type 22 – 400 watt MH Flood Light	\$13.75
Group 1 Luminaires	
Light Type 1 – 70 watt HPS Cutoff Light*	\$ 7.75
Light Type 3 - 175 watt MV Area Light*	\$ 8.00
Light Type 11 – 100 watt HPS Cutoff Street Light Grey	\$ 7.75
Light Type 13 – 100 watt HPS Area Light*	\$ 8.00
Light Type 14 – 150 watt HPS Cutoff Street Light Grey	\$ 8.25
Group 2 Luminaires	
Light Type 4 – 250 watt HPS Non Cutoff Street Light*	\$12.00
Light Type 5 – 400 watt MV Non Cutoff Street Light*	\$12.00
Light Type 6 – 400 watt HPS Non Cutoff Street Light*	\$12.00
Light Type 16 – 250 watt HPS Cutoff Street Light Grey	\$10.25
Light Type 23 – 400 watt HPS Cutoff Street Light Grey*	\$11.75
Group 3 Luminaires	
Light Type 24 – 400 watt HPS Cutoff Street Light Black	\$18.00
Light Type 31 – 250 watt HPS Cutoff Street Light Black	\$16.75
Light Type 32 – 150 watt HPS Cutoff Street Light Black	\$16.00
Group 1 Decorative Lights	
Light Type 2 – 175 watt MV Post Top Street Light Conical Style*	\$13.50
Light Type 15 – 150 watt HPS Bronze Decorative Shoe Box Style	\$11.25
Light Type 19 – 100 watt HPS Post Top Street Light Conical Style	\$13.50
Light Type 25 – 100 watt HPS Cutoff Lantern Style Street Light*	\$14.50
Group 2 Decorative Lights	
Light Type 17 – 400 watt MH Round Cutoff Roadway Light Black	\$23.25

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

1 Light Type 26 – 100 watt HPS Granville Style Light* \$29.75
2 Light Type 29 – 100 watt HPS Cutoff Street Light Traditional Style \$32.00
3

4 Group 3 Decorative Lights
5 Light Type 27 – 100 watt HPS Domus Style Light \$33.75
6 Light Type 30 – 100 watt MH Cutoff Street Light Traditional Style \$33.00
7 Light Type 33 – 200 watt HPS Renaissance II Style Light \$36.00
8 Light Type 34 – 200 watt HPS Renaissance IV Style Light \$36.75
9

10 * Not Available for Installation
11

12 Monthly kWh per fixture based on wattage:
13

70 – watt	35
100 – watt	41
150 – watt	66
175 – watt	69
250 – watt	103
400 – watt	163
1,000 – watt	374

22 2. Monthly rental charges for approved public streetlight fixtures for which lights are
23 operated and maintained by the city's utilities department, and for which installation costs
24 were borne by a government agency other than the city's utilities department (does not
25 include underground civil infrastructure costs or pole rental fees):
26

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

45 * Not Available for Installation
46

48 Monthly kWh per fixture based on wattage:
49

70 – watt	35
100 – watt	41

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

1	150 – watt	66
2	175 – watt	69
3	250 – watt	103
4	400 – watt	163
5	1,000 – watt	374

6

7

8 3. Should an agency request public streetlight service utilizing fixtures and/or poles for

9 which no rate has been set forth in the Gainesville Code of Ordinances, the city may

10 provide such service if the service is approved by the general manager for utilities or

11 his/her designee, and if the agency requesting such service enters into a contract with

12 the city specifying terms and conditions of such service. Unapproved fixtures shall be

13 installed on metered service only.

14

15 4. Fuel adjustment. (See section 27-31).

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

17 1. Monthly rental charges for approved rental outdoor light fixtures (does not include

18 underground civil infrastructure costs or pole rental charges):

<u>Group/Fixture Description</u>	<u>Monthly charge per fixture</u>
Group 1 Flood Lights	
Light Type 7 – 400 watt MV Flood Light*	\$13.25
Light Type 10 – 400 watt HPS Flood Light	\$12.75
Light Type 12 – 250 watt HPS Flood Light	\$11.50
Light Type 22 – 400 watt MH Flood Light	\$13.75
Group 1 Luminaires	
Light Type 1–70 watt HPS Cutoff Light*	\$ 9.50
Light Type 3–175 watt MV Area Light*	\$ 9.75
Light Type 11–100 watt HPS Cutoff Street Light Grey	\$ 9.50
Light Type 13–100 watt HPS Area Light*	\$ 9.75
Light Type 14–150 watt HPS Cutoff Street Light Grey	\$ 10.00
Group 2 Luminaires	
Light Type 4 – 250 watt HPS Non Cutoff Street Light*	\$15.00
Light Type 5 – 400 watt MV Non Cutoff Street Light*	\$13.25
Light Type 6 – 400 watt HPS Non Cutoff Street Light*	\$15.50
Light Type 16 – 250 watt HPS Cutoff Street Light Grey	\$12.00
Light Type 23 – 400 watt HPS Cutoff Street Light Grey*	\$15.25
Group 3 Luminaires	
Light Type 24 – 400 watt HPS Cutoff Street Light Black	\$20.75
Light Type 31 – 250 watt HPS Cutoff Street Light Black	\$19.25
Light Type 32 – 150 watt HPS Cutoff Street Light Black	\$18.50
Group 1 Decorative Lights	
Light Type 2 – 175 watt MV Post Top Street Light Conical Style*	\$15.25
Light Type 15 – 150 watt HPS Bronze Decorative Shoe Box Style	\$13.00
Light Type 19 – 100 watt HPS Post Top Street Light Conical Style	\$15.25

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1	Light Type 25 – 100 watt HPS Cutoff Lantern Style Street Light*	\$16.75
2		
3		
4	Group 2 Decorative Lights	
5	Light Type 17 – 400 watt MH Round Cutoff Roadway Light Black	\$25.00
6	Light Type 26 – 100 watt HPS Granville Style Light*	\$34.50
7	Light Type 28 – 100 watt MV Pedestrian Street Light Coach Style*	<u>\$30.25</u> <u>33.75</u>
8	Light Type 29 – 100 watt HPS Cutoff Street Light Traditional Style	\$36.75
9		

10	Group 3 Decorative Lights	
11	Light Type 27 – 100 watt HPS Domus Style Light	\$39.25
12	Light Type 30 – 100 watt MH Cutoff Street Light Traditional Style	\$38.00
13	Light Type 33 – 200 watt HPS Renaissance II Style Light	\$41.50
14	Light Type 34 – 200 watt HPS Renaissance IV Style Light	\$42.50
15		

16 * Not Available for Installation

17 Monthly kWh per fixture based on wattage:

18	70 – watt	35
19	100 – watt	41
20	150 – watt	66
21	175 – watt	69
22	250 – watt	103
23	400 – watt	163
24	1,000 – watt	374
25		

27 2. Monthly rental charges for approved rental outdoor light fixtures for which lights are
28 operated and maintained by the city's utilities department, and for which installation costs
29 were borne by a customer other than the city's utilities department (does not include
30 underground civil infrastructure costs or pole rental fees):

31 <u>Fixture size and type</u>	32 <u>Monthly charge</u>
	<u>per fixture</u>
33 Light Type 1 - 70 watt HPS Light*	\$ 4.00
34 Light Type 13, 19, 25 - 100 watt HPS Light*	\$ 4.00
35 Light Type 11 – 100 watt HPS Light	\$ 4.00
36 Light Type 14, 15, 32 - 150 watt HPS Light	\$ 5.50
37 Light Type 2, 3 - 175 watt MV Light*	\$ 4.25
38 Light Type 4 - 250 watt HPS Light*	\$ 8.00
39 Light Type 12, 16, 31 – 250 watt HPS Light	\$ 8.00
40 Light Type 5, 6, 7 - 400 watt HPS Light*	\$11.50
41 Light Type 10 ,17, 22, 23, 24 – 400 watt HPS Light	\$11.50
42 Light Type 26 – 100 watt Granville Style Light	\$ 8.50
43 Light Type 27 – 100 watt HPS Domus Light	\$ 5.50
44 Light Type 28 - 100 watt MV Coach Style Light	\$ 9.00
45 Light Type 29 - 100 watt HPS Traditional Style Light	\$ 9.75
46 Light Type 30 – 100 watt MH Traditional Style Light	\$10.00
47 Light Type 33, 34 – 200 watt HPS Renaissance Style Light	\$ 9.00
48 60 watt LED Light	\$ 3.42

49 * Not Available for Installation

50

51

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

1 Monthly kWh per fixture based on wattage:

2 70 – watt 35
3 100 – watt 41
4 150 – watt 66
5 175 – watt 69
6 250 – watt 103
7 400 – watt 163
8 1,000 – watt 374
9

10 3. Should a utility customer request rental outdoor light service utilizing fixtures and/or poles
11 for which no rate has been set forth in the Gainesville Code of Ordinances, the city may
12 provide such service if the service is approved by the general manager for utilities or
13 his/her designee, and if the customer requesting such service enters into a contract with
14 the city specifying terms and conditions of such service. Unapproved fixtures shall be
15 installed on metered service only.

16 4. Rental Contract Termination Fee. The rates for rental outdoor lighting service includes a
17 recovery of installation charges over a sixty (60) month period. If a customer elects to
18 terminate the five (5) year contract prior to the end of the sixty month period, an early
19 removal fee of ten dollars (\$10.00) per month per light and six dollars (\$6.00) per month
20 per pole shall be billed to the account for each month remaining on the contract, which is
21 less than sixty (60) months beyond the first month's billing of the contract.

22 5. Fuel adjustment. (See section 27-31).

23 o. Reserved.

24 p. Public streetlight pole service rates

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

<u>Pole Group/Description</u>	Monthly charge per pole
Pole Group 1	
P3 – 12 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 7.50
P4 – 18 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 8.50
P6 – 19 foot Fiberglass Pole Black for use with Light Type 25	\$ 3.75
P8 – 30 foot wood pole	\$ 4.50
P12 – 35 foot wood pole	\$ 4.75
Pole Group 2	
P9 – 30 foot concrete pole	\$ 6.50
P13 – 35 foot concrete pole	\$ 6.75
P15 – 40 foot wood pole	\$ 5.00
P18 – 45 foot wood pole	\$13.25
Pole Group 3	

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1	P1 – 10 foot (direct buried) pole decorative concrete	\$12.75
2	P2 – 10 foot fiberglass pole black for use with Light Type 28	\$17.25
3	P10 – 30 foot fiberglass breakaway pole grey	\$15.00
4	P14 – 35 foot (direct buried) decorative octagonal concrete pole black	\$16.00
5	P16 – 40 foot concrete pole	\$ 8.75
6	P17 – 40 foot direct buried decorative octagonal concrete pole black	\$24.00
7	P19 – 45 foot concrete pole	\$ 9.25
8		
9	Pole Group 4	
10	P5 – 18 foot Domus pole black for use with Light Type 27	\$19.00
11	P11 – 30 foot aluminum pole black for use with Light Type 17	\$26.75
12		
13	Pole Group 5	
14	P7 – 26 foot steel Renaissance pole black	\$30.75
15	q. Rental charges for poles which are for the purpose of supporting rental light fixtures	
16	when required, (does not include underground civil infrastructure costs):	
17		
18		Monthly charge
19	<u>Pole Group/Description</u>	<u>per pole</u>
20	Pole Group 1	
21	P3–12 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 8.75
22	P4–18 Foot Aluminum Pole for use with Light Type 2 and 19	\$ 9.50
23	P6–19 foot Fiberglass Pole Black for use with Light Type 25	\$ 3.75
24	P8–30 foot wood pole	\$ 4.50
25	P12–35 foot wood pole	\$ 4.75
26	Pole Group 2	
27	P9 – 30 foot concrete pole	\$ 6.50
28	P13 – 35 foot concrete pole	\$ 6.75
29	P15 – 40 foot wood pole	\$ 5.00
30	P18 – 45 foot wood pole	\$15.00
31		
32	Pole Group 3	
33	P1–10 foot (direct buried) pole decorative concrete	\$15.00
34	P2–10 foot fiberglass pole black for use with Light Type 28	\$20.00
35	P10 – 30 foot fiberglass breakaway pole grey	\$15.00
36	P14 – 35 foot (direct buried) decorative octagonal concrete pole black	\$18.25
37	P16 – 40 foot concrete pole	\$ 8.75
38	P17 – 40 foot direct buried decorative octagonal concrete pole black	\$27.75
39	P19 – 45 foot concrete pole	\$ 9.25
40		
41	Pole Group 4	
42	P5 – 18 foot bottleneck pole black for use with Light Type 27	\$22.00
43	P11 – 30 foot aluminum pole black for use with Light Type 17	\$30.75
44		
45	Pole Group 5	
46	P7 – 26 foot steel Renaissance pole black	\$35.50
47		

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

49 **Section 3.** It is the intention of the City Commission that the provisions of Section 1 of this Ordinance

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1 shall become and be made a part of the Code of Ordinances of the City of Gainesville, Florida, and that the
2 Sections and Paragraphs of this Ordinance may be renumbered or re-lettered in order to accomplish such
3 intentions.

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

9 **Section 5.** This ordinance shall take effect immediately upon its adoption; provided however, the
10 rates and charges as provided for herein shall be applicable to all monthly bills which are for the first time
11 rendered and postmarked after 12:01 A.M., October 1, 2009.

12 PASSED and ADOPTED this _____ day _____, 2009.

13
14
15
16 Pegeen Hanrahan
17 Mayor

18 ATTEST:

19
20
21
22 Kurt M. Lannon, Jr.
23 Clerk of the Commission

25 Approved as to form and legality

28
29 Marion J. Radson
30 City Attorney

34 This ordinance passed on first reading this ____ day of _____, 2009.

37 This ordinance passed on second reading this day of , 2009.

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