

1 **ORDINANCE NO. 170673**

2 An ordinance of the City of Gainesville, Florida, amending the Code of
3 Ordinances, relating to Utilities; amending Appendix A, Schedule of Fees,
4 Rates and Charges, to revise fees, rates and charges for electricity; providing
5 directions to the codifier; providing a severability clause; providing a repealing
6 clause; and providing an effective date.
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8 **WHEREAS**, at least ten (10) days’ notice has been given once by publication in a newspaper of
9 general circulation notifying the public of this proposed ordinance and of the public hearings in the City
10 Hall Auditorium located on the first floor of City Hall in the City of Gainesville; and

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

13 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY**
14 **OF GAINESVILLE, FLORIDA THE FOLLOWING:**

15 **Section 1.** Appendix A of the Code of Ordinances relating to fees, rates and charges for
16 Electricity is amended as set forth below. Except as amended herein, the remainder of Appendix A
17 remains in full force and effect.

18 UTILITIES:

19 (1) Electricity:

20 a. Reserved.

21 b. Reserved.

22 c. Reserved.

23 d. General Service, Time-of-Demand meter installation (§ 27-21) \$200.00

24 e. Breaking of meter-pan seal (§ 27-26.2(e)) \$ 10.00
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26 f. Residential service rates (§ 27-27):

27 1. Base rate. The rates to be charged and collected for electric energy furnished
28 by the city to consumers for residential service are hereby fixed as follows:

29 (i) Non-time-differentiated rate. All residential customers may elect service at
30 this rate:

31 (A) Customer charge, per month \$ 14.25

32	(B) First 850 kilowatt hours per month, per kWh	
33	Generation, taxable fuel	\$0.0065
34	Generation, non-fuel.....	<u>\$0.02499</u> 0.01524
35	Transmission	<u>\$0.00206</u> 0.00128
36	Distribution	<u>\$0.03445</u> 0.02098
37	Total, per kWh	<u>\$0.0680</u> 0.0440
38	(C) All kWh per month over 850, per kWh.....	
39	Generation charge, taxable fuel	\$0.0065
40	Generation, non-fuel.....	<u>\$0.03516</u> 0.0242
41	Transmission charge	<u>\$0.00290</u> 0.0020
42	Distribution charge.....	<u>\$0.04844</u> 0.0333
43	Total charge, per kWh	<u>\$0.0930</u> 0.0660

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45 2. Fuel and purchased power adjustment. (See section 27-28.)

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47 3. Minimum monthly bill. The minimum monthly bill shall be equal to the customer charge.

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49 4. All bills rendered will express charges in terms of total charge per kWh.

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51 g. General service rates (§ 27-27):

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53 1. Base rate.

54 (i) Non-demand. The rates to be charged and collected for electric energy
55 furnished by the city to consumers for general service, non-demand are
56 hereby fixed as follows:

57	(A) Customer charge, per month	\$ 29.50
58	(B) First 1,500 kilowatt hours per month, per kWh	
59	Generation charge, taxable fuel	\$0.0065
60	Generation charge, non-fuel.....	<u>\$0.03210</u> 0.02468
61	Transmission charge	<u>\$0.00274</u> 0.00210
62	Distribution charge.....	<u>\$0.04766</u> 0.03672
63	Total charge, per kWh.....	<u>\$0.0890</u> 0.0700
64	(C) All kWh per month over 1,500, per kWh	
65	Generation charge, taxable fuel	\$0.0065
66	Generation charge, non-fuel.....	<u>\$0.04494</u> 0.03748
67	Transmission charge	<u>\$0.00384</u> 0.00320
68	Distribution charge.....	<u>\$0.06672</u> 0.05582
69	Total charge, per kWh.....	<u>\$0.1220</u> 0.1030

70 (D) Minimum monthly bill. The minimum monthly bill shall be equal to the customer charge.

71 (E) All bills rendered will express charges in terms of total charge per kWh.

72 (ii) Time-of-use-rate. All general service non-demand customers may elect service at this rate,
73 except that the City may, at its option, limit the number of customers and type of business
74 which will be served at this rate.

75	(A) Customer charge, per month	\$ 40.00
76	(B) Energy charge:	
77	All energy used on-peak per kWh.....	<u>\$0.2440</u> 0.2060
78	All energy used off-peak, per kWh.....	<u>\$0.0445</u> 0.0350

79 Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel
80 Adjustment per kWh should be added to the above-stated energy charges. On-peak
81 Period shall be as follows:
82 Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods
83 shall be all periods not included in on-peak periods.

84 (C) Transfer to non-time-of-use rate. Customers who elect to take service under the

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

89 (iii) Demand. The rates to be charged and collected for electric energy furnished by the city to
90 consumers for general service demand for all monthly bills which are for the first time
91 rendered and postmarked as indicated are hereby fixed as follows:
92 (A) Customer charge, per month \$ 100.00
93 (B) Demand charge, per kW, per month:
94 Generation charge \$3.64 ~~3.25~~
95 Transmission charge \$0.77 ~~0.69~~
96 Distribution charge \$5.09 ~~4.56~~
97 Total charge, per kW \$9.50 ~~8.50~~
98 Note: The billing demand is the highest demand established during the month.
99 The demand shall be integrated over a thirty (30) minute period.

100 (C) Energy charge, all kWh, per month:
101 Generation charge, taxable fuel \$0.0065
102 Generation charge, non-fuel \$0.0433 ~~0.0281~~
103 Transmission charge \$0.0028 ~~0.0018~~
104 Distribution charge \$0.0075 ~~0.0048~~
105 Total charge, per kWh \$0.0601 ~~0.0412~~
106 (D) Fuel and purchased power adjustment. (See section 27-28.)
107 (E) Minimum monthly bill. The minimum monthly bill shall be equal to the monthly
108 customer charge plus thirty-five (35) times the demand charge. For those customers
109 with an established demand of less than 50 kilowatts who have entered into an
110 agreement for service under this schedule, the minimum monthly bill shall be equal to
111 the monthly customer charge plus 35 times the demand charge.
112 (F) All bills rendered will express charges in terms of total charges per kWh or kW.

113 (iv) Time-of-use rate. All general service demand customers may elect service at
114 this rate, except that the city may, at its option, limit the number of customers and type of
115 businesses which will be served at this rate.
116 (A) Customer charge, per month \$ 100.00
117 (B) Demand charge, per kW, per month \$9.50 ~~8.50~~
118 (C) Energy charge:
119 All energy used on-peak per kWh \$0.1202 ~~0.0824~~
120 All energy used off-peak, per kWh \$0.0301 ~~0.0206~~
121 Note: To calculate the true ratio of on-peak to off-peak energy costs, the fuel and
122 purchased power adjustment per kWh should be added to the above-stated energy
123 charges. On-peak period shall be as follows:
124 Weekdays, 6:00 a.m. through 10:00 p.m., excluding holidays. Off-peak periods shall be all
125 periods not included in on-peak periods.
126 (D) Transfer to non-time-of-use rate. Customers who elect to take service under the time-of-
127 use rate shall have the option to transfer to the non-time-of-use rate any time during the
128 initial term of service; however, any such customer who subsequently elects to take service
129 under the time-of-use rate at the same service location shall be required to remain on the
130 time-of-use rate for a minimum term of twelve (12) consecutive months.

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132 2. Primary service discount. All general service customers whose demand has been estimated
133 to be four hundred (400) kilowatts or more, by the general manager for utilities or his/her
134 designee, who are metered at primary voltage (twelve (12) kilovolts), and who own or lease
135 all transformation and distribution facilities on the customer side of the metering point, shall
136 receive credit of fifteen cents (\$0.15) per kW applied to the monthly demand charge.
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- 3. Primary metering discount. All general 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 the general manager for utilities or his/her designee.

- 4. Facilities leasing adjustment. All general service demand customers who desire the benefits of a single-point-of-service metering, but do not wish to make the required investment in transformation and distribution facilities beyond the metering point, and whose demand has been established to be four hundred (400) kilowatts or more by the general manager for utilities or his/her designee, may request the city to make such investment in these facilities. The city shall provide, install, operate, and maintain the desired facilities and lease them to the qualified customer for a monthly consideration of one and one-half (1.5) percent of the installed cost of the facilities.

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

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

(A) Customer charge, per month	\$ 350.00
(B) Demand charge, per kW, per month:	
Generation charge	<u>\$3.96</u> 3.46
Transmission charge	<u>\$0.77</u> 0.67
Distribution charge	<u>\$5.02</u> 4.37
Total charge, per kW	<u>\$9.75</u> 8.50

Note: 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, all kWh, per month:	
Generation charge, taxable fuel	\$0.0065
Generation charge, non-fuel	<u>\$0.0334</u> 0.02046
Transmission charge	<u>\$0.0063</u> 0.00386
Distribution charge	<u>\$0.0101</u> 0.00618
Total charge, per kWh	<u>\$0.0563</u> 0.0370

(D) Fuel and purchased power adjustment. (See section 27-28.)

- 2. Time-of-use 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	\$ 350.00
(B) Demand charge, per kW, per month	<u>\$9.75</u> 8.50
(C) Energy charge:	
All energy used on-peak per kWh	<u>\$0.1126</u> 0.0740
All energy used off-peak, per kWh	<u>\$0.0282</u> 0.0185

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.

- (D) 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

- 192 rate at the same service location shall be required to remain on the time-of-use rate for a minimum
193 term of twelve (12) consecutive months.
- 194 (E) Fuel and purchased power adjustment. (See section 27-28.)
- 195 (F) Minimum monthly bill. The minimum monthly bill shall be equal to the monthly customer
196 charge plus seven hundred (700) times the demand charge.
- 197 (G) All bills rendered will express charges in terms of total charges per kWh or kW.
- 198
- 199 3. Primary service discount. All large power service customers who are metered at primary
200 voltage (twelve (12) kilovolts), and who own or lease all transformation and distribution
201 facilities on the customer side of the metering point, shall receive credit of fifteen cents
202 (\$0.15) per kW applied to the monthly demand charge.
- 203
- 204 4. Primary metering discount. All large power service customers who are metered at primary
205 voltage (twelve (12) kilovolts) shall receive a credit of two (2) percent of the monthly base
206 rate energy and demand charges. Metering voltage will be determined by the general
207 manager for utilities or his/her designee.
- 208
- 209 5. Facilities leasing adjustment. All large power service demand customers who desire the benefits
210 of a single-point-of-service metering, but do not wish to make the required investment in
211 transformation and distribution facilities beyond the metering point, may request the city to make
212 such investment in these facilities. The city shall provide, install, operate, and maintain the
213 desired facilities and lease them to the qualified customer for a monthly consideration of one and
214 one-half (1 ½) percent of the installed cost of the facilities.
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216 **NOTE TO CODIFER: Subsections i through q of section (1) Electricity remain unchanged.**

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218 **Section 2.** It is the intention of the City Commission that the provisions of Section 1 of this
219 ordinance shall become and be made a part of the Code of Ordinances of the City of Gainesville,
220 Florida, and that the Sections and Paragraphs of this Ordinance may be renumbered or relettered in order
221 to accomplish such intentions.

222 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance or the
223 application hereof to any person or circumstance is held invalid or unconstitutional, such finding shall
224 not affect the other provisions or applications of the ordinance which can be given effect without the
225 invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are
226 declared severable.

227 **Section 4.** All ordinances, or parts of ordinances, in conflict herewith are to the extent of such
228 conflict hereby repealed.

229 **Section 5.** This ordinance shall take effect immediately upon final adoption; provided however,
230 the fees, rates and charges as provided for herein shall be applicable to all monthly bills which are for
231 the first time rendered and postmarked after 12:01 A.M. on February 1, 2018.

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233 **PASSED AND ADOPTED** this ___ day of January, 2018.

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238 _____ **LAUREN B. POE**
239 **MAYOR**

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241 **ATTEST:**

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243 Approved as to form and legality

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245 **OMICHELE GAINERY**
246 **CLERK OF THE COMMISSION**

247 _____ **NICOLLE M. SHALLEY**
248 **CITY ATTORNEY**

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250 This Ordinance passed on first reading this 4th day of January, 2018.

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252 This Ordinance passed on second reading this 18th day of January, 2018.

CODE: Words added are underlined; words deleted are ~~stricken~~.