

ORDINANCE NO. 504

AN ORDINANCE AMENDING ORDINANCE #502 BY STRIKING LANGUAGE FROM SAID ORDINANCE; BY DELETING CERTAIN SECTIONS OF SAID ORDINANCE; DECLARING AN EMERGENCY; PROVIDING THAT SAID ORDINANCE SHALL TAKE EFFECT IMMEDIATELY, BE POSTED IN THREE (3) PUBLIC PLACES AND BE PUBLISHED ACCORDING TO LAW AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAJOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA AS FOLLOWS:

Section 1. A copy of ordinance #502 of the City of Gothenburg is attached hereto and incorporated herein by this reference as though fully set forth.

Section 2. Ordinance #502 is hereby amended as follows:

Section 2.1. By deleting from the title of ordinance #502 the word "INTERIM";

Section 2.2. By striking from section 2 of ordinance #502 the first five (5) lines of said section which end with the words "K N Energy, Inc.";

Section 2.3. By eliminating and striking section 3 of ordinance #502;

Section 2.4. By eliminating and striking section 4 of ordinance #502;

Section 2.5. By eliminating and striking section 5 of ordinance #502;

Section 3. An emergency exists in that it is necessary to immediately adopt this ordinance to comply with a stipulation and

agreement entered into between K N Energy, Inc. and the City of Gothenburg; to prevent economic harm to the natural gas rate payers in the City of Gothenburg, and to eliminate costs that might otherwise be expended.

Section 4. This ordinance shall take effect immediately upon its passage, be posted in three (3) public places and published according to law.

Section 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Passed and approved this 20th day of November, 1986.

CITY OF GOTHENBURG, DAWSON COUNTY,  
NEBRASKA,

BY Blaine Peterson  
Mayor Blaine Peterson

ATTEST:

Connie Stull  
Connie Stull, City Clerk

APPROVED AS TO FORM:

Michael L. Bacon  
Michael L. Bacon, City Attorney

ORDINANCE NO. 502

AN ORDINANCE ESTABLISHING INTERIM RATES FOR THE SALE OF NATURAL GAS BY K N ENERGY, INC. WITHIN THE LIMITS OF GOTHENBURG, DAWSON COUNTY, NEBRASKA; PROVIDING FOR REBATE OF OVERCHARGES; PROVIDING FOR PAYMENT OF UNDERCHARGES; PROVIDING FOR AN EFFECTIVE DATE AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GOTHENBURG, DAWSON COUNTY, NEBRASKA AS FOLLOWS:

Section 1. K N Energy, Inc. has applied to the City Council of Gothenburg, Dawson County, Nebraska for an increase in rates charged to residential, commercial and non-contract users in the City of Gothenburg, Nebraska. Said rate increase request reflects an approximate 22% increase in rates.

Section 2. Based upon the information supplied to the City of Gothenburg by K N Energy, Inc., a 22% increase in rates is not justified; however a slight increase in rates may be justified. Therefore the Council deems it in the best interest of the City, and based upon the information provided by K N Energy, Inc. does hereby establish the following rates for K N Energy, Inc. for the supplying of residential, commercial and non-contract user of natural gas in the City of Gothenburg, Dawson County, Nebraska effective the 1st day of September, 1986, which rates shall not exceed the following:

First 1,000 cu. ft. per month \$6.0000 per 1,000 cu. ft.\*  
Next 4,000 cu. ft. per month \$4.1210 per 1,000 cu. ft.  
Next 45,000 cu. ft. per month \$3.3990 per 1,000 cu. ft.  
All Additional per month \$3.1790 per 1,000 cu. ft.

\*Minimum Monthly Charge: \$6.0000

Delayed Payment Charge: 5% on the first \$20.00 of bill,  
plus 2% on excess.

Bills will be rendered at monthly intervals.

Section 3. The maximum rates set forth in Section 2 hereof shall be charged by K N Energy, Inc. or its successors until such time as the City of Gothenburg makes a final determination of the appropriate gas rate to be charged, based upon K N Energy, Inc.'s rate increase request.

Section 4. In the event, upon final determination of a rate, the rate set forth in Section 2 hereof is in excess of the such final rate, all overcharges from and after September 1, 1986 until the determination of the final rate shall be rebated by K N Energy, Inc. to such customers over a period not to exceed twelve months.

Section 5. In the event the rates set forth in Section 2 hereof are determined to be less than the rate finally determined pursuant to K N Energy, Inc.'s rate increase request, the resulting short fall shall be billed to such customers on a prorata basis over a twelve month period from the date of the determination of the final rate pursuant to said rate request.

Section 6. The Governing Body hereby finds, determines, and declares that an emergency exists, and that the provisions of this Ordinance should take effect immediately.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. This ordinance shall take effect from and after its approval, passage and publication according to law.

Passed and approved this 18<sup>th</sup> day of August, 1986.

CITY OF GOTHENBURG, DAWSON COUNTY,  
NEBRASKA,

BY Blaine Peterson  
Mayor Blaine Peterson

ATTEST:

Connie Stull  
Connie Stull, City Clerk

APPROVED AS TO FORM:

Michael L. Bacon  
Michael L. Bacon, City Attorney