

ORDINANCE NO 791

AN ORDINANCE SETTING FORTH ALL UTILITY FEES AND CHARGES IN A COMPREHENSIVE SCHEDULE FOR THE CITY OF GOTHENBURG; PROVIDING FOR REPEAL OF ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.

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

Section I

That the rates, fees, charges, and collections for the use of electricity be and hereby are those figures and terms set forth in the schedules incorporated into this Ordinance, which schedules and terms shall be on file in the office of the Municipal Clerk for public inspection at any reasonable time.

Section II

A. RESIDENTIAL ELECTRIC RATE (RS)

1. Availability. To all residential customers in individually metered family residences for all domestic uses within the city limits including lighting, cooking, refrigeration, household appliances, hot water heating, and motors. Individual single-phase motors or heating equipment shall not exceed 15 hp or 15 kW in size without written approval of the City Administrator.
2. Character of Service. Energy will be supplied from the department's regularly available voltages, 60 Hertz, alternating current, single phase. Three-phase service is not available on this schedule.
3. Rate Schedules: The rates for service under this schedule shall be as shown in Section III of this Ordinance.
4. General Terms and Conditions: Service under this schedule is subject to General Terms and Conditions of the City of Gothenburg, including the Production Cost Adjustment.

*1.5%
increase*

B. GENERAL SERVICE ELECTRIC RATE (GS)

1. Availability. To any non-residential customer for lighting, heating, and power purposes where the customer's electric demand does not exceed 100 kW for three consecutive months. Not applicable to resale, supplemental, auxiliary or shared service. Individual single-phase motors or heating equipment shall not exceed 15 hp or 15 kW in size without written approval of the City Administrator.

2. Character of Service. Energy will be supplied from the department's regularly available voltages, 60 Hertz, alternating current, single or three-phase.
3. Rate Schedules: The rates for service under this schedule shall be as shown in Section III of this Ordinance.
4. General Terms and Conditions: Service under this schedule is subject to General Terms and Conditions of the City of Gothenburg, including the Production Cost Adjustment.

C. GENERAL SERVICE DEMAND ELECTRIC RATE (GSD)

1. Availability. Optional to any non-residential customer for lighting, heating, and power purposes where the customer's electric demand exceeds 50 kW for three consecutive months. This rate is mandatory for any customer whose demand exceeds 199 kW for three consecutive months. Not applicable to resale, supplemental, auxiliary, or shared service.
2. Character of Service. Service shall be 60 Hertz, alternating current, three-phase, at standard primary and secondary voltages in use by the electric department.
3. Rate Schedules: The rates for service under this schedule shall be as shown in Section III of this Ordinance.
4. General Terms and Conditions: Service under this schedule is subject to General Terms and Conditions of the City of Gothenburg, including the Production Cost Adjustment.

D. GENERAL SERVICE DEMAND – TIME OF USE ELECTRIC RATE (GSD-TOU)

1. Availability. Optional to any customer that is eligible for the general service demand rate. The customer shall be required to demonstrate the ability to shed a minimum load of 50 kW at the time of the customer's seasonal peak demand in order to qualify for such rates. Customers on the time of use rate must remain on the rate for one full season at a time. If qualified, a customer may choose to be a part of either, or both, the winter and summer demand program. It shall be the responsibility of the customer to notify the city of their desire to be billed under the GSD-TOU rate schedule. The customer shall be billed under the GSD-TOU rate schedule until it is no longer qualified or by notice to the city of no longer desiring to be in the program, which must occur at least thirty days prior to the start of the next season.
2. Character of Service. Service shall be 60 Hertz, alternating current, three-phase, at standard primary and secondary voltages in use by the electric department.

3. Rate Schedules: The rates for service under this schedule shall be as shown in Section III of this Ordinance.
4. General Terms and Conditions: Service under this schedule is subject to General Terms and Conditions of the City of Gothenburg, including the Production Cost Adjustment.
5. Summer Off-Peak Rates: Off-Peak rates may be available for customers whose off-peak loads exceed the on-peak loads for each month of the summer season (June 1 through September 30). This rate may require a customer contribution in aid of construction for the installation of hourly recording metering devices. On-Peak billing for customers converting to the summer Time of Use rate shall be the current monthly peak demand until a new on-peak demand is established during the City's non-waived demand period(s). Thereafter the on-peak billing demand shall be the highest on-peak usage during the current month or during the summer season of the past 11 months, not to exceed the total demand of the current billing period.
6. Summer On and Off-Peak Periods Defined: During the summer season, the off-peak period is defined as all hours on Sunday, Independence Day, Labor Day, all hours on September 16 through September 30, the 10-hour period commencing at 11:00 p.m. through 9:00 a.m., and other hours waived at the City's discretion. All other hours during the summer season shall be considered on-peak.
7. Winter Off-Peak Rates: Off-peak rates may be available for customers whose off-peak loads exceed the on-peak load for any month in the winter season (October 1 through May 31).
8. Winter On and Off-Peak Periods Defined: During the winter season, on-peak rates shall apply to any usage between the hours of 8:00 a.m. and 10:00 a.m. and 6:00 p.m. through 9:00 p.m. Monday through Friday. All other hours, including all day on Memorial Day, Thanksgiving Day, Christmas, and New Year's Day, during the winter season shall be considered off-peak.

E. IRRIGATION ELECTRIC RATE

1. Availability. To any irrigation usage served by the City of Gothenburg.
2. Character of Service. Service shall be 60 Hertz, alternating current, single or three-phase, at standard primary and secondary voltages in use by the electric department.

3. Rate Schedules: The rates for service under this schedule shall be as shown in Section III of this Ordinance.
4. General Terms and Conditions: Service under this schedule is subject to General Terms and Conditions of the City of Gothenburg, including the Production Cost Adjustment.
5. Irrigation Season: Irrigation season shall be the six-month period from April 1 through September 30. If the customer requests service for the period not covered in the regular season, customer will pay the City all charges as set out in the General Service rate.
6. Minimum Seasonal Charge: The minimum charge shall be the horsepower charge.

The City will bill the horsepower charge to all irrigation customers no later than February 15. If payment is received on or before April 15, the service will be energized no later than May 1. Payments received after April 15 may result in service connections later than May 1 and an additional service charge of \$50.00 per connection.

Section III

- A. Rates and Fees. The electric rates and charges as shown below shall be effective with the first billing on or after January 1, 2005.

Residential	Summer	Winter
Rates Effective January 1, 2005:		
Customer Charge, per month:	\$7.50	\$7.50
First 750 kWh	0.0560	0.0550
Balance	0.0560	0.0310
Load Management Credit	\$5.50	Summer months only
Rates Effective January 1, 2006:		
Customer Charge, per month:	\$8.50	\$8.50
First 750 kWh	0.0570	0.0560
Balance	0.0570	0.0310
Load Management Credit	\$5.50	Summer months only
Rates Effective January 1, 2007:		
Customer Charge, per month:	\$9.00	\$9.00
First 750 kWh	0.0585	0.0570
Balance	0.0585	0.0320
Load Management Credit	\$5.50	Summer months only

General Service	Summer	Winter
Rates Effective January 1, 2005:		
Customer Charge, per month:	\$13.50	\$13.50
First 2,500 kWh	0.0610	0.0610
Balance	0.0560	0.0450
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only
Rates Effective January 1, 2006:		
Customer Charge, per month:	\$14.00	\$14.00
First 2,500 kWh	0.0620	0.0620
Balance	0.0580	0.0460
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only
Rates Effective January 1, 2007:		
Customer Charge, per month:	\$14.50	\$14.50
First 2,500 kWh	0.0650	0.0650
Balance	0.0590	0.0470
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only

General Service Demand	Summer	Winter
Rates Effective January 1, 2005:		
Customer Charge, per month:	\$65.00	\$65.00
Demand Charge:	\$14.50	\$8.75 per kW
Energy, per kWh:	\$0.0220	\$0.0185
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only
Rates Effective January 1, 2006:		
Customer Charge, per month:	\$65.00	\$65.00
Demand Charge:	\$14.50	\$8.75 per kW
Energy, per kWh:	\$0.0220	\$0.0185
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only
Rates Effective January 1, 2007:		
Customer Charge, per month:	\$65.00	\$65.00
Demand Charge:	\$14.50	\$8.75 per kW
Energy, per kWh:	\$0.0220	\$0.0185
Load Management Credit	\$1.38 per hp/ \$5.50 minimum	Summer months only

General Service Demand – Time of Use	Summer	Winter
Rates Effective January 1, 2005:		
Customer Charge, per month:	\$180.00	\$180.00
Demand Charge, On-Peak:	\$14.50	\$8.75 per kW
Demand Charge, Off-Peak:	7.65	3.80 per kW

Energy, per kWh:	\$0.0220	\$0.0185
Rates Effective January 1, 2006:		
Customer Charge, per month:	\$180.00	\$180.00
Demand Charge, On-Peak:	\$14.50	\$8.75 per kW
Demand Charge, Off-Peak:	7.65	3.80 per kW
Energy, per kWh:	\$0.0220	\$0.0185
Rates Effective January 1, 2007:		
Customer Charge, per month:	\$180.00	\$180.00
Demand Charge, On-Peak:	\$14.50	\$8.75 per kW
Demand Charge, Off-Peak:	7.65	3.80 per kW
Energy, per kWh:	\$0.0220	\$0.0185

Irrigation

Summer

Rates Effective January 1, 2005:		
Horsepower Charge, per hp-year:		
Uncontrolled:	\$49.50 per hp of actual load	
Controlled:	\$15.00	
Energy, per kWh:	\$0.0485	
Winter usage billed at the applicable General Service Rate.		
Rates Effective January 1, 2006:		
Horsepower Charge, per hp-year:		
Uncontrolled:	\$52.80 per hp of actual load	
Controlled:	\$16.00	
Energy, per kWh:	\$0.0485	
Winter usage billed at the applicable General Service Rate.		
Rates Effective January 1, 2007:		
Horsepower Charge, per hp-year:		
Uncontrolled:	\$54.50 per hp of actual load	
Controlled:	\$16.50	
Energy, per kWh:	\$0.0490	
Winter usage billed at the applicable General Service Rate.		

Municipal Service

Summer

Winter

Rates Effective January 1, 2005:		
Customer Charge, per month:	\$8.00	\$8.00
Energy, per kWh:	\$0.0560	\$0.0560
Load Management Credit	\$1.38 per hp	Summer months only
Rates Effective January 1, 2006:		
Customer Charge, per month:	\$9.00	\$9.00
Energy, per kWh:	\$0.0570	\$0.0570
Load Management Credit	\$1.38 per hp	Summer months only
Rates Effective January 1, 2007:		
Customer Charge, per month:	\$10.00	\$10.00
Energy, per kWh:	\$0.0580	\$0.0580
Load Management Credit	\$1.38 per hp	Summer months only

Yard Lights

Rates Effective January 1, 2005:	
Non-metered, 175 watt per month:	\$6.45
Metered, 175 watt or less:	\$4.50
Yard Light (250 watt):	\$24.35
Rates Effective January 1, 2006:	
Non-metered, 175 watt per month:	\$6.55
Metered, 175 watt or less:	\$4.55
Yard Light (250 watt):	\$24.75
Rates Effective January 1, 2007:	
Non-metered, 175 watt per month:	\$6.65
Metered, 175 watt or less:	\$4.65
Yard Light (250 watt):	\$25.10

B. GENERAL TERMS AND CONDITIONS:

1. Payment Schedules and Regulations.

The procedure for utility billing and collection for service shall be as set forth in Chapter 3, Article 401, of the Gothenburg Municipal Code. The procedure for discontinuance of service shall be as set forth in Chapter 3, Article 402, of the Gothenburg Municipal Code. It shall be the duty of the City Administrator to cause the service to be turned off and discontinued until such charges are paid. A charge of \$25.00 shall be added to all bills as a reconnect charge. Should a serviceman be called after hours, the service fee shall be \$50.00.

2. Seasons Defined.

For the purpose of these rates, the winter (heating) season shall be defined as the period beginning for the first billing after September 30 of each year and ending with the last billing in May of each year. The balance of the months shall be defined as the summer season.

3. Production Cost Adjustment.

All rates and the billings for service rendered hereunder will be adjusted from month to month to reflect variance from the base cost of purchased power.

Adjustments may be made on a seasonal or annual basis to minimize inconvenience to the customers.

4. Tax Clause.

This rate may be increased by the amount of any new or increased governmental tax imposed and levied on the transmission, distribution, production, or sale of electricity.

5. Special Terms and Conditions.

- a. Special Service requirements, if available, will be billed on an actual cost basis by the electric department.
- b. The City shall supply one electric service to a property at one point of delivery designated by the City. For installation of additional electric service to a property, the customer or owner shall pay the City an installation fee equal to the total cost of installing the service equipment except for the meter as supplied by the City. Distribution from the point of delivery to points of use on the customer's premises shall be the responsibility of the property owner.
- c. When electric service is measured through more than one meter, the consumption registered on each meter will be billed separately unless installation is at the convenience of the City and as approved by the City Administrator.
- d. When a portion of a residential dwelling is used for commercial purposes, the residential rate shall apply provided:
 - (1) the service is all taken through one meter;
 - (2) the residential load exceeds the commercial load;
 - (3) the connected commercial load does not exceed 5 kW.

In all other cases the residential and commercial service will be separately metered and billed under the applicable rate, or all service to the premises will be billed under the applicable commercial rate,

- e. When no more than two rooms within a dwelling unit are rented out, the residential rate shall apply. Where three or more are rented out, the appropriate General Service rate shall apply.

6. Power Factor Adjustment.

The customer is expected to maintain at their expense a power factor of 90% lagging or better. If the power factor, as measured at the meter by the electric department, is lower than this, the customer will be given 365 days to correct. If the power factor is not corrected, the monthly bill shall be increased by a ratio of 0.90 divided by the actual power factor expressed as a decimal.

If Nebraska Public Power District increases their power factor requirement to the City of Gothenburg, Customers will be required to maintain at their expense a power factor equal to the NPPD requirements.

7. Primary Metering.

Primary metering shall be used where transformation equipment and appurtenances are customer owned and maintained, and may be used at any time at the convenience of the City. Billings derived from primary metering data shall be reduced 1.5% for transformer losses and an additional 2.0% if all transformation is owned and maintained by the customer.

8. Installation Charge.

The customer shall pay the City an installation fee for installing transformation equipment in excess of required capacity. Said fee to be equal to the cost of the transformation equipment less the estimated cost of the needed transformation equipment. The City shall own and maintain the transformation equipment thereafter.

9. Franchise Fee(s).

A franchise fee shall be set by the Governing Body and shall be transferred to the City of Gothenburg's General Fund.

10. Restoration of Service.

This pertains to all classifications. Any customer making a request for restoration of electric or water service within a 12-month period, in the same name or same customer, at the same address, the minimum charge which would have been incurred during the period the service was disconnected will be used as a basis for the reconnection charge, and shall be paid prior to reconnection. This becomes effective the same time as the new electric rates.

11. Fluctuating Loads.

Customers operating equipment having a highly fluctuating or large instantaneous demand, such as welders and x-ray machines, shall be required to pay all non-betterment costs of isolating the load from the balance of the City's system so that the load will not unduly interfere with service on the City's lines. In addition, customers who fail to provide adequate corrective equipment shall be required to own and maintain their own transformers.

12. Load Management with Master Metering.

Billings to customers with master metering, and residential load management controlled by the City, shall reflect a monthly credit equal to the number of controlled units multiplied times the applicable load management credit for residential customers. This credit shall be applicable only to billings rendered during the summer season.

Section IV

Water Rates

A. The water use fees for the City of Gothenburg are as follows:

Residential – Monthly Use Rate

3/4"	\$14.70/mo
1"	15.50/mo
1 1/4"	16.45/mo
1 1/2"	18.15/mo
2"	21.65/mo
Minimum Bill	14.70/mo
(50% surcharge outside City Limits)	

Commercial & Industrial – Monthly Use Rate

All Accounts Metered \$10.10/mo
 Minimum for first 5,000 gallons
 Each additional 1,000 gallons at \$0.463

Water Service Connection Charge:

Includes cost of material, labor and overhead to owner’s property line.

Bulk Sales: Includes water drawn from fire hydrants and water transported out of City limits from a residential or commercial account:

All Accounts \$15.75
 Each additional 1,000 gallons at \$2.10

Section V

Sewer Rates

A. The sewer use fees for the City of Gothenburg are as follows:

Residential or Dwelling

\$22.25

Commercial

\$29.00/month minimum or 70% of the metered water rate, whichever is greater.

Hotels, Motels and Trailer Courts, and Rest Homes

\$78.00/month minimum or 70% of the metered water rate, whichever is greater.

School, Hospital

\$225.00/month minimum or 70% of the metered water rate, whichever is greater.

Septic Tank

\$25.00/dump into sewer.

1. Commercial Metered Water.

In the event a customer with metered water alleges that an undue increase in sewer charges are experienced resulting only and directly from the exterior watering which does not drain to the sanitary sewer system, then that customer, upon application accompanied by clear and substantiated evidence, shall be

charged a flat sewer rate in each of the months April through October, inclusive, an amount equal to the highest sewer charge incurred in any one month from November through March.

2. Apartments.

Commercial use of sewer shall be exempt from charges provided that the use of the sewer system is for laundry facilities within the apartment complex and further provided that said facilities are only available for use of the occupants of the apartment complex and for no other commercial use.

Sewer Permit and Inspection fee for Private Sewage System

Single Family Residence	\$10.00
Other than single family resident	\$25.00

Permit to connect to City Sewer System

Residential & Commercial	\$10.00
Industrial	\$25.00

Said fees shall be billed and paid in accordance with the current billing practices of the City of Gothenburg.

Section VI
Repeal of Conflicting Ordinances

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Effective Date

This Ordinance shall be effective from and after its passage approval and publication, according to law.

Passed and approved this 4th day of January, 2005

CITY OF GOTHENBURG
DAWSON COUNTY, NEBRASKA

BY Larry Franzen
Larry Franzen, Mayor

ATTEST:

Connie L. Dalrymple
Connie Dalrymple, City Clerk

APPROVED AS TO FORM:

Michael Bacon
Michael Bacon, City Attorney