

ORDINANCE NO. 2011-02

AN ORDINANCE OF THE CITY OF WILLIAMSTOWN, KENTUCKY AMENDING CITY OF WILLIAMSTOWN ORDINANCE NO. 2010-06 AND ESTABLISHING A NEW SCHEDULE OF CHARGES FOR ELECTRICAL ENERGY SOLD BY THE CITY OF WILLIAMSTOWN TO CUSTOMER BOTH WITHIN AND OUTSIDE THE CITY LIMITS OF WILLIAMSTOWN AND AMENDING SECTION 10.04 OF THE WILLIAMSTOWN CODE OF ORDINANCES AND ESTABLISHING A HARDSHIP EXEMPTION FOR ELECTRICAL ENERGY.

BE IT ORDAINED BY THE CITY OF WILLIAMSTOWN AS FOLLOWS:

SECTION I

The City of Williamstown, hereby amends its Ordinance 2010-06 to establish a new schedule of charges for the sale of electrical energy with the words and numbers being added indicated by a single solid line beneath them, and the words and numbers being deleted indicated by a single, broken or shaded line through them as required by K.R.S. 83A.060(3).

SECTION II

The City of Williamstown hereby establishes the following schedule of charges or tariffs for electrical energy sold by it on or after July 25, 2008 billing date and thereafter for the various classes of consumers heretofore established as follows:

RESIDENTIAL

RESIDENTIAL RATE A-1

Customer Charge	\$10.00/month
All hWh	@\$.0909/kWh

RESIDENTIAL RATE A-2

Residential with two (2) or more meters serving one residence	
Customer Charge	\$10.00/month
Meter Charge	\$2.50/month
All kWh	@\$.0909/kWh

All out buildings & barns with its separate meter is considered RATE A-1.

GENERAL SERVICE

GENERAL SERVICES RATE W/O DEMAND B

Customer Charge	\$30.00/month
All kWh	@\$.0965/kWh

GENERAL SERVICES RATE WITH DEMAND METER C

Customer Charge	\$250.00/month
All kWh	@\$.0528/kWh
Demand	@\$5.75/kWh

The demand for each billing period shall be taken as the average number of kilowatts derived from demand meter(s) installed by the City of Williamstown, for the fifteen (15) minute interval in which the consumption of electrical energy is greater than in any other fifteen (15) minute interval in the billing period.

The billing demand shall be:

- (a) The actual demand for the billing period arrived from the City's demand meter; or
- (b) 90% of the kilovolt-amps (K.V.A.).

OTHER

Rate for Billable, Un-metered Street and Security Lights and Telephone Booths (all rates are based upon installation on existing pole when 120 volts are available.

175 Watt Mercury Vapor "Area" Light	\$8.00/month
400 Watt Mercury Vapor "Area" Light	\$16.20/month
100 Watt High Pressure Sodium "Area" Light	\$7.30/month
250 Watt High Pressure Sodium "Area" Light	\$14.80/month
400 Watt High Pressure Sodium "Area" Light	\$17.30/month
150 Watt High Pressure Sodium "Floodlight"	\$13.50/month
250 Watt High Pressure Sodium "Floodlight"	\$15.80/month
400 Watt High Pressure Sodium "Floodlight"	\$18.30/month

If new poles are required, add \$1.00 to the appropriate monthly rate for each pole needed.

All non-metered telephone booths \$5.00/month

Temporary Transformer Pads:	Installation	\$150.00
	Usage	\$35.00 per month flat rate for a maximum of six (6) months. After six (6) months, will require an additional installation fee with the same charges.

SPECIAL CONTRACTS

All other electric energy tariffs or rate schedules previously adopted by the City Council of the City of Williamstown by whatever means adopted are hereby superseded by the tariff (rate schedule) set out above. The foregoing schedule of charges for sale of electrical energy by the City of Williamstown shall be designated as "City of Williamstown Electrical Energy Tariff".

This Ordinance shall not affect, amend, or supersede any portions of prior ordinances, municipal orders, executive orders, or resolutions of council regulating the rendition of service, conditions of service, meter reading, preparation of billings, billing, payments of bills, charges for late payment, liens to secure payment of electrical energy charges, termination of service

upon failure to timely pay billings as rendered, deposits required for initial and for restored service, and notice and hearing relating to any of the above.

SECTION III

This Purchase Power Adjustment (PPA) will be shown on the utility bill and will be solely related to the recovery of actual purchased power costs. The PPA will be determined on a monthly basis by comparing actual purchased power costs to the estimated cost of \$0.0535 per kilowatt-hour (kWh).

The formula for determining the PPA is as follows:

$$\text{PPA (current period)} = [\text{PP Costs/kWh} \div (1-\text{Losses})] \$0.0535$$

There shall be a five percent (5%) cap on the PPA until further direction of the Council.

SECTION IV

This Ordinance and Section 10.04 of the Williamstown Code of Ordinances are hereby amended as follows:

A. In computing any period of time prescribed or allowed by Order of Court or by any applicable ordinance the day of the act, event or default after which the designated period of time begins to run is not to be included. The last day of the period so computed is to be included unless it is Saturday, a Sunday, a legal holiday, or a day on which the public office in which a document is required to be filed is actually and legally closed in which event the period runs until the end of the next day which is not one of the days just mentioned...If the day thereby computed on which or by which the act is required to be done falls on a Saturday, Sunday, legal holiday or a day on which the public office in which the act is required to be completed is actually and legally closed, the act may be done on the next day which is none of the days just mentioned, and shall be paid by the close of business to the City of Williamstown in which its business office is legally opened.

C. If any proceeding is directed by law to take place or any act is directed to be done on a particular day of the month and that day is Sunday, the proceeding shall take place, or the act shall be done, on the next day that is not a legal holiday by the close of business that the City offices are legally opened.

SECTION V

MEDICAL HARDSHIP EXEMPTION

That the City of Williamstown, by and through the Mayor, may grant a medical hardship exemption for termination of electric service when requested by the electrical consumer. Said request shall be based upon a written medical opinion that a member of the residential household has a physical or mental condition which requires electric service and shall describe the

condition(s) which necessitate(s) the continuation of electrical power and a time period for which the physical or mental condition shall reasonably continue.

If granted, the residential customer shall enter into a Payment Plan Agreement as agreed to by the City of Williamstown, by and through the Mayor of the City of Williamstown and through the City Clerk's office consistent with its Payment Plan Agreement in use by the City of Williamstown and shall be reviewed on a specifically established time period by the parties.

Should the residential customer default on the Payment Plan Agreement, electric power services shall be terminated consistent with the City of Williamstown Code of Ordinances.

SECTION VI

The provisions of this Ordinance are severable; and the invalidity of any provision of this ordinance shall not affect the validity of any other provision thereof; and such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions determined to be invalid.

SECTION VII

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

SECTION VIII

This Ordinance shall be effective as soon as possible according to law.

SECTION IX

This Ordinance shall be published in summary pursuant to K.R.S. 83(A).060(9).

Mayor Rick Skinner
City of Williamstown, Kentucky

ATTEST:

Vivian Link, City Clerk/Treasurer
City of Williamstown, Kentucky

2011-02

1 st Reading	<u>02/07/11</u>
2 nd Reading	<u>02/22/11</u>
Publication	<u>03/03/11</u>

CERTIFICATION

The undersigned Vivian Link, City Clerk of the City of Williamstown, in Grant County, Kentucky hereby certifies as follows:

1. The foregoing Ordinance No. 2011-02 was introduced in writing and read to the City Council of the City of Williamstown at regular or special meetings thereof on the 7th day of February, 2011 and the 22nd day of February, 2011, at which quorums were present; and said Ordinance was enacted by the City Council of the City of Williamstown upon the affirmative vote of at least a majority of a quorum thereof, at the meeting thereof on the 22nd day of February, 2011, with the vote of each member of the city council entered upon the official records of such meeting; and

2. After the passage and adoption of the foregoing Ordinance by the City Council of the City of Williamstown, it was submitted to the Mayor of the City of Williamstown who approved said Ordinance by affixing his signature thereto within ten (10) days after the submission thereof to him; and

3. The foregoing Ordinance and/or summary was published on the 3rd day of March, 2011, in the Grant County News, a newspaper qualified therefore, pursuant to the provisions of K.R.S. Chapter 424.

Vivian Link, City Clerk/Treasurer