

ORDINANCE NO. 1207-E

AN ORDINANCE AMENDING THE FORT MORGAN ELECTRIC TARIFF TO INCLUDE AN ADDITIONAL RATE CLASSIFICATION

WHEREAS, the City of Fort Morgan owns and operates an electric utility by and through the Electricity Distribution Enterprise of the City of Fort Morgan; and

WHEREAS, the City has received a Cost of Service and Rate Design Study (hereinafter "Study") prepared by JK Energy Consulting, LLC; and

WHEREAS, there are potential opportunities for some of the City's utility customers to develop co-generation facilities which would allow for onsite production of electricity for the customer but still require the City to provide immediate backup power in the case of emergency or outage; and

WHEREAS, the City still incurs maintenance and infrastructure costs associated with providing standby power through the City's system; and

WHEREAS, the Study highlighted the need for the City to implement a new rate classification, Co-Generation Standby, which will be referred to as Rate Schedule CGSB, to provide recovery for the costs associated with providing standby power for customers implementing co-generation facilities; and

WHEREAS, Article VII, Sec. 3 of the Charter of the City of Fort Morgan gives City Council the "power by ordinance to fix and regulate rates, fares and charges for service by public utility corporations . . ."; and,

WHEREAS, all tariff changes must be adopted by ordinance; and,

WHEREAS, pursuant to C.R.S. §40-3.5-104 and the City's adopted Electric Tariff Number 3, notice of this new rate schedule was given by the City at least 30 days prior to a Public Hearing to be held on the 20th day of December, 2016, at 6:00 p.m. at Historic City Hall located at 110 Main Street, Fort Morgan, CO 80701; and,

WHEREAS, Sheet Nos. 40, 41, and 42 will be incorporated as shown in the attached Exhibit A into the published tariff of electric rates of the City of Fort Morgan, Colorado, to reflect this change.

**NOW, THEREFORE, LET IT BE IT RESOLVED BY THE CITY COUNCIL OF
THE CITY OF FORT MORGAN, COLORADO:**

SECTION 1. Effective January 1, 2017, the City hereby amends the Electric Tariff of the City of Fort Morgan to include Rate Schedule CGSB in the Rate Schedule for the Electric Supply Charge by the City of Fort Morgan as Sheet Nos. 40, 41, and 42.

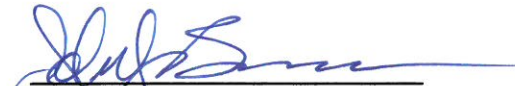
READ, PASSED ON FIRST READING AND ORDERED PUBLISHED the 20th day of December, 2016.



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO ACTING AS:

THE BOARD OF THE ELECTRIC DEPARTMENT AND SYSTEM ENTERPRISE OF THE CITY OF FORT MORGAN, COLORADO

ATTEST:


John Brennan, Secretary


Chairman Ronald Shaver

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED PUBLISHED the 20th day of February, 2018.



THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO ACTING AS:

THE BOARD OF THE ELECTRIC DEPARTMENT AND SYSTEM ENTERPRISE OF THE CITY OF FORT MORGAN, COLORADO

ATTEST:


John Brennan, Secretary


Chairman Ronald Shaver

STATE OF COLORADO)
COUNTY OF MORGAN)
CITY OF FORT MORGAN)

CERTIFICATE

I, John Brennan, the duly appointed, qualified City Clerk of the City of Fort Morgan, Colorado, and Secretary to The Board of the Electric Department and System Enterprise of the City of Fort Morgan, Colorado do hereby certify and attest that the foregoing **ORDINANCE NO. 1191-E** was, as a proposed Ordinance duly and legally presented to the City Council of the City of Fort Morgan, Colorado, acting as The Board of the Electric Department and System Enterprise of the City of Fort Morgan, Colorado at a regular meeting on the 20th day of December, 2016. Said Ordinance, as proposed, was duly read at length at said regular meeting, and thereafter the same was, on the 23rd day of December, 2016, published in the *Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado. Said proposed Ordinance was again taken up and read a second time, duly and legally passed, approved and adopted at a regular meeting of the City Council held on the 20th day of February, 2016. Within five (5) days after its final passage, said Ordinance was published in the *Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.



John Brennan, City Clerk/Secretary