

ORDINANCE NO. 2013-5**AN ORDINANCE TO AMEND ORDINANCE 2012-5 REGARDING RATES AND CHARGES FOR THE USE AND SERVICES RENDERED BY THE TOWN OF EDINBURGH ELECTRIC UTILITY DEPARTMENT****I. SECTION 1. EXISTING ORDINANCES**

- a. That the Edinburgh Town Council ("Council") adopted Ordinance No. 2011-3 ("2011 Ordinance") that modified Ordinance 2009-7, which contained the financial study of the Town of Edinburgh's ("Town") municipal electric utility ("Rate Study").
- b. That Council adopted Ordinance 2012-5 ("2012 Ordinance") which modified Appendix B of the Rate Study.
- c. That the Rate Study provided for rates and provisions to be applied to customers of the Town's municipal electric utility to which the Council adopted in the 2009 Ordinance.

II. SECTION 2. MODIFICATION TO RATE STUDY

- a. That the Council desires to modify Tariff Code 5, 6, 7, and CP of the Rate Study and reflected on Exhibit "A" (modification of Tariff Code 5 & 7); Exhibit "B" (modification of Tariff Code 6); and Exhibit "C" (modification of Tariff Code CP), all of which are attached hereto and made apart hereof.

III. SECTION 3. REMAINDER OF RATE STUDY

- a. That all other provisions of the Rate Study, shall remain unaltered and in full effect.

IV. SECTION 4. ADOPT RATE STUDY WITH MODIFICATIONS

- a. That for clarity purposes, the Council desires to adopt the Rate Study with the modifications contained in the 2011 Ordinance; 2012 Ordinance; and the modifications provided herein. ("Modified Rate Study")
- b. That the Council hereby adopts and approves the Modified Rate Study.

V. SECTION 4. PUBLIC BENEFIT

- a. That the Council finds that revising the Rate Study as provided herein and adopting the Modified Rate Study will be in the best interest of the Town and for the benefit of the public and residence of the Town.

VI. SECTION 5. SEVERABILITY

a. Should any section or provision of this Ordinance be declared by the Courts to be

unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof, other than the part declared to be unconstitutional or invalid.

VII. SECTION 6. REPEALER

a. All ordinances or parts of ordinances in conflict with provisions of this ordinance are hereby repealed.

VIII. SECTION 7. EFFECTIVE DATE

a. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.


ADOPTED this 26th day of August, 2013.

EDINBURGH TOWN COUNCIL



Ron Hoffman, Council President

Curtis Rooks, Vice President



John R. Drybread, Member



Kami Ervin, Member



Jeffrey A. Simpson, Member

ATTEST:


Scott Finley, Clerk-Treasurer

Exhibit "A"

TOWN OF EDINBURGH, INDIANA

Sheet No. 1 of 3

MUNICIPAL ELECTRIC UTILITY**TARIFF CODE 5 & 7****LARGE POWER****AVAILABILITY**

Available to any power consumer for year round service with installed capacity of 500 kVA and greater who is located on the company's distribution lines suitable and adequate for supplying service requested. Not available as standby power.

CHARACTER OF SERVICE

Alternating current sixty hertz, three-phase service at a voltage of approximately 480 volts three-wire, 120/208 volts four wire, 277/480 volt four wire or other voltage approved by the utility.

RATES

Consumer Charge	\$50.00 per month
Demand Charge	\$ 7.40 per kVA
Energy Charge	
All kWH	\$0.0596 per kWH

MONTHLY MINIMUM CHARGE

Shall be the consumer charge and load charges or contract whichever is greater.

DETERMINATION OF BILLING DEMAND

The billing demand for any such month shall be the maximum kilowatt demand established by the consumer for any thirty (30) minute period for month's billing period. The load shall be as indicated or recorded by suitable recording instruments provided by the electric utility and adjusted for power factor as provided within this schedule.

REV 6 -2013

When highly fluctuating or intermittent loads (such as welding machines, electric furnaces, x-rays and the like) are in operation by the consumer, the utility reserves the right to set the minimum billing demand at the nameplate or volt-ampere rating of the equipment.

POWER FACTOR

The consumer agrees to maintain unity power factor as nearly as practical. The electric utility will measure the power factor. Should such measurement indicate that the power factor is less than unity (lagging) at time of non-coincident peak, then the demand for billing purpose will be adjusted for the monthly non-coincident peak demand period by dividing the demand by the percent factor.

TERMS AND CONDITIONS

1. Service shall be provided based upon the Electric Utility's Rules and Regulations.
2. Service under this schedule shall be furnished at one location through one meter or metering installation installed and maintained by Company.
3. The term "month" as used herein shall mean the period between any two consecutive regular readings by Company of the meter or meters used in determining the kilovolt-amperes of maximum load and the amount of electric energy supplied customer by Company hereunder. Such regular readings shall be taken by Company as nearly as practicable every thirty (30) days.
4. Metering and voltage shall be in accordance with (i) the Indiana Regulatory Commission of Indiana "Rules and Standards of Service for the Electrical Public Utilities of Indiana" as from time to time promulgated by said Commission, and (ii) the American Standards Association publication "ASA CSr.1-1954" dated May, 1949 to the extent that the same is not in conflict with item (i) above.
5. In case a fire or other casualty shall render the plant or premises of customer wholly unfit for the purposes of Customer's business, the minimum charge specified shall, commencing with the first full billing month thereafter, be suspended until the beginning of the billing month in which the premises shall have been reconstructed and reoccupied by Customer. In case a strike or lockout causes the temporary suspension of the operation or business of customer, the minimum charge specified will be waived for each full billing month during the continuance of said strike or lockout, but customer shall, for each such month, be billed and be liable for the payment, at the rates herein set out for a primary charge based upon the maximum load actually used for such month, and secondary charge determined on the basis of such actual maximum load.

6. The City may require corrective measures or devices for any motor or apparatus which, in the opinion of the City, may cause voltage fluctuations to other members. Unless otherwise permitted, the maximum primary voltage fluctuation will be three percent (3%).
7. The member shall be responsible to maintain voltage and current limits as defined within IEEE Standard 519 at point of common coupling.
8. The member shall be responsible for properly installing equipment for overcurrent protection and under voltage, overvoltage, phase reversal and/or loss of phase relays for the protection of member's own equipment.

PENALTY CHARGE (Refer to Appendix B)

APPLICATION OF COLLECTION CHARGE ON DELIQUENT BILLS
(Refer to Appendix B)

RECONNECTION CHARGE (Refer to Appendix B)

RATE ADJUSTMENT

The above rates are subject to a Purchased Power Cost Adjustment Tracking Factor in accordance with the Order of the Indiana Utility Regulatory Commission approved May 2, 1994 in Cause No. 36835-S2. The Purchased Power Cost Adjustment Tracking Factor stated in Appendix A is applicable hereto and is issued and effective at the dates shown on Appendix A.

NON-RECURRING CHARGES (Refer to Appendix B)

REV 6 -2013

Exhibit "B"

TOWN OF EDINBURGH, INDIANA
MUNICIPAL ELECTRIC UTILITY

Sheet No. 1 of 3

TARIFF CODE 6

INDUSTRIAL POWER SERVICE

AVAILABILITY

Available to industrial customers for electric power service at a standard primary or transmission line voltages. Customer shall contract for a specified capacity of not less than 1,000 kVA and must be located adjacent to an electrical primary distribution line or transmission line of Company that is adequate and suitable for supplying the service requested. This schedule is not applicable to resale or standby service.

CHARACTER OF SERVICE

Alternating current sixty hertz, three phase four wires at a voltage approximately 7,200 /12,470 volts.

RATE

Consumer Charge	\$100.00 per month
Demand Charge	\$11.50 per kVA
Energy Charge	\$0.0495 per kWh

MONTHLY MINIMUM CHARGE

The monthly minimum charge shall be the consumer charge and load charges or contract whichever is greater.

MEASUREMENTS OF MAXIMUM LOAD AND ENERGY

Maximum load shall be measured by suitable indicating or recording instruments, and, in any month the maximum load shall be the average number of kilovolt-amperes during the thirty-minute interval during which the kilovolt-ampere load is greater than in any other thirty-minute interval in such month. Energy shall be measured by suitable integrating instruments. Company shall have the option to meter the maximum load and energy requirements of Customer on either the input side or the load side of customer's transformers. When customer's requirements are metered on the load side of customer's transformer the metered kilovolt- ampere maximum load shall be increased by one percent (1%) and the metered kilowatt-hours shall be increased by one and one half percent (1½%) before applying any other adjustment or computing the charges.

REV 6 - 2013

POWER FACTOR

The consumer agrees to maintain unity power factor as nearly as practical. The electric utility will measure the power factor. Should such measurement indicate that the power factor is less than unity (lagging) at time of non-coincident peak, and then the demand for billing purpose will be adjusted for the monthly non-coincident peak demand period by dividing the demand by the percent factor.

TERMS AND CONDITIONS

1. Service shall be provided based upon the Electric Utility's Rules and Regulations.
2. Service under this schedule shall be furnished at one location through one meter or metering installation installed and maintained by Company.
3. Customer shall furnish, own and maintain, at his own expense, the complete substation structure and equipment, including switches and protective equipment, transformers and other apparatus, any or all of which is necessary for Customer to take service at the standard primary or transmission line voltage selected by Company. Company will, however, furnish, own, and operate and maintain all necessary metering equipment.
4. All wiring, pole lines, wires, and other electrical equipment and apparatus located beyond point of connection of Customer's service lines with the lines of Company are considered the distribution system of Customer and shall be furnished, owned, and maintained by Customer, except in the case of metering equipment and other equipment incidental to the rendering of service, if any, that is furnished, owned and maintained by Company, and installed beyond point of connection.
5. The term "month" as used herein shall mean the period between any two consecutive regular readings by Company of the meter or meters used in determining the kilovolt-amperes of maximum load and the amount of electric energy supplied customer by Company hereunder. Such regular readings shall be taken by Company as nearly as practicable every thirty (30) days.
6. Metering and voltage shall be in accordance with (i) the Indiana Regulatory Commission of Indiana "Rules and Standards of Service for the Electrical Public Utilities of Indiana" as from time to time promulgated by said Commission, and (ii) the American Standards Association publication "ASA CSr.1-1954" dated May, 1949 to the extent that the same is not in conflict with item (i) above.

**TOWN OF EDINBURGH, INDIANA
MUNICIPAL ELECTRIC UTILITY**

**TARIFF Code 6 (continued)
Sheet No. 3 of 3**

- 7. In case a fire or other casualty shall render the plant or premises of customer wholly unfit for the purposes of Customer's business, the minimum charge specified shall, commencing with the first full billing month thereafter, be suspended until the beginning of the billing month in which the premises shall have been reconstructed and reoccupied by Customer. In case a strike or lockout causes the temporary suspension of the operation or business of customer, the minimum charge specified will be waived for each full billing month during the continuance of said strike or lockout, but customer shall, for each such month, be billed and be liable for the payment, at the rates herein set out for a primary charge based upon the maximum load actually used for such month and secondary charge determined on the basis of such actual maximum load.
- 8. The City may require corrective measures or devices for any motor or apparatus which, in the opinion of the City, may cause voltage fluctuations to other members. Unless otherwise permitted, the maximum primary voltage fluctuation will be three percent (3%).
- 9. The member shall be responsible to maintain voltage and current limits as defined within IEEE Standard 519 at point of common coupling.
- 10. The member shall be responsible for properly installing equipment for Over-current protection and under-voltage, overvoltage, phase reversal and/or loss of phase relays for the protection of member's own equipment.

PENALTY CHARGE (Refer to Appendix B)

APPLICATION OF COLLECTION CHARGE ON DELIQUENT BILLS
(Refer to Appendix B)

RATE ADJUSTMENT

The above rates are subject to a Purchased Power Cost Adjustment Tracking Factor in accordance with the Order of the Indiana Utility Regulatory Commission approved May 2, 1994 in Cause No. 36835-S2. The Purchased Power Cost Adjustment Tracking Factor stated in Appendix A is applicable hereto and is issued and effective at the dates shown on Appendix A.

NON-RECURRING CHARGES (Refer to Appendix B)

REV 6 - 2013

Exhibit "C"

TOWN OF EDINBURGH, INDIANA

Sheet No. 1 of 4

MUNICIPAL ELECTRIC UTILITYTARRIF CODE CPCOINCIDENT POWER DEMANDAVAILABILITY

Available to any industrial power consumer wish installed capacity of 500 kVA or greater who is located on the company's distribution line suitable and adequate for supply service required. Not available as standby power or resale.

CHARACTER OF SERVICE

Altering current of sixty hertz, three phase, at a voltage of approximately 120/208 volts four wire, 480 volt three wire, 277/480 volt four wire, 7,200/12,470 volts four wire.

MONTHLY RATE

Consumer Charge	\$100.00 per month
Non-Coincident (NCP) Demand Charge (Occurring any time in the month)	\$ 0.00 per kVA
Coincident Peak Demand (Corresponding to the time of day of the power supplier's highest monthly demand)	\$ 18.00 per kVA
Energy (All kWH)	\$0.0455 per kWH

MONTHLY MINIMUM CHARGE

The monthly minimum charge shall be the consumer charge and load charges or contract whichever is greater.

DETERMINATION OF kVA BILLING DEMAND

The NCP Billing demand shall be the maximum average kilowatt load used by the consumer for any period of thirty (30) consecutive minutes during the month for which the bill is rendered as indicated or recorded by a maximum load meter provided by the utility. An adjustment for power factor as provided below shall be applied.

REV 6 - 6/2013

The CP billing demand shall be the maximum average kilowatt load used by the consumer for the largest of the two consecutive thirty (30) minutes periods corresponding to the one hour period during which utility's wholesale power supplier records the highest system demand during the month for which the bill is rendered. An adjustment for power factor as provided below shall be applied.

When highly fluctuating or intermittent loads (such as welding machines, electric furnaces, x-rays and the like are in operation by the consumer, the utility reserves the right to set the minimum billing demand at the name plate or volt-ampere rating of the equipment.

When such loads require additional or separate transformers, an additional separate capacity charge will be made to the consumer.

MEASUREMENTS OF MAXIMUM LOAD AND ENERGY

Maximum load shall be measured by suitable indicating or recording instruments, and, in any month the maximum load shall be the average number of kilovolt-amperes during the thirty-minute interval during which the kilovolt-ampere load is greater than in any other thirty-minute interval in such month. Energy shall be measured by suitable integrating instruments. Company shall have the option to meter the maximum load and energy requirements of Customer on either the input side or the load side of customer's transformers. When customer's requirements are metered on the load side of customer's transformer the metered kilovolt- ampere maximum load shall be increased by one percent (1%) and the metered kilowatt-hours shall be increased by one and one half percent (1½%) before applying any other adjustment or computing the charges.

POWER FACTOR

The consumer agrees to maintain unity power factor as nearly as practical. The electric utility will measure the power factor. Should such measurement indicate that the power factor is less than unity (lagging) at time of non-coincident peak, then the demand for billing purpose will be adjusted for the monthly non-coincident peak demand period by dividing the demand by the percent factor.

TERMS AND CONDITIONS

1. Service shall be provided based upon the Electric Utility's Rules and Regulations.
2. Service under this schedule shall be furnished at one location through one meter or metering installation installed and maintained by Company.
3. The term "month" as used herein shall mean the period between any two consecutive regular readings by Company of the meter or meters used in determining the kilovolt-amperes of maximum load and the amount of electric energy supplied customer by Company hereunder. Such regular readings shall be taken by Company as nearly as practicable every thirty (30) days.
4. Metering and voltage shall be in accordance with (i) the Indiana Regulatory Commission of Indiana "Rules and Standards of Service for the Electrical Public Utilities of Indiana" as from time to time promulgated by said Commission, and (ii) the American Standards Association publication "ASA CSr.1-1954" dated May, 1949 to the extent that the same is not in conflict with item (i) above.
5. In case a fire or other casualty shall render the plant or premises of customer wholly unfit for the purposes of Customer's business, the minimum charge specified shall, commencing with the first full billing month thereafter, be suspended until the beginning of the billing month in which the premises shall have been reconstructed and reoccupied by Customer. In case a strike or lockout causes the temporary suspension of the operation or business of customer, the minimum charge specified will be waived for each full billing month during the continuance of said strike or lockout, but customer shall, for each such month, be billed and be liable for the payment, at the rates herein set out for a primary charge based upon the maximum load actually used for such month, and secondary charge determined on the basis of such actual maximum load.
6. The City may require corrective measures or devices for any motor or apparatus which, in the opinion of the City, may cause voltage fluctuations to other members. Unless otherwise permitted, the maximum primary voltage fluctuation will be three percent (3%).
7. The member shall be responsible to maintain voltage and current limits as defined within IEEE Standard 519 at point of common coupling.
8. The member shall be responsible for properly installing equipment for Over-current protection and under voltage, overvoltage, phase reversal and/or

REV 6 - 6/2013

loss of phase relays for the protection of member's own equipment.

TOWN OF EDINBURGH, INDIANA
MUNICIPAL ELECTRIC UTILITY

TARRIF CODE CP (continued)
Sheet No. 4 of 4

PENALTY CHARGE (Refer to Appendix B)

APPLICATION OF COLLECTION CHARGE ON DELIQUENT BILLS
(Refer to Appendix B)

RATE ADJUSTMENT

The above rates are subject to a Purchased Power Cost Adjustment Tracking Factor in accordance with the Order of the Indiana Utility Regulatory Commission approved May 2, 1994 in Cause No. 36835-S2. The Purchased Power Cost Adjustment Tracking Factor stated in Appendix A is applicable hereto and is issued and effective at the dates shown on Appendix A.

NON-RECURRING CHARGES (Refer to Appendix B)

REV 6 - 6/2013