

**CITY OF BARDSTOWN, KENTUCKY
SPECIAL CITY COUNCIL MEETING MINUTES
12-17-2019
5:00 PM**

The City Council met in Special Session in the Council Chambers with the Mayor and the following Council Members:

Councilman Joe Buckman
Councilman David Dones
Councilwoman Betty Hart
Councilman Franklin Hibbs IV
Councilman Bill Sheckles
Councilman Roland E. Williams (absent)

Others present: City Attorney Audrey Haydon, HR Director/Risk Manager Greg Ashworth, City Clerk Gary Little, Assistant City Clerk Lisa Burdett, Police Officer Jeremy Cauley, City Electrical Engineer Eric Richter, The Kentucky Standard Reporter Randy Patrick and Nelson County Gazette Reporter Jim Brooks.

Mayor Heaton called the meeting to order at 5:00 pm.

MINUTES

THE MINUTES FOR THE 12/10/2019 REGULAR COUNCIL MEETING WERE APPROVED BY UNANIMOUS CONSENT.

THE MINUTES FOR THE 12/10/2019 SPECIAL COUNCIL MEETING / PUBLIC HEARING WERE APPROVED BY UNANIMOUS CONSENT.

ELECTRIC ORDINANCE B2019-16

Mayor Heaton provided an introduction explaining the purpose of the Special Meeting for the second reading of Electric Ordinance B2019-16.

Councilman Dones introduced Ordinance B2019-16 and asked City Attorney Haydon to read it in summary.

SUMMARY OF ORDINANCE NO. B2019 – 16

AN ORDINANCE AMENDING AND ADOPTING AS AMENDED AN ORDINANCE STYLED:

“AN ORDINANCE ESTABLISHING AND FIXING A SCHEDULE OF RATES TO BE CHARGED BY THE CITY OF BARDSTOWN FOR ELECTRICAL CURRENT USED BY RESIDENTIAL, COMMERCIAL, AND INDUSTRIAL CUSTOMERS OF THE CITY OF BARDSTOWN; PROVIDING AND PRESCRIBING FOR BILLING, DUE DATES AND PENALTY FOR FAILURE TO PAY CHARGES DUE WITHIN THE TIME SO PRESCRIBED; ESTABLISHMENT AND FIXING A POWER COST ADJUSTMENT SURCHARGE FOR ALL CUSTOMERS REGARDLESS OF CLASSIFICATION.” CHAPTER 50.

THE CITY COUNCIL OF THE CITY OF BARDSTOWN, KENTUCKY, DOES ORDAIN AS FOLLOWS:

That a new Section 50.11 NET BILLING FOR CUSTOMERS WITH DISTRIBUTED GENERATION be added and Sections 50.02 RATES FOR RESIDENTIAL CUSTOMERS, 50.05 SERVICE, and 50.07 POWER FACTOR be amended as follows:

SECTION 50.02 RATES FOR RESIDENTIAL CUSTOMERS

This section will be amended by creating a new section – E-6 Residential Customers with Net Billing, and establishing the following schedule of charges and credits for those customers:

E-6 - Residential Customers with Net Billing Generation

Customer Charge	\$11.00
All kWh delivered	\$0.07950 per kWh
All kWh received	\$0.06371 per kWh*

*- For customers with a net billing generation system installed prior to the effective date of this ordinance, the rate for kWh received shall be the same as for kWh delivered (this

being the retail rate for electric energy, as may be modified from time to time by the Bardstown City Council). This exception expires 25 years after the effective date of this ordinance.

SECTION 50.05 SERVICE FEES AND DEPOSITS.

This section shall be amended by adopting the following fees for service:

- A. Temporary pole service, one house per service: \$30 for 110 volt or 220 volt
- B. Meter test charges - Where the test of a meter is requested (during normal working) hours by a Customer, the Customer will be charged as specified below to cover the test and transportation costs:
 - (a) Single-Phase Meter - \$20.00
 - (b) Poly-Phase Meter - \$30.00
- C. Returned Check Charge: \$50.00
- D. Deposits: This section will be amended to reflect that deposits shall be retained by the city and upon termination of services, applied toward payment of delinquent balance or refunded to the used after one and a half years, so long as balances were kept current and no checks were returned during that period. Persons disconnected for nonpayment who have been previously refunded their deposit will be required to tender another deposit in the amount set forth in the rate table of the ordinance.
- E. Application for Net Billing Interconnection Processing Fee (Level 2): \$100.00
- F. Underground Service Fees (per the City of Bardstown’s, Underground Distribution Policies and Regulations):
 - i) Underground Residential Housing Developments
 - a. Transformer Tap Fee: \$150.00 per service (multi-lot subdivisions)
 - b. Transformer Fee: \$600.00 per transformer (single-lot extensions)
 - c. Riser Fee: \$85.00 (when fed by overhead system)
 - d. Pulling Fee (< 200 amps): \$0.50/ft
 - e. Pulling Fee (>200 but < 400 amps): \$1.00/ft
 - f. The above fees for residential services contemplate service entrances of 400 amps or less. The City reserves the right to assess a difference-of-cost (from overhead) fee for services entrances of greater capacity as well as any other extraordinary installations.
 - ii) Commercial and Industrial Installations
 - a. Riser Fee: \$85.00 (when fed by overhead system)
 - b. Pulling Fee (< 200 amps): \$0.50/ft
 - c. Pulling Fee (>200 but < 400 amps): \$1.00/ft
 - d. Transformer Fee, Single Phase: \$600.00 per transformer
 - e. Transformer Fee, Three Phase:
 - i. < 400 amps \$800.00 per transformer
 - ii. >400 but < 800 amps \$600.00 per transformer
 - iii. >800 but < 1200 amps \$400.00 per transformer
 - iv. >1200 amps No fee

SECTION 50.07 POWER FACTOR.

This section shall be amended by adopting a formula to calculate the maximum measured kilowatt load for billing purposes each month when the power factor is less than 90%, and the amended formula shall be:

$$\frac{\text{Maximum Measured kW Load} \times 90\%}{\text{PowerFactor}(in\ percent)} - (\text{Maximum Measured kW Load}) = pf\ Correction\ kW$$

SECTION 50.11 NET BILLING FOR CUSTOMERS WITH DISTRIBUTED GENERATION

This section will be added, and will allow for net billing for any customer-generator who owns and operates a generating facility on the customer's premises and has completed the City's Application for Interconnection and Net Billing, provided the generation facility is limited to a maximum rated capacity of 45 kilowatts. These customers will be subject to net billing subject to measurement through a single meter in accordance with standard metering practices. During a billing period in which the customer generates a dollar value of electricity in excess of the dollar value of electricity consumed, plus the customer charge, then the customer shall receive a reimbursement in the form of a dollar-denominated bill credit, which will carry forward to the next bill. Unused credits that exist at the time the customer's service is terminated are not transferrable and have no cash value.

The amendments in this ordinance shall take effect from and after its passage and publication as required by law. Rates contained herein shall be effective for January 1, 2020 billing.

This summary was certified by Audrey L. Haydon, City Attorney.

COUNCILMAN HIBBS MOVED TO ADOPT ORDINANCE B2019-16 AS READ IN SUMMARY BY CITY ATTORNEY HAYDON. THE MOTION WAS DULY SECONDED BY COUNCILMAN SHECKLES.

THE MAYOR CALLED THE ROLL AND THE FOLLOWING VOTED:

COUNCILMAN DONES	-	AYE
COUNCILMAN SHECKLES	-	AYE
COUNCILMAN WILLIAMS	-	ABSENT
COUNCILMAN BUCKMAN	-	AYE
COUNCILWOMAN HART	-	AYE
COUNCILMAN HIBBS	-	AYE

MAYOR HEATON THEN DECLARED ORDINANCE NO. B2019-16 ADOPTED. IT WILL BE RECORDED IN ORDINANCE BOOK NO. 11, PAGE NO. _____.

MUNICIPAL ORDER M2019-09

Councilman Sheckles introduced Municipal Order M2019-09. Mayor Heaton asked City Electrical Engineer Eric Richter to provide a brief overview of the changes that are being presented in the municipal order and then asked City Attorney Haydon to read M2019-09.

COUNCILMAN DONES MOVED TO APPROVE MUNICIPAL ORDER M2019-09 WHICH INCLUDES THE RULES, REGULATIONS AND UNDERGROUND POLICY FOR THE ELECTRIC DEPARTMENT. THE MOTION WAS DULY SECONDED BY COUNCILMAN BUCKMAN AND CARRIED BY A VOTE OF 5-0.

ADJOURNMENT

COUNCILWOMAN HART MOVED TO ADJOURN THE MEETING AT 6:14PM. THE MOTION WAS DULY SECONDED BY COUNCILMAN HIBBS AND CARRIED BY A VOTE OF 5 TO 0.

CITY OF BARDSTOWN

J. Richard Heaton, Mayor

ATTEST:

Gary Little, City Clerk