

ORDINANCE NO. 168, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING CHAPTER 26 OF THE CODE OF THE CITY OF
FORT COLLINS TO REVISE ELECTRIC RATES, FEES, AND
CHARGES AND UPDATING RELATED RATE ASSISTANCE
PROGRAMS

A. The City Council is empowered and directed by City Charter Article XII, Section 6, by ordinance from time to time, to fix, establish, maintain and provide for the collection of such rates, fees or charges for utility services furnished by the City as will produce revenues sufficient to pay the costs, expenses, and other obligations as set forth therein.

B. The rates, fees or charges for utility services set forth herein are necessary to produce sufficient revenues to provide the utility services described herein.

C. Revenues from the rates, fees or charges for utility services set forth herein shall be used to defray the costs of providing such utility services as required by the Charter and the City Code.

D. The City purchases bulk wholesale electric power from Platte River Power Authority ("PRPA") pursuant to an Amended Contract for Supply of Electric Power and Energy, dated May 30, 2019.

E. Utilities staff has determined the increased system costs will require an additional average 6.5% rate increase at the Electric Utility Enterprise Fund level in 2025 in order to remain consistent with Article XII, Section 6, of the City Charter.

F. On May 1, 2012, City Council adopted Ordinance No. 034, 2012, creating the Medical Assistance Program ("MAP") and discounted electric service rates to reduce the impact of electric rate increases on residential customers with below average income who use medically necessary equipment, codified in City Code Chapter 26, Article VI.

G. On May 1, 2018, City Council adopted Ordinance No. 054, 2018, creating the Income-Qualified Assistance Program ("IQAP") and service discounts for residential water, wastewater, and electric services, codified in City Code Chapter 26, Articles, III, IV, and VI.

H. Utilities staff has determined it can improve administrative efficiency and customer participation in rate-assistance programs by consolidating MAP and IQAP, as described in Section 26-724 of the Code, and recommends discontinuing MAP and its associated rates at the end of 2024, thereafter managing all medical assistance rate discounts through IQAP.

I. In addition to adjusting electric rates, Utilities staff has identified formatting and terminology updates for Chapter 26 of the City Code to improve the clarity with which

electric rates are stated and applied for billing and customer generation credit purposes and to further align IQAP eligibility with City Council priorities, market efficiencies and utility practices.

J. The Energy Board considered the proposed electric rates, program adjustments, and methods of application at its October 24, 2024, meeting, and provided recommendations of approval of proposed rate sets and modified IQAP practices to City Council.

K. The City Manager and staff recommend to the City Council the following electric rate adjustments, rate-assistance program consolidations, and City Code rate language clarifications for all billings issued with meter readings, and applications to participate in IQAP received, on or after January 1, 2025.

L. Pursuant to Colorado Revised Statutes Section 40-3.5-104, Utilities staff posted public notice and directly mailed postcard notices of the recommended electric rate changes to all customers living outside the City's corporate boundaries, at least 30 days prior to Council's consideration of this Ordinance.

M. Based on the foregoing, it is the desire of the City Council to amend Chapter 26 of the City Code to revise the electric rates, fees and charges, and the IQAP program as set forth herein.

In light of the foregoing recitals, which the Council hereby makes and adopts as determinations and findings, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. Section 26-464 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-464. - Residential energy service, schedule R.

...

(c) Monthly rate. The monthly rates for this schedule shall be the sum of the following charges applied to all energy consumption on or after January 1, 2024.

<i>Description</i>	<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
a. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	

b. Fixed Charge	Per account	\$11.28	\$11.95
c. Distribution facilities charge (applied to energy charges in d.1. and d.2. below)	Per kWh	\$0.0293	
d. Wholesale Energy Charge (combined energy and demand costs)			
1. Summer. For billings based on consumption during the months of May, June, July, August, and September			
(a) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.2582	\$0.3047
(b) Off-Peak	Per kWh	\$0.0506	\$0.0846
2. Non-summer. For billings based on consumption during the months of January through April and October through December.			
(a) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.2357	\$0.2809
(b) Off-Peak	Per kWh	\$0.0506	\$0.0846
e. Energy efficiency tier charge, per kilowatt hour for total consumption over 700 kWh in a billing month (regardless of on-peak or off-peak)	Per kWh	\$0.0281	\$0.0298
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(d) *Medical assistance program.*

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- (3) Notwithstanding the foregoing, no rate established under this Subsection shall reflect a discount exceeding an amount consistent with the use of one hundred fifty (150) kilowatt hours per month for the operation of electrical durable medical equipment or, if applicable, an additional amount consistent with the use of three hundred fifty (350) kilowatt hours per month for air conditioning.
- (4) A decision that an applicant does not qualify to participate in this program for a medical or financial reason may be appealed to the Utilities Executive Director, who shall, prior to making their decision, and as they deem appropriate, confer with one (1) or more medical or financial experts in reviewing such appeal.

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- (f) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (f) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

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Section 2. That Section 26-465 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-465. - All-electric residential service, schedule RE.

...

- (c) *Monthly rate.*

- (1) The monthly rates for this schedule shall be the sum of the following charges, applied to all energy consumption on or after January 1, 2024.

Description	Unit	Component Charge	Billed Charge (including PILOT)
a. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
b. Fixed Charge	Per account	\$11.28	\$11.95
c. Distribution facilities charge (applied to charges in d.1. and d.2. below)	Per kWh	\$0.0371	
d. Energy and demand charge			
1. Summer. For billings based on consumption during the months of May, June, July and August, and September			
a) On-Peak (Mon-Fri, 2 pm to 7 pm, excluding holidays)	Per kWh	\$0.2582	\$0.3130
b) Off-Peak	Per kWh	\$0.0506	\$0.0929
2. Non-summer. For billings based on consumption during the months of January through April and October through December.			

a) On-Peak (Mon-Fri, 5 pm to 9 pm, excluding holidays)	Per kWh	\$0.2357	\$0.2892
b) Off-Peak	Per kWh	\$0.0506	\$0.0929
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(e) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

(f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) Monthly standby distribution charge:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$2.91	\$3.08
For all metered kilowatts in excess of the contracted amount	Per kW	\$8.70	\$9.22

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Section 3. That Section 26-466 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-466. - General service, schedule GS.

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(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
(2) Fixed Charge			
a. Single-phase, two-hundred-ampere service	Per account	\$11.28	\$11.95
b. Single-phase, above two-hundred-ampere service	Per account	\$24.13	\$25.57
c. Three-phase, two-hundred-ampere service	Per account	\$14.70	\$15.58
d. Three-phase, above two-hundred-ampere service	Per account	\$28.47	\$30.18
(3) Distribution facilities charge (added to demand and energy charges below for "Billed Charge" shown in (5))	Per kWh	\$0.0379	
(4) Demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0391	
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0246	
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0536	\$0.1385
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0536	\$0.1230
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			

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(e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

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(q) *Net metering.*

...

(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

Description	Unit	Component Credit
a. Energy and demand credit	Per kWh	\$0.0689

(r) *Net metering—community solar projects.*

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(3) Both the customer's consumption of energy from the utility and interest in the production of energy that flows into the utilities' distribution system shall be measured on a monthly basis. The energy from Fort Collins Utilities consumed by the customer shall be billed at the applicable seasonal tiered rate as outlined in Subsection (c) of this Section. The energy produced by the customer's portion of the qualifying facility shall be credited to the customer monthly as follows:

Description	Unit	Component Credit
a. Energy and demand credit	Per kWh	\$0.0689

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Section 4. Section 26-467 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-467. - General service 25, schedule GS25.

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(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
1. Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
2. Fixed Charge			
a. Single-phase, two-hundred-ampere service	Per account	\$11.28	\$11.95
b. Single-phase, above two-hundred-ampere service	Per account	\$24.13	\$25.57
c. Three-phase, two-hundred-ampere service	Per account	\$14.70	\$15.58
d. Three-phase, above two-hundred-ampere service	Per account	\$28.47	\$30.18
3. Distribution facilities charge (applied to energy charges in 5. below)	Per kWh	\$0.0306	
4. Demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$11.82	\$12.53
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$6.73	\$7.14
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
5. Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0498	\$0.0852
b. Non-summer. For billings based on meter readings in the months of	Per kWh	\$0.0498	\$0.0852

January through May and October through December			
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(e) *Excess capacity charge.* The monthly capacity charge kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

(f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) Monthly standby distribution charge:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$5.29	\$5.61
For all metered kilowatts in excess of the contracted amount	Per kW	\$15.87	\$16.82

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(r) *Net metering.*

...

(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

Description	Unit	Bill Credit
a. Energy and demand credit	Per kWh	\$0.0682

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Section 5. That Section 26-468 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-468. - General service 50, schedule GS50.

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(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
(2) Fixed Charge	Per account	\$30.22	\$32.03
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$17.07	\$18.09
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$13.99	\$14.83
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge	Per kW	\$11.36	\$12.05
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0504	\$0.0534
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0504	\$0.0534

...

(e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

(f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) Standby distribution charge.

a. Monthly standby distribution charge shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge	Per kW	\$6.77	\$7.18
For all metered kilowatts in excess of the contracted amount	Per kW	\$19.80	\$20.99

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(g) *Excess circuit charge.* In the event a utility customer in this rate class desires excess circuit capacity for the purpose of controlling the available electric capacity of a backup circuit connection, this service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable backup demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) Monthly charge shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted backup capacity per month	Per kW	\$1.37	\$1.46
Metered kilowatts in excess of the contracted amount	Per kW	\$4.17	\$4.43

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(u) *Net metering.*

...

(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy from the utility consumed by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

Description	Unit	Bill Credit
a. Energy credit for billings based on generation during the months of June, July, August and September	Per kWh	\$0.0504

Section 6. Section 26-469 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-469. - General service 750, schedule GS750.

...

(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section		6 percent	
(2) Fixed Charge	Per account	\$41.45	\$43.94

a. Additional charge for each additional metering point	Per account	\$25.29	\$26.81
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$15.96	\$16.92
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$13.27	\$14.07
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge			
a. First seven hundred fifty (750) kilowatts	Per kW	\$12.41	\$13.15
b. All additional kilowatts	Per kW	\$7.34	\$7.78
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0497	\$0.0527
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0497	\$0.0527

...

(e) *Excess capacity charge.* The monthly capacity charge per kilowatt set forth in this Subsection (e) may be added to the above charges for service to intermittent loads in accordance with the provisions of the Electric Service Standards.

Unit	Component Charge	Billed Charge (including PILOT)
Per kW	\$2.89	\$3.06

(f) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility according to the following:

(1) Standby distribution charge.

(a) Monthly standby distribution charges shall be paid in the following amounts

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge.	Per kW	\$4.69	\$4.97
For all metered kilowatts in excess of the contracted amount	Per kW	\$14.09	\$14.94

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(g) *Excess circuit charge.* In the event a utility customer in this rate class desires excess circuit capacity for the purpose of controlling the available electric capacity of a backup circuit connection, this service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable backup demand (in kilowatts) as determined by the customer and approved by the utility at the following rates:

(1) Monthly charge.

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted backup capacity per month	Per kW	\$0.97	\$1.03
Metered kilowatts in excess of the contracted amount	Per kW	\$2.90	\$3.07

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(v) *Net metering.*

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(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy consumed from the utility by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

Description	Unit	Bill Credit
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a. Energy credit for billings based on generation during the months of June, July, August, and September	Per kWh	\$0.0497
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Section 7. Section 26-470 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-470. - Substation service, schedule SS.

...

(c) *Monthly rate.* The monthly rates for this schedule shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Payment in lieu of taxes (PILOT) and franchise. A charge based on all component charges pursuant to this Section.		6 percent	
(2) Fixed Charge	Per account	\$100.17	\$106.18
(3) Coincident demand charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kW	\$15.58	\$16.52
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kW	\$12.35	\$13.09
c. The meter reading date shall generally determine the summer season billing months; however, no customer shall be billed more than four (4) full billing cycles at the summer rate			
(4) Distribution facilities charge	Per kW	\$6.36	\$6.74
(5) Energy charge			
a. Summer. For billings based on meter readings in the months of June, July, August, and September	Per kWh	\$0.0485	\$0.0515
b. Non-summer. For billings based on meter readings in the months of January through May and October through December	Per kWh	\$0.0485	\$0.0515

...

(e) *Standby service charges.* Standby service, if available, will be provided on an annual contract basis at a level at least sufficient to meet probable service demand (in kilowatts) as determined by the customer and approved by the utility at the following rates:

(1) Standby distribution charge.

a. Monthly standby distribution charge:

Description	Unit	Component Charge	Billed Charge (including PILOT)
Contracted standby service, this charge shall be in lieu of the distribution facilities charge.	Per kW	\$3.49	\$3.70
For all metered kilowatts in excess of the contracted amount	Per kW	\$10.47	\$11.10

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(s) *Net metering.*

...

(5) The customer-generator's consumption of energy from the utility and production of energy that flows into the utility's distribution system shall be measured on a monthly basis. The energy consumed from the utility by the customer-generator shall be billed at the applicable rate as outlined in Subsection (c) of this Section. The energy produced by the customer-generator shall be credited to the customer monthly as follows:

Description	Unit	Bill Credit
a. Energy credit for billings based on generation during the months of June, July, August, and September	Per kWh	\$0.0485

Section 8. Section 26-471 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-471. - Special area floodlighting, schedule FL.

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(b) *Monthly rate.* The monthly rates (including a six (6) percent charge in lieu of taxes and franchise) are as follows:

(1) Charge per lamp, mercury vapor:

Description	Component Charge	Billed Charge (including PILOT)
a. One hundred seventy-five (175) watt	\$28.44	\$30.15
b. Two hundred fifty (250) watt	\$38.36	\$40.66
c. Four hundred (400) watt	\$58.31	\$61.81

(2) Charge per lamp, high-pressure sodium:

Description	Component Charge	Billed Charge (including PILOT)
a. Seventy (70) watt	\$15.80	\$16.75
b. One hundred (100) watt	\$18.39	\$19.49
c. One hundred fifty (150) watt	\$27.84	\$29.51
d. Two hundred fifty (250) watt	\$42.53	\$45.08
e. Four hundred (400) watt	\$62.74	\$66.50

(3) Charge per lamp, LED:

Description	Component Charge	Billed Charge (including PILOT)
a. Fifty-four (54) watt (Cobra)	\$10.27	\$10.89
b. Seventy-two (72) watt (Cobra)	\$12.56	\$13.31
c. Eighty (80) watt (Cobra)	\$14.22	\$15.07
d. Eighty-eight (88) watt (Cobra)	\$14.37	\$15.23
e. Sixty-five (65) watt (Post Top)	\$18.79	\$19.92

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Section 9. Section 26-472 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 26-472. - Traffic signal service, schedule T.

...

(c) *Monthly rate.* The monthly rates (including a six (6) percent charge in lieu of taxes and franchise) shall be the sum of the following charges:

Description	Unit	Component Charge	Billed Charge (including PILOT)
(1) Fixed charge	Per account	\$99.50	\$105.47
(2) Energy charge	Per kWh	\$0.0924	\$0.0980
(3) Service extensions and signal installations made by the utility shall be paid for by the City General Fund, subject to material and installation costs at the time of installation			

Section 10. That the residential Medical Assistance Program and associated electric service rates will be discontinued as of December 31, 2024, and thereafter customers with qualifying medical conditions and needs may participate in the Income Qualified Assistance Program under City Code Section 26-724.

Section 11. That the modifications set forth above shall be effective for all energy consumption on or after January 1, 2025.

Introduced, considered favorably on first reading on November 4, 2024, and approved on second reading for final passage on November 19, 2024.

Mayor

ATTEST:

City Clerk

Effective Date: November 29, 2024

Approving Attorney: Cyril Vidergar