

ORDINANCE NO. 167, 2024
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING CHAPTER 26 OF THE CODE OF THE CITY OF
FORT COLLINS TO DISCONTINUE ELECTRIC RENEWABLE
ENERGY SOURCE 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 periodic adjustment of rates, fees and charges for utility services are necessary to produce sufficient revenues to defray the costs of providing utility services as required by the Charter and the City Code.

C. In 1998, Fort Collins Utilities began offering the Renewable Energy Source Program (the “Green Energy Program”), allowing subscribers to opt-in to purchase renewable energy for an additional cost on top of their monthly electric utility bill, subscriptions to which initially generated sufficient revenues to purchase up to 20-years’ of electricity output from a single wind turbine.

D. In 2023, Utilities rate staff identified that declining subscriptions and fluctuation in the cost to kilowatts ratio during the life of the Green Energy Program had led to declining revenues, and staff determined ending the program would simplify rate administration for all ratepayers and better align with the City’s “100% renewable electricity” goals.

E. The Energy Board considered the proposed discontinuation of the Green Energy Program and the associated impacts on electric rates at its October 24, 2024, regular meeting, and recommended approval of the program sunset to City Council.

F. 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 discontinuation to all customers living outside the City's corporate boundaries, at least 30 days prior to Council's consideration of this Ordinance.

G. Based on the foregoing, it is the desire of the City Council to amend Chapter 26 of the City Code to remove the renewable energy resource rates, fees and charges as set forth herein and cease offering the Green Energy Program.

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(e) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-464(e) is hereby held in reserve.

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

...

- (e) **Reserved.** ~~Renewable resource. Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (e). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.~~

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 2. Section 26-465(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-465(d) is hereby held in reserve.

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

...

- (d) **Reserved.** ~~Renewable resource. Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.~~

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 3. Section 26-466(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-466(d) is hereby held in reserve.

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

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- (d) **Reserved.**~~Renewable resource. Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.~~

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 4. Section 26-467(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-467(d) is hereby held in reserve.

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

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- (d) **Reserved.**~~Renewable resource. Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.~~

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 5. Section 26-468(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-468(d) is hereby held in reserve.

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

...

- (d) **Reserved.** ~~Renewable resource.~~ Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 6. Section 26-469(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-469(d) is hereby held in reserve.

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

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- (d) **Reserved.** ~~Renewable resource.~~ Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 7. Section 26-470(d) of the Code of the City of Fort Collins is hereby deleted in its entirety and subsection 26-470(d) is hereby held in reserve.

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

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- (d) **Reserved.** ~~Renewable resource.~~ Renewable energy resources, including, but not limited to, energy generated by the power of wind and solar, may be offered on a voluntary basis to customers at the premium per kilowatt hour set forth in this Subsection (d). The utility may establish and offer voluntary programs designed to increase and enhance the use of energy generated by renewable energy resources in support of Council-adopted policy applicable to the utility.

<i>Unit</i>	<i>Component Charge</i>	<i>Billed Charge (including PILOT)</i>
Per kWh	\$0.015	\$0.016

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Section 8. 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