

1. City Council Meeting Materials

Documents:

[AUGUST 12, 2015 CITY COUNCIL REGULAR MEETING AGENDA PACKET.PDF](#)
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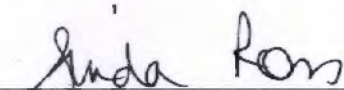
MEETING NOTICE AND AGENDA

Notice is hereby given that the Kaysville City Council will hold a special meeting on Wednesday, August 12, 2015, at 7:00 p.m. in the Council Room of the Kaysville City Municipal Center, 23 East Center Street, Kaysville. The agenda shall be as follows:

1. Opening.
2. Adoption of Ordinance amending Section 10-2-13, Net Metering Policy, and repealing Section 10-2-13.1, No Additional Applications for Participation in Net Metering Policy – Existing Participants, of Chapter 10-2, Electric Power and Light, of Title 10, Electric Power and Light, of the Revised Ordinances of Kaysville City.
3. Consideration of generating facilities connected to the Kaysville distribution system program and policies.
4. Questions, answers and comments.
5. Authorization of Cost of Service and Rate Design Study.
6. Adjournment.

Kaysville City is dedicated to a policy of non-discrimination in admission to, access to, or operations of its programs, services or activities. If you need special assistance due to a disability, please contact the Kaysville City Offices at 801-546-1235.

I hereby certify that I posted a copy of the foregoing Notice and Agenda at City Hall and emailed copies to media representatives on August 7, 2015.



Linda Ross, City Recorder

ORDINANCE NO. _____

**AN ORDINANCE AMENDING TITLE 10, CHAPTER 2
OF THE REVISED ORDINANCES OF KAYSVILLE
CITY BY REPEALING SECTION 10-2-13.1 AND
AMENDING SECTION 10-2-13 AND PROVIDING FOR
AN EFFECTIVE DATE.**

WHEREAS, the Kaysville City Council adopted Ordinance No. 12-3-1 on March 6, 2012; and,

WHEREAS, Section Three of Ordinance No. 12-3-1 added Section 10-2-13 to the Revised Ordinances of Kaysville City which Section is entitled "Net Metering Policy;" and,

WHEREAS, the Kaysville City Council adopted Ordinance No. 15-6-5 on June 2, 2015 for the purpose of adding Section 10-2-13.1 to the Revised Ordinances of Kaysville City; and,

WHEREAS, Kaysville City now desires to repeal said Section 10-2-13.1; and,

WHEREAS, Kaysville City has commissioned a Cost of Service and Rate Design Study (the "Study") and will eventually transition from a Net Metering Policy to a Feed-in Tariff ("FIT") Policy; and,

WHEREAS, Kaysville City desires to amend Section 10-2-13 to be in effect until transition to a Feed-in Tariff Policy,

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF KAYSVILLE CITY, UTAH, as follows:

SECTION ONE: REPEAL OF SECTION 10-2-13.1

Section 10-2-13.1 of the Revised Ordinances of Kaysville City is hereby repealed.

SECTION TWO: AMENDMENT OF SECTION 10-2-13

Section 10-2-13 of the Revised Ordinances of Kaysville City is amended to read as follows:

"10-2-13 Net Metering Policy. (1) Applicability: The Net Metering Program is available to all residential customers located within the City's current electrical service territory who:

- (a) Purchase electricity from the City under the provision of the residential electric rate service schedule; and

- (b) Own and operate a solar, wind, or other qualified renewable generator ~~or generators~~ located on the customer's premises that: ~~together:~~
 - (i) ~~Is~~ ~~Are~~ primarily intended to offset part or all of the customer's own electrical requirements on the premises;
 - (ii) ~~Do not exceed 10 kW in total capacity;~~
 - ~~(ii)(iii)~~ ~~Is~~ ~~Are~~ interconnected with Kaysville City's electric system ~~through a production meter and a net meter (two meters); and~~
 - ~~(iii)(iv)~~ Operates in parallel with the City's distribution system.

(2) Definitions: As used in this section:

- (a) "Net Energy" is the difference between the electricity supplied by the City to the customer through the City's electric distribution system and the electricity generated on the customer's premises which is fed back into the City's electric distribution system.
- (b) "Net Metering" is a method of measuring the difference between the electricity supplied by the City to the customer through the City's electric distribution system and the electricity generated on the customer's premises which is fed back into the City's electric distribution system.

(3) Special Conditions:

- (a) The customer shall pay for the net energy used in accordance with the following formula:
 - (i) The customer shall pay for all electric energy supplied by the City to the customer in any billing period in excess of the amount of electric energy produced by the customer on the premises which is fed back into the City's electric distribution system during that same billing period.
 - (ii) The customer shall receive a credit for all electric energy produced by the customer on the premises which is fed back into the City's electric distribution system during a billing period in excess of the amount of electric energy supplied by the City during that billing period, with such credit applied to the customer's future bills. On or before the first day of April of every year the City will pay Net Metering customers for all credits owed to them by the City at the rate calculated from the average cost that the City pays for power over the prior 12 month period (total kW~~wh~~/total resource

costs)(actual cost before O&M) and the customer's credit balance will be returned to zero.

- (iii) In the event the customer terminates service, the customer will be paid for any credit balance according to the provisions set forth in Subsection (3)(a)(ii).
- (b) The price for electric energy provided to, or credited to a customer participating in the Net Metering Program shall be the price charged by the City under the provisions of the electric service schedule for which the customer receives service absent this electric Net Metering Program.
- (c) The Net Metering Program billing adjustment only applies to charges for energy. Participating customers are subject to all other charges, rates, terms and conditions of the electric service schedule under which the customer receives service except as expressly altered by this electric service Net Metering Program.
- (d) The customer will release to the City all renewable energy credits (RECs), solar renewable-energy credits (S-RECs), or other renewable attributes as appropriate based on actual on-site electric generation from the Renewable Resource.
- (e) The customer shall provide, at customer's own expense, all equipment necessary to meet applicable safety, power quality, and interconnection requirements established by the National Electric Code (NEC), the Institute of Electrical and Electronics Engineers (IEEE), Underwriters Laboratories (UL), and any applicable local and state agencies, including any equipment deemed necessary by the City's Power Department expressly to accommodate the customer's request to qualify for this electric service Net Metering Program. The customer must first obtain written approval from the City's Power Department before the customer's on-site generating system is energized or interconnected with the City's electric system.
- (f) In order to participate in the City's Net Metering Program and to receive the benefits of this Program, the customer must first sign a Net Metering Program Interconnection and Service Agreement with the City. The Interconnection and Service Agreement allows the customer to interconnect and operate in parallel with the City's distribution system and allows the City to test and inspect the customer's system periodically to ensure the safety of electrical workers and the integrity of the City's electric distribution system. The Interconnection and Service Agreement will contain additional terms and conditions for service under this electric service Net Metering Program, including specific terms of interconnection and parallel operation with the City's electrical system.

- (g) The Net Metering Program may be adjusted or discontinued by the Kaysville City Council for any reason, at any time, without any obligation to existing participants.

(4) The City shall have the right to inspect a customer's generating facility after interconnection approval is granted, at reasonable hours and with reasonable prior notice to the customer. If the City discovers that the customer's generating facility is not in compliance with the requirements of this policy, or that the customer's facility adversely affects the safety or reliability of the electric distribution system, the City may require the customer to disconnect the customer's generating facility until compliance is achieved.

(5) The City shall have the right to disconnect the customer's generating facility in the event it causes problems. The customer will have the option of correcting the problem, at which time the system will be re-inspected before beginning operation again. The customer shall be required to install a manual disconnect device as stated in the Net Metering Interconnection and Service Agreement. The disconnect shall be readily accessible to City authorized personnel.

(6) The customer shall be responsible for any damage caused by the customer's generating facility to the City's system and/or neighboring services. The customer shall be responsible for the installation and maintenance of applicable protection equipment and for any damage caused by improper application, maintenance or faulty equipment. Kaysville City shall not be liable directly or indirectly for permitting or continuing to allow an attachment or a Net Metering facility, or for the acts or omissions of the customer's generator that cause loss or injury, including death, to any third party."

SECTION THREE: **APPLICATION OF AMENDMENT**

The amendments to Section 10-2-13 adopted herein apply to all generating capacity not existing as of the Effective Date of this Ordinance.

SECTION FOUR: **EFFECTIVE DATE**

This Ordinance shall become effective immediately upon passage and adoption and publication of a Summary as required by law.

PASSED AND ADOPTED this 12th day of August, 2015.

KAYSVILLE CITY,
a Municipal Corporation

STEVE A. HIATT
Mayor

ATTEST:

LINDA ROSS
City Recorder



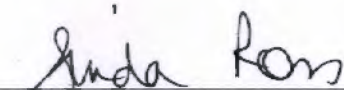
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