

CITY COUNCIL COMMUNICATION



MEETING DATE: August 13, 2024

ITEM NUMBER: 9.C

SECOND READING: August 27, 2024

{{customfields.ResoOrdNumber}}

TYPE OF ITEM: Consent

PRESENTED BY:

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SUBJECT/AGENDA TITLE:

A Bill For An Ordinance Amending Chapters 14.32 And 4.78 Of The Longmont Municipal Code On Regulations Governing Electric Service

EXECUTIVE SUMMARY:

Longmont Power & Communications (LPC) is proposing revisions to Chapter 14.32 of the City's Regulations Governing Electric Service and 4.78 of the City's Permit Fee Collection Schedule to City Council for consideration and approval. The purpose of these revisions is to update existing language for consistency and clarity.

Staff has wanted to add these updates since March 2023 but also wanted to align the changes with other Chapter 14.32 municipal code changes for efficiency and to optimize the City Council agenda. Because other changes to Chapter 14.32 are coming before City Council in August, this is a good time to move these changes forward.

Following is a summary of the proposed amendments to the municipal code:

- Section 14.32.150
 - Subsection C.2.c—remove the specific line for single-phase irrigation service less than 100 amps since it is not the correct amount and is already correctly listed in the fee table.
 - Subsection D—modify language to clarify timing of Electric Community Investment Fee (ECIF) payments, ensuring alignment and consistency with other sections throughout the code (specifically Chapter 4.78 and Chapter 14.32, section 240).
 - Chapter 4.78.020—additional language aligns the fee payment process with the specific regulations set forth in Chapter 14.32.240, providing clarity and consistency in how fees are collected for new construction within the City.
 - Subsection F—revise the language to clarify the conditions for and process of



obtaining a refund of collected ECIF fees, aligning it with the updated buy-in methodology for ECIF.

- Section 14.32.190—replace ‘acts of God’ with ‘acts of nature’ to remove ambiguity, as acts of nature are more definable.
- Section 14.32.195—modify language to specify Longmont Power & Communication’s service territory rather than within the city to be consistent with Section 14.32.220, subsection K.
- Section 14.32.210
 - Subsection E—modify language to clarify an additional meter may be required in relation to electric vehicle (EV) charging or distributed energy resource (DER) interconnection per section 14.32.225.
 - Subsection F—modify language to clarify when an additional meter is required, not just desired by the customer, it shall be at the sole expense of the customer.
- Section 14.32.240—modify language to specify that service modification fees are due upon invoice from LPC for residential and commercial/industrial customers. To maintain the integrity of the ECIF fund, LPC reserves the right to collect ECIF fees prior to the commencement of commercial/industrial projects exceeding 4,000 kVA or during the Building Services permitting process.

COUNCIL OPTIONS:

1. Adopt the amendments to the municipal code
2. Reject the amendments to the municipal code
3. Revise the amendments to the municipal code

RECOMMENDED OPTIONS:

Adopt the amendments to the municipal code

FISCAL IMPACT & FUND SOURCE FOR RECOMMENDED ACTION:

There is no fiscal impact for most items, apart from the ECIF payment timing. The proposed changes to ECIF payment collection protect LPC rate payers from potential projects that do not move forward and/or are not completed.

BACKGROUND AND ISSUE ANALYSIS:

N/A

ATTACHMENTS:

Att 1 - Ordinance