

Introduced by Councilmember

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PASADENA AMENDING THE LIGHT AND POWER RATE ORDINANCE, CHAPTER 13.04 THE PASADENA MUNICIPAL CODE TO REVISE THE PUBLIC BENEFIT CHARGE

The People of the City of Pasadena ordain as follows:

SECTION 1. Title 13, Chapter 13.04, Section 13.04.230 of the Pasadena

Municipal Code is hereby amended to read:

“Section 13.04.230 Public Benefit Charge.

A. Pursuant to the requirements of Section 385 of the Public Utilities Code of the State of California, there is established a nonbypassable, usage based public benefit charge on local distribution service for each kilowatt-hour delivered to the customer.

B. The Public Benefit Charge shall be based on data obtained from the city’s accounting system and updated forecast data prepared quarterly by the department.

C. The department shall recalculate the Public Benefit Charge quarterly and the resulting value for this charge shall be automatically implemented on the first day of the following month.

D. For the purpose of calculating the Public Benefit Charge, the following definitions shall apply:

1. “Public Benefit Cost” means expenditures pursuant to Section 13.04.230 (G)1 through (G)4, inclusive.

2. “Public Benefit Cost Forecast” means the forecast of Public Benefit Cost for the twelve months immediately following the last billing period.

3. “Public Benefit Fund Balance” means the sum of all prior revenues from the public benefit charge, less the sum of all prior Public Benefit Cost and Committed Public Benefit Cost.

4. “Full Service Energy Sales Forecast” means the forecast of projected energy sales (in kilowatt-hours) to all electric customers taking service under Chapter 13.04 for the twelve months immediately following the last billing period.

E. The Public Benefit Charge shall be calculated based on the Public Benefit Cost Forecast, the Public Benefit Fund Balance, and the Full Service Energy Sales Forecast as follows: the Public Benefit Cost Forecast minus the Public Benefit Fund Balance, which sum shall be divided by the Full Service Energy Sales Forecast. The result shall be rounded to the nearest mill per kilowatt-hour.

F. In no event shall the Public Benefit Charge be less than \$0.00271 per kilowatt-hour.

G. Moneys collected through the Public Benefit Charge will be used exclusively to fund investments in any or all of the following:

1. Cost-effective demand-side management services to promote energy efficiency, energy conservation, and electric demand reduction;

2. New investment or incentives to promote the installation and use of renewable energy resources and technologies consistent with existing statutes and regulations which promote those resources and technologies;

3. Research, development and demonstration programs for the public interest to advance science or technology which is not adequately provided by competitive and regulated markets; and

4. Services provided for low-income electricity customer, including but not limited to, targeted energy efficiency service and rate discounts.

H. The Public Benefit Charge shall not be subject to any taxes or surcharges imposed pursuant to the Pasadena Municipal Code.

I. The Public Benefit Charge shall not be included as gross income for purposes of calculating the light and power fund transfer under sections 1407 and 1408 of the Charter.”

SECTION 2. This ordinance shall take effect upon publication.

Signed and approved this _____ day of

_____, 2007.

William Bogaard
Mayor of the City of Pasadena

I HEREBY CERTIFY that the foregoing Ordinance was adopted by the city council at its meeting held _____, 2007, by the

following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Jane L. Rodriguez, CMC
City Clerk

APPROVED AS TO FORM:



Scott D. Rasmussen
Assistant City Attorney