

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-15-0006

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE
4 CITY OF LONG BEACH APPROVING CHANGES TO THE
5 SCHEDULE OF GAS RATES AND SURCHARGES
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7 WHEREAS, Chapter 15.36 of the Long Beach Municipal Code provides that
8 the rates, services and conditions for natural gas provided by the City's gas utility shall be
9 established by resolution of the Long Beach City Council; and

10 WHEREAS, Section 1502 of the Charter of the City of Long Beach requires
11 that the rates charged customers for services by the City's gas utility shall be based upon
12 the prevailing rates for similar services and commodities supplied or sold by other utilities
13 in the Southern California area; and

14 WHEREAS, the gas utility fees and charges, including any changes therein
15 are identified in the rate schedules attached as exhibits hereto; and

16 WHEREAS, the City Manager has submitted proposed revisions to the gas
17 surcharge rates shown on the current gas rate schedules;

18 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
19 follows:

20 Section 1. The attached schedules of gas rates, use priorities, and
21 conditions, and exhibits of gas fees, charges, incentives and related services are hereby
22 approved.

23 Section 2. The attached schedules of gas rates, use priorities, and
24 conditions, and exhibits of gas fees, charges, incentives, and related services, shall be
25 effective and become operative on February 1, 2015.

26 Section 3. The City Manager is hereby authorized and directed to
27 implement the gas utility rates, use priorities, conditions, fees and charges hereby
28 adopted on the effective date.

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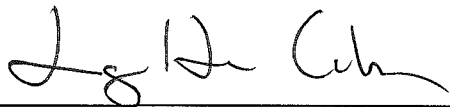
Section 4. The City Clerk shall certify to the passage of this resolution by the City Council and cause it to be posted in three conspicuous places within the City and it shall take effect as hereinabove set forth.

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of January 20, 2015 by the following vote:

Ayes: Councilmembers: Gonzalez, Price, Mungo, Andrews, Uranga, Austin, Richardson, Lowenthal.

Noes: Councilmembers: None.

Absent: Councilmembers: None.



City Clerk

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SCHEDULE 7

ELECTRIC GENERATION

Applicable to service of customer's gas used for the production of electrical energy.

RATES:

• **Daily Service Charge per Customer**

For Customers using less than 3 million therms per year	\$1.6438
For Customers using 3 million therms or more per year	No Charge

• **Transmission Charge (per therm)**

For Customers using less than 3 million therms per year	\$0.0862
For Customers using 3 million therms or more per year	\$0.0312

• **Cost of Gas (per therm) Non-Core Commodity Charge Plus a Surcharge of \$0.0500**

Upon recommendation by the Director of LBGO, the City Manager, subject to approval of City Council, may adjust on a case-by-case basis the amount of the surcharge in the Cost of Gas per therm a maximum of \$0.05 above or below the stated surcharge rate to reflect current changes in market conditions. Notice of the upcoming monthly surcharge amount will be posted at LBGO at least 15 days before the beginning of each month and will also be available from LBGO by telephone or facsimile upon request. The Non-Core Commodity Charge will be posted at LBGO within 10 days after the end of each month and will also be available from the LBGO website www.lbgo.org as well as by telephone or facsimile upon request.

USE PRIORITY:

Customers receiving service under this schedule shall have priority in the use of gas equal to customers served under Rate Schedule 9 and lower than Rate Schedules 1, 2, 3, 4, and 5, when there is curtailment or insufficient gas to supply the demands of all customers, and such customers shall be subject to discontinuance of service without notice in case of curtailment or threatened or actual shortage of gas in favor of customers under Schedules 1, 2, 3, 4, and 5. The City shall not be liable for damages which may be occasioned by the curtailment, discontinuance or shut off of such gas supply or service.

SPECIAL CONDITIONS:

- (1) At all locations where gas is furnished or used under this schedule, the customer must install separate meters to measure gas subject to a different schedule or schedules.
- (2) Gas supplied under this schedule shall be subject to shutoff of service without notice to the customer in the event of nonpayment exceeding 15 days from the date of mailing of a statement to the customer.
- (3) Gas transported and delivered under this schedule shall be used only by the customer.
- (4) Gas transported and delivered under this schedule shall be supplied at standard delivery pressure. Additional costs to serve a customer at higher than standard delivery pressure shall be borne by the customer.
- (5) Gas supplied under this schedule is only available for the electric generation portion of the customer's gas purchases.
- (6) As a condition precedent to service under this schedule when customer elects to procure its own gas supply, a separate Transportation/Service Agreement with the City must be executed. The Transportation/Service Agreement shall specify the terms and conditions applicable to service under this schedule. Any costs including modifications or new facilities that may be required to provide the transportation service shall be paid for in advance by the customer.
- (7) Any additional transmission costs, surcharges or penalties incurred by LBGO on behalf of these customers will be passed through to the customer at cost.
- (8) Customer may elect to purchase all of its gas commodity from the LBGO if customer does the following: a) maintains a deposit with LBGO for the remaining term of the Agreement in an amount equal to the average of two months of gas commodity and transportation charges, b) customer advises LBGO 10 days before the initial month that the customer elects to purchase all of its gas from LBGO for the remaining term of the Agreement, and c) customer pays as agreed upon receipt of the monthly bill and is not delinquent in any prior month's billing.
- (9) The Cost of Gas is defined in Special Condition 3 under Gas Rate Schedule 4 and the Non-Core Commodity Charge is determined as set forth in Special Conditions 4 and 5 of Gas Rate Schedule 4.

For other applicable Special Conditions, refer to Special Conditions 6, 7, and 8 of Rate Schedule 1.

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Megan Wiegelman being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 26th day of January, 2015, I posted three true and correct copies of Resolution No. RES-15-0006 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



A handwritten signature in cursive script, appearing to read 'Megan Wiegelman', is written over a horizontal line.

Subscribed and sworn to before me
This 26th day of January, 2015.



A handwritten signature in cursive script is written over a horizontal line.

CITY CLERK