

RESOLUTION NO. 3-06

**A RESOLUTION REVISING THE GENERAL SERVICE NON-DEMAND ELECTRIC RATE SCHEDULE AS ESTABLISHED BY THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA; RESCINDING ALL RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the Utilities Commission, City of New Smyrna Beach, Florida, has the full and exclusive authority over the management, operations and control of all the City's utilities and the authority to prescribe rules and regulations governing the use of such facilities, wherever such are provided by the Utilities Commission and to make such changes from time to time in the Rules and Regulations as it deems necessary; and

**WHEREAS**, two public hearings have been duly noticed and held on April 17, 2006 and May 15, 2006.

**NOW, THEREFORE, BE IT RESOLVED BY THE UTILITIES COMMISSION, CITY OF NEW SMYRNA BEACH, FLORIDA, AS FOLLOWS:**

**SECTION 1:** That the following rate schedule has been revised as shown on the tariff sheet attached to and made a part of this resolution as follows: Tenth Revised Sheet No. 5.0 - RATE SCHEDULE GS-4 - GENERAL SERVICE NON-DEMAND ELECTRIC.

**SECTION 2:** If any section, subsection, sentence, clause, phrase, or portion of this Resolution is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 3:** All Resolutions in conflict herewith are hereby rescinded and superseded.

**SECTION 4:** After adoption by the Utilities Commission, this Resolution shall be effective for all bills rendered by the Utilities Commission commencing with the first billing cycle in June, 2006.

THE ABOVE AND FOREGOING RESOLUTION was introduced at a \_\_\_\_\_ regular \_\_\_\_\_ meeting of the Utilities Commission, City of New Smyrna Beach, Florida, held on May 15, \_\_\_\_\_, 2006, by Commissioner Reynolds \_\_\_\_\_, who moved its adoption, which motion was seconded by Commissioner Spangler \_\_\_\_\_, and upon roll call vote of the Commission was as follows:

CHAIRMAN

VICE CHAIRMAN

SECY-TREAS.

ASST. SECY-TREAS.

COMMISSIONER

[Signature]  
\_\_\_\_\_  
James H. Wilson  
\_\_\_\_\_  
William E. Hall  
\_\_\_\_\_  
[Signature]  
\_\_\_\_\_  
Walter J. Reynolds  
\_\_\_\_\_

Yes  
Yes  
yes  
yes  
Yes

APPROVED:

[Signature]

CHAIRMAN

ATTEST:

William E. Hall

SECRETARY-TREASURER

SEAL

APPROVED AS TO FORM AND CORRECTNESS:

[Signature]

Utilities Commission Attorney

**RATE SCHEDULE GS-4**  
**GENERAL SERVICE - NON-DEMAND ELECTRIC RATE SCHEDULE**

The Utilities Commission shall charge and collect for general service electric energy on the basis of availability, application, character of service, monthly rate, minimum charge, tax adjustment clause and fuel and purchased power cost adjustment clause.

Availability

This schedule is available at any location within the Utilities Commission service area in accordance with Commission service policies to non-residential customers with an annual measured peak demand of less than 50 kW.

Application

To non-residential customers for all electric power and energy requirements. Each premises will be supplied at one point of delivery and all electric service will be supplied through one meter.

Type of Service

Single or three phase, 60 Hertz, at one of the Commission's standard service voltages.

Monthly Rate

Customer Charge	
Single Phase Service	\$6.05
Three Phase Service	\$8.85

Energy Charge  
All kWh per month at 7.450¢ per kWh

The minimum charge is the customer charge.

Fuel and Purchased Power Cost Adjustment Clause

The amount computed at the above monthly rate shall be adjusted plus or minus by an amount calculated in accordance with the formula specified in the Utilities Commission's Fuel and Purchased Power Cost Adjustment Clause which is a part of the "Monthly Rate" of this rate schedule.

Tax Adjustment Clause

Electric service under this schedule is subject to the provisions of the Tax Adjustment Clause.

Terms of Payment

The terms of payment shall be in accordance with the provisions set forth on Sheet No. 4.0.

ISSUED BY:

R. J. Ruzicki  
GENERAL MANAGER/CEO

EFFECTIVE: JUNE 1, 2006