

CITY OF SHAWNEETOWN
ORDINANCE NO. 07112011

AN ORDINANCE CHANGING AND INCREASING THE FACILITY/METER CHARGE AND THE RATE FOR GAS TO BE CHARGED AND COLLECTED BY THE CITY OF SHAWNEETOWN, ILLINOIS, FROM THE OWNERS OR USERS OF PROPERTY SERVED BY THE MUNICIPAL GAS SYSTEM OF THE SAID CITY

WHEREAS, the City of Shawneetown recently provided that the Municipal Gas System of the City should be operated and maintained for the City by Consumers Gas Company; and

WHEREAS, the City must necessarily collect sufficient fees and revenues to enable payment to Consumers Gas Company of the reasonable charges for operation and maintenance of the gas system, as well as for the purchase of the gas from Consumers Gas Company to be metered and sold to the City's gas users; and

WHEREAS, the City Council of the City of Shawneetown, Gallatin County, Illinois has determined that an increase in the facility charge or meter fee for users of the municipal gas system of the City of Shawneetown, must be made, based on the necessity of raising funds for the ongoing operation of said system, including maintenance of the system, and giving consideration to the income produced from current collections and based on the current costs of maintenance, expense, reserve and amortization, and other operating expenditures; and

WHEREAS, the City Council has determined that there should be an increase to the gas facility charge or meter fee as set forth hereafter; and

WHEREAS, the City has determined that it should clarify the method and basis upon which the cost of gas, itself, is to be paid by and charged to the users of the system and the gas; and

WHEREAS, the City of Shawneetown has previously adopted certain Ordinances setting forth the rates to be charged for gas use and consumption, including Ordinance No. 2002-07-25-A adopted on July 25, 2002, and others; and

WHEREAS, the City previously adopted Ordinance No. 2003-11-10-A on November 10, 2003, providing for a gas revenue tax, which said Ordinance is to remain effective, and is not superceded by this Ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF SHAWNEETOWN, GALLATIN COUNTY, ILLINOIS, AS FOLLOWS:

1. The rates for facility/meter charge and for gas usage as heretofore established by the City through the Ordinance(s) aforesaid, are hereby amended and changed as follows:

A. The facility/meter charge (the minimum monthly bill) will be \$18.00 per month for each residential customer or user (account) for whom gas is metered and made available.

B. The facility/meter charge (the minimum monthly bill) will be \$25.00 per month for each business customer or user (account) for whom gas is metered and made available.

C. The facility/meter charge (the minimum monthly bill) will be payable by each customer or user (account) irrespective of gas use, if any.

D. In addition to the applicable facility/meter charge (the minimum monthly bill) each customer or user (account) shall be charged monthly for the gas used by such customer or user (account) during said monthly billing period as follows: The

City shall calculate and determine the amount it has paid, or is required to pay, to Consumers Gas Company as the seller of the gas, for the period involved, including fees, taxes and surcharges, if any. The said amount as calculated and determined shall be then divided and assessed to all customers or users (accounts) based on the prorated portion of gas metered and sold to each such customer or user (account) for the same period. (In addition, the gas revenue tax provided by Ordinance 2003-11-10-A shall then be applied.)

E. The total monthly gas bill for each customer or user (account) shall be determined by adding the appropriate facility/meter charge (the minimum monthly bill) to the usage charge for the month for each customer or meter (account). (In addition, the gas revenue tax provided by Ordinance 2003-11-10-A shall then be applied.)

F. Said rates and charges shall be subject to adjustment from time to time to reflect any increase or decrease in the City's cost of operation and maintenance of the municipal gas system and the City's cost of purchased gas in accordance with the terms and conditions and regulations prescribed and approved by the Illinois Commerce Commission, and the City's gas purchase contract with Consumers Gas Company.

2. All other provisions of the gas rate ordinances heretofore adopted, shall remain in full force and effect, except to the extent as amended herein. Where this Ordinance is in conflict with the terms of any prior Ordinance relating thereto, the terms of this Ordinance shall supercede and control. Ordinance 2003-11-10-A, adopted November 10, 2003, remains effective, and is not superceded by this Ordinance.

3. This Ordinance shall be in full force and effect from and after its passage, and publication, if any, as required by law, and shall take effect to be applied to gas service rendered on and after July 16, 2011, and for bills submitted on and after August 15, 2011.

4. This ordinance shall be published in pamphlet form and made available for distribution to the public, generally, and the Clerk is directed to maintain a full copy of such ordinance on file for the use and examination of the public, immediately hereafter.

CONSIDERED, PASSED AND APPROVED by the Mayor and the City Council of the City of Shawneetown, Illinois, at the regular meeting held on July 11, 2011, to be effective as of July 16, 2011 pursuant to vote as shown below, and in accordance with Public Notice published in the Gallatin Democrat on July 13, 2011.

Dated: July 11, 2011.

AYES: 6
NAYS: 0
ABSENT: 0
ABSTAINING: 0

CITY OF SHAWNEETOWN

By *Terry Williams*
Terry Williams, Mayor

ATTEST:

Nancy Larkin
Nancy Larkin, City Clerk



CERTIFICATION OF ORDINANCE
THE CITY OF SHAWNEETOWN, GALLATIN COUNTY, ILLINOIS

The undersigned, duly elected, qualified and acting Clerk of the City of Shawneetown, Gallatin County, Illinois, does hereby certify that attached hereto is a true and correct copy of the Ordinance No. 07112011, being AN ORDINANCE CHANGING AND INCREASING THE FACILITY/METER CHARGE AND THE RATE FOR GAS TO BE CHARGED AND COLLECTED BY THE CITY OF SHAWNEETOWN, ILLINOIS, FROM THE OWNERS OR USERS OF PROPERTY SERVED BY THE MUNICIPAL GAS SYSTEM OF THE SAID CITY, adopted on July 11, 2011.

Dated this 11th day of July, 2011.

Nancy Larkin
Nancy Larkin, City Clerk

