

ORDINANCE NO. 2-57

By Mr. Sayre

Fixing and regulating the price which may be charged by The Ohio Fuel Gas Company, its successors or assigns, for natural gas to the City of Bexley, Ohio, and to its inhabitants, for the period of Four (4) Years from and after the effective date of this ordinance; and repealing that certain Ordinance No. 39-52 passed by the Council of the City of Bexley, Ohio, on the 11th day of November, 1952, entitled: "Ordinance No. 39-52 - Fixing and regulating the price which The Ohio Fuel Gas Company, its successors or assigns, may charge for natural gas to the City of Bexley, Ohio, and to its inhabitants, for the period of Four (4) Years from and after the effective date of this ordinance," ~~and~~ *and to declare an emergency*

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That for the period of Four (4) Years from and after the effective date of this ordinance, the maximum price which The Ohio Fuel Gas Company, its successors or assigns, shall be permitted to charge for and the minimum price at which it or they shall be required to furnish natural gas to the City of Bexley, Ohio, and to its inhabitants, shall be and the same is hereby fixed for each individual consumer, as follows:

For the first one thousand (1,000) cubic feet, or less, or none, measured through any one meter, per month, One Dollar and Forty Cents (\$1.40).

For all over one thousand (1,000) cubic feet measured through such meter per month, Sixty-five and One-half Cents (65-1/2¢) for each one thousand (1,000) cubic feet supplied.

The above rates are net and are due within ten (10) days after the bill or bills for the monthly reading period has or have been issued. No penalty is to be added thereto for delayed payments.

BASE RATE ADJUSTMENT CLAUSE

A. The base rates prescribed above are predicted upon a base fuel cost of 29.62¢ per one thousand (1,000) cubic feet. Such base fuel cost corresponds to the adjusted base price computed as of June 30, 1956 in a tabulation entitled "Fuel Cost Adjustment, Summary of Gas Purchased From Regulated Pipeline Suppliers," and filed with The Public Utilities Commission of Ohio and the Clerk of the City of Bexley, Ohio, pursuant to the requirements of Ordinance No. 39-52 of the City of Bexley.

For the twelve (12) month period ending each March 31, June 30, September 30, and December 31, subsequent to the effective date of this Ordinance, an adjusted base fuel cost per one thousand (1,000) cubic feet shall be determined by:

- (1) Applying to the gas purchased from each supplier whose rates are subject to the jurisdiction of the Federal Power Commission (hereinafter called "Regulated Supplier"), the rates of each of such Regulated Supplier on file with the Federal Power Commission and effective during each month of each such twelve (12) month period and dividing the total of the gas purchased costs so determined by the total gas purchased by the Company from all such Regulated Suppliers; and
- (2) If, during such twelve (12) month period, the Company shall have received from one or more of its Regulated Suppliers,

a refund, pursuant to an order of the Federal Power Commission in connection with the final settlement of a rate proceeding, a credit in the amount of the refund shall be applied to the gas purchased costs determined in the preceding subparagraph (1), and the Company shall immediately adjust its annual gas purchased costs to reflect such rate finally fixed by the Federal Power Commission.

B. The base rates prescribed above are also predicated upon a base distribution labor cost per one thousand (1,000) cubic feet of 6.73¢, determined by dividing the adjusted labor cost charged or allocated to the City of Bexley, Ohio, during the calendar year 1955, by the total of the sales of gas (stated in one thousand (1,000) cubic feet) made by the Company during said calendar year, governed by Ordinance No. 39-52 of the City of Bexley, Ohio. Said labor cost was based upon a weighted average straight time hourly rate of \$2.01, which resulted, for the last payroll period in the month of June, 1956, by dividing the total of the straight time wages paid under the regular payroll of the Columbus Distribution District by the total straight time man hours compensated thereunder.

If, during the term of this Ordinance, one or more general adjustments are made by the Company in the wage rates of ninety (90) per cent or more of its employees in the Columbus Distribution District, an adjusted base labor cost per one thousand (1,000) cubic feet shall be determined by:

- (1) Computing the weighted average straight time hourly rate, during the first full payroll period which reflects the effectiveness of such general wage adjustment, of the employees employed in the Columbus Distribution District, in the same manner as the hourly rate of \$2.01 was computed.
- (2) Dividing the base labor cost per one thousand (1,000) cubic feet of 6.73¢ by the base weighted average straight time hourly rate of \$2.01 and multiplying the quotient by the weighted average straight time hourly rate determined in subparagraph (1) above.

Such adjusted base labor cost shall continue in effect until a change by reason of a subsequent general adjustment (as hereinbefore defined) is made in wage rates.

C. The base rates prescribed above shall be increased or decreased by an amount per one thousand (1,000) cubic feet equal to each full one-half cent which results from the following computation:

To the difference between the adjusted base fuel cost (determined in paragraph A above) and the base fuel cost (29.62¢) shall be added one-half of the difference between the adjusted base labor cost (determined in paragraph B(2) above) and the base labor cost (6.73¢).

D. On or before each April 30, July 30, October 31, and January 31, during the term of this ordinance, the Company shall file with The Public Utilities Commission of Ohio and the Clerk of Council of the City of Bexley, Ohio, a computation as of the end of the preceding month, showing the adjusted base fuel cost (as defined in paragraph A above), and the adjusted base labor cost (as defined in paragraph B above), provided that the adjusted base labor cost shall be included in such computation if the effective date of a general adjustment in wage rates has occurred during the twelve (12) month period covered in the computation. Such computation shall also show the bases of such adjusted costs and the amount of increase or decrease (as prescribed in paragraph C above) in the base rates resulting from such adjusted costs.

Any such increase or decrease shall be made effective and apply to all bills rendered on and after 12:01 a.m., on the first day of the second month following the filing of such computation.

In any proceeding to increase rates filed by a Regulated Supplier of the Company, the Company shall intervene therein and shall oppose any unwarranted increase sought by such Regulated Supplier. The Company shall promptly give written notice to the Mayor of the City of Bexley, Ohio, of the pendency of such proceeding.

During all of said time, The Ohio Fuel Gas Company, its successors and assigns, shall not, in any event, charge more for natural gas so furnished than the prices specified in Section 1; and no extra or additional charge shall be made for meter rentals.

Section 2. That it is expressly conditioned that the service to be rendered by said Company, its successors or assigns, pursuant to Section 1 of this ordinance shall be primarily for domestic and commercial purposes, and that service shall not be extended consumers of other or different classes until after all reasonable requirements for domestic and commercial purposes are fully met, and this provision shall be binding upon said Company, its successors and assigns, so long as the foregoing rates are in effect; but during any month or year, subject to the foregoing limitations and after compliance with the foregoing provisions, gas may be delivered to any other consumer and additional classes of consumers at such times and under such conditions and for such rates as may be agreed upon between the Company and such consumer or consumers.

Section 3. That Ordinance No. 39-52 passed by the Council of the City of Bexley, Ohio, on the 11th day of November, 1952, entitled: "Ordinance No. 39-52 - Fixing and regulating the price which The Ohio Fuel Gas Company, its successors or assigns, may charge for natural gas to the City of Bexley, Ohio, and to its inhabitants, for the period of Four (4) Years from and after the effective date of this ordinance. * * *." be and the same is hereby repealed.

Section 4. The terms and conditions of the service to be rendered shall conform with and be subject to the Rules and Regulations for furnishing gas service of the Company on file with and approved by The Public Utilities Commission of Ohio.

Section 5. That natural gas to be supplied under Section 1 hereof, shall have an average heating value of not less than 1000 British thermal units (gross) per cubic foot, and on the bases of a standard established or an average found, said gas shall be uniform to the extent that the quotient obtained by dividing the thermal value, to-wit; the British thermal units (gross) per cubic foot, by the square foot of the specific gravity of said gas, shall not vary more than five per centum upward or downward from such standard or average.

Section 6. That any ordinance or resolution, or part of an ordinance or resolution, inconsistent herewith, is, to the extent of such inconsistency, hereby repealed.

Section 7. That should any section or part of a section or provision of a section of this ordinance be declared void, the remainder of this ordinance shall not be affected thereby.

Section 8. That this ordinance ~~shall become effective at the earliest period allowed by law.~~ *is hereby declared to be an emergency measure necessary for the immediate preservation of public peace, health and safety, said emergency being that our contract has expired and* ~~Passed:~~ *Passed: said ordinance shall go into immediate force and effect*

January 22, 1957

C. J. [Signature]
President of Council

Attest:

R. C. [Signature]
City Clerk

Approved Jan 22, 1956

H. A. [Signature]
Mayor

Postcard
1/24/57