

2006-07 Fee Schedule

Austin Energy Approved

PRICING GUIDELINES FOR ELECTRIC UTILITY PRODUCTS AND SERVICES

The pricing of electric products and services shall be derived from a competition-based pricing strategy. Competition-based pricing, also known as going-rate pricing, shall correlate prices for Austin Energy electric utility products and services to those of competitors for like goods and services in Austin, Texas or similar marketplaces. By including market-based surveys in the pricing process, competition based pricing includes within the pricing calculation the consumer's perception of the value of the product or service. The competition-based prices for products and services shall be selected by combining two standard pricing data sets and using pricing based on marginal cost.

- (1) The first pricing data set is the price range between the average lowest and average highest prices of the product or service. This price range shall be determined by researching the prices of the product or service in the current marketplace. Both internal and external market price surveys may be used. This range becomes the competition-based price range as established by competition in the market place.
- (2) The second pricing data set is the internally computed marginal cost of the product or service. Marginal cost is calculated by combining the determined total fixed and total variable costs to establish the floor of the profit margin.
- (3) The final price of the product or service shall not be offered below the marginal cost of the product or service and must be within the determined competition-based price range.
- (4) Calculation of the final price shall assume a product life cycle (to be determined for each product) for the purposes of determining the number of units or amount of service that will be sold.
- (5) The final price for a particular product or service shall be a ratio of the sum of the marginal cost and targeted profit to the anticipated number of units to be sold.

Competition-based pricing assumes that the selected price represents the collective pricing wisdom of the electric utility product and service marketplace. It reflects a price that affords a fair profit in a competitive marketplace.

LIGHTING PRODUCTS AND SERVICES

This service includes the supply and installation of lights or poles for commercial facilities and residences. Lights and poles may be owned and maintained by the Utility.

MAINTENANCE CONTRACTS FOR CUSTOMER-OWNED MEDIUM-VOLTAGE EQUIPMENT

This service provides specific maintenance contracts for customers requesting assistance in repairing or providing maintenance on medium-voltage equipment (over 600 volts). A maintenance contract will be prepared for each customer.

2006-07 Fee Schedule

Austin Energy Approved

CONSTRUCTION / INSTALLATION

This service consists of pole or tower construction and conduit installation for electric or communications companies

PULSE METERING, SUBMETERING, AND INTERVAL LOAD DATA SERVICES

This service provides installation of pulse metering, submetering, or interval load data recorders at a customer's facility, and electronic collection of relevant data from a customer's facility, and provides customers with timely operating data to assist with the efficient operation of its equipment and facility

ENERGY MANAGEMENT SERVICES

Services include energy audits, feasibility studies, cost estimates, project management, providing, installing, and/or maintaining energy-efficient equipment, and arranging for project financing for governmental, commercial, and industrial customers

DISTRIBUTED GENERATION

This service provides on-site analysis for large industrial or commercial customers to assess opportunities for on-site electrical generation for these customers for peak shaving or emergency outage situations. If circumstances for on-site generation are favorable, Austin Energy may provide or assist customers in obtaining distributed generation equipment. Austin Energy may own, operate, and/or maintain such equipment.

ELECTRIC RELIABILITY COUNCIL OF TEXAS WHOLESALE MARKET SERVICES

These services may be offered to eligible parties desiring to participate in the Electric Reliability Council of Texas (ERCOT) wholesale market. Austin Energy is currently registered as a Qualified Scheduling Entity in ERCOT and, as such, may provide scheduling, dispatching, communication, and a broad range of other services related to the ERCOT wholesale market.

2006-07 Fee Schedule

Austin Energy Approved

POWER QUALITY OR RELIABILITY CONTRACTING

This service provides contracts to improve customer power quality or reliability through the sale, lease, installation and maintenance of electrical devices. The final product or service offering will be based on that customer's specific needs.

SURGE PROTECTION

This service provides whole building and point-of-use surge protection from voltage spikes. These products will be suitable for residential and commercial establishments. Customers have the option of choosing either whole building surge protection installed at the meter or high quality surge protection strips for individual or grouped devices, or both.

AUSTIN ANALYTICAL SERVICES

Austin Analytical laboratory services can benefit other customers as well as the City of Austin. The laboratory is equipped to provide PCB, lead, asbestos, and other environmental and analytical testing to customers.

EDUCATIONAL SERVICES

This service provides information and education on utility and competitive issues such as safety, power quality, planning, and energy services.

GREEN BUILDING PROGRAM

The Green Building Program is a voluntary building rating system that encourages environmentally sound building, remodeling, and building maintenance practices. This program includes those services connected with providing "green building" practices: professional consulting, educational and informational "green building" services, and marketing of the same, all connected with providing and promoting environmentally sound building practices and systems ("green building"). Green Building services are available to individuals and business outside the City of Austin's electric service area as well to businesses within the service area boundary.

DISTRICT HEATING AND COOLING SERVICE

This service provides customers and their facilities with thermal energy (in the form of chilled water, heated water, or steam) from central plant facilities and distribution systems operated by Austin Energy.

**CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
SUMMARY**

	Winter (November - April)	Summer (May - October)
Residential Service (E01)⁽¹⁾ Customer Charge Energy Rate Solar Explorer Rider	\$6 00 3 55¢ per kWh, through 500 kWh 6 02¢ per kWh, over 500 kWh \$3 50	\$6 00 3 55¢ per kWh, through 500 kWh 7 82¢ per kWh, over 500 kWh \$3 50
General Service - Non-Demand (E02) Customer Charge Energy Rate Solar Explorer Rider	\$6 00 4 64¢ per kWh \$3 50	\$6 00 6 44¢ per kWh \$3 50
General Service - Demand (20 kW+) (E06) Energy Rate Demand Rate Coincident Load Special Contract Rider Customer Charge Energy Rate Demand Rate (Coincident Peak) Demand Rate (Non-Coincident Peak)	1 80¢ per kWh \$12 65 per kW \$250 00 1 45¢ per kWh \$8 35 per kW \$7 50 per kW	1 80¢ per kWh \$14 03 per kW \$250 00 1 45¢ per kWh \$9 10 per kW \$8 25 per kW
Primary Service (E07) Energy Rate Demand Rate	1 51¢ per kWh \$11 11 per kW	1 51¢ per kWh \$12 10 per kW
Large Primary Service (3000 kW+) (E08) Energy Rate Demand Rate	1 50¢ per kWh \$11 81 per kW	1 50¢ per kWh \$12 60 per kW
Large Primary Service Time-Of-Use (E09)⁽²⁾ On-Peak Energy Rate Off-Peak Energy Rate On-Peak Demand Rate Off-Peak Demand Rate	2 10¢ per kWh 0 10¢ per kWh \$11 81 per kW \$0 00 per kW	2 80¢ per kWh 0 95¢ per kWh \$12 60 per kW \$0 00 per kW
Large Primary Service Special Contract Rider (E) Energy Rate Demand Rate	1 11¢ per kWh \$11 40 per kW	1 11¢ per kWh \$12 54 per kW
Large Primary Service Special Contract Rider Time-Of-Use (E)⁽²⁾ On-Peak Energy Rate Off-Peak Energy Rate On-Peak Demand Rate Off-Peak Demand Rate	1 71¢ per kWh (0 29)¢ per kWh \$11 40 per kW \$0 00 per kW	2 41¢ per kWh 0 56¢ per kWh \$12 54 per kW \$0 00 per kW
Transmission Service (E11) Energy Rate Demand Rate	1 40¢ per kWh \$10 98 per kW	1 40¢ per kWh \$11 72 per kW
State General Service – Non-Demand (E13)⁽⁴⁾ Customer Charge Energy Rate	\$6 00 3 19¢ per kWh	\$6 00 4 99¢ per kWh

	Winter (November - April)	Summer (May - October)
State General Service – Demand (E14)⁽⁴⁾ Energy Rate Demand Rate	1 07¢ per kWh \$10 94 per kW	1 07¢ per kWh \$11 64 per kW
State Primary Service (E17)⁽⁴⁾ Energy Rate Demand Rate	1 07¢ per kWh \$10 94 per kW	1 07¢ per kWh \$11 64 per kW
State Large Primary Service (E15) Energy Rate Demand Rate	1 07¢ per kWh \$10 94 per kW	1 07¢ per kWh \$11 64 per kW
State Large Primary Service Time-Of-Use (E16) ⁽²⁾ On-Peak Energy Rate Off-Peak Energy Rate On-Peak Demand Rate Off-Peak Demand Rate	1 67¢ per kWh (0 33)¢ per kWh \$10 94 per kW \$0 00 per kW	2 37¢ per kWh 0 52¢ per kWh \$11 64 per kW \$0 00 per kW
Independent School Districts General Service - Demand (E10) Energy Rate Demand Rate	2 28¢ per kWh \$5 68 per kW	2 28¢ per kWh \$7 95 per kW
Independent School Districts Time-Of-Use (E23) ⁽²⁾ On-Peak Energy Rate Off-Peak Energy Rate On-Peak Demand Rate Off-Peak Demand Rate	2 47¢ per kWh 1 99¢ per kWh \$5 68 per kW \$0 00 per kW	2 72¢ per kWh 2 02¢ per kWh \$7 95 per kW \$0 00 per kW
Texas Department of Transportation⁽⁴⁾ Sign Lighting and Safety Illumination Service (Non-Metered) Energy Rate	2 96¢ per kWh	2 96¢ per kWh
Water and Wastewater (E03) Energy Rate	2 77¢ per kWh	6 48¢ per kWh
Other City (E04) Energy Rate	3 54¢ per kWh	5 21¢ per kWh
Streetlighting and Traffic Signals (E05) Energy Rate	14 98¢ per kWh	14 98¢ per kWh
Security Lighting (ENW) 175 Watt Mercury Vapor 100 Watt High Pressure Sodium 400 Watt Mercury Vapor 250 Watt High Pressure Sodium	<u>Pole Charge</u> <u>Energy Charge</u> \$1 74 \$7 34 \$1 74 \$4 28 \$1 74 \$17 11 \$1 74 \$11 00	<u>Pole Charge</u> <u>Energy Charge</u> \$1 74 \$7 34 \$1 74 \$4 28 \$1 74 \$17 11 \$1 74 \$11 00
Non-Metered Outdoor Lighting (ENW) Energy Rate Fuel Rate	\$0 0428 per watt X bulb wattage 0 35 hours X bulb wattage X FAC	\$0 0428 per watt X bulb wattage 0 35 hours X bulb wattage X FAC
Primary Standby Capacity⁽⁴⁾ Standby Capacity Rate State Standby Capacity Rate	\$2 62 per kW \$2 23 per kW	\$2 62 per kW \$2 23 per kW
Transmission Standby Capacity (E12)⁽⁴⁾ Standby Capacity Rate State Standby Capacity Rate	\$2 41 per kW \$1 93 per kW	\$2 41 per kW \$1 93 per kW

- (5) Available for the following tariffs General Service-Demand (E06), Primary Service (E07), Large Primary Service and Large Primary Service Special Contract Rider (E08, E09, and E), Economic Development, Transmission Service (E-11), State General Service-Demand (E14), State Primary Service (E17), State Large Primary Service (E16), Independent School Districts General Service-Demand and Time-of-Use (E10 and E23), Water and Wastewater (E03), and Other City tariffs (E04)
- (6) In the event that no curtailment session occurs during one or more months of the Contract Period, the Load Reduction Premium incentive payment for that month(s) shall be the lesser of
- ◆ \$1 25/kW multiplied by the Contracted kW, or
 - ◆ \$1 25/kW multiplied by the monthly average of the Delivered kW for the previous months of the current Contract Period

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
FUEL ADJUSTMENT CLAUSE

Application

This clause is applicable to all City of Austin electric rates for which a Fuel Adjustment Clause (FAC) is prescribed

Fuel Rate

The Fuel Rate is expressed by the following formula

$$\text{Fuel Rate} = \frac{F + I}{S} + \frac{(E + T) - A}{S}$$

In the Fuel Rate Formula

F is the estimated cost of fuels and related expenses, including refunds and the cost of purchased power for the twelve (12) month period used to calculate the FAC year for service-area sales

I is 1) the estimated fees and charges from the Electric Reliability Council of Texas (ERCOT) Independent System Operator (ISO) incurred by the City of Austin when providing energy and capacity needed to meet its service-area obligations for the twelve (12) month period used to calculate the FAC and 2) the estimated cost of the ERCOT ISO Administrative Fee for the twelve (12) month period used to calculate the FAC

S is the estimated service-area sales of kWh for the twelve (12) month period used to calculate the FAC

E is the actual cost of fuels and related expenses, including refunds and the cost of purchased power, less any fuel costs for off system sales of energy for the latest twelve (12) month period of data available

T is 1) the actual fees and charges from the ERCOT ISO incurred by the City of Austin when providing energy and capacity needed to meet its service-area obligations and 2) the actual Administrative Fee for the latest twelve (12) month period of data available

A is the actual cost recovered from service-area sales for the latest twelve (12) month period of data available

The fuel rate shall be effective January 1st, unless adjusted for over- or under-recovery

If, at any time, there is more than a ten percent over-recovery from the total projected fuel and purchased power costs for the twelve month period used to calculate those costs, the City of Austin shall initiate a review of the FAC to project whether the over-recovery will be within ten percent for the remaining months of the twelve month period used to calculate those costs. If the review indicates an over-recovery of more than ten percent for the remainder of the period, the City of Austin shall adjust the FAC for the next twelve months to eliminate over-recovery

If, at any time, there is more than a ten percent projected under-recovery from the total projected fuel and purchased power costs for the twelve month period used to calculate those costs, the City of Austin will

initiate a review of the FAC to project whether the under-recovery will be within ten percent for the remaining months of the twelve month period used to calculate those costs. If the review indicates an under-recovery of more than ten percent for the remainder of the period, the City of Austin may adjust the FAC for the next twelve months to eliminate under-recovery.

Calculation

The Fuel Rate will be multiplied by the following voltage level adjustment factors

Secondary Multiplier	1.004854
Primary Multiplier	.974939
Transmission Multiplier	.964826

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
RESIDENTIAL SERVICE

Application

This rate is applicable to electric service required by residential customers in single-family dwellings, mobile homes, town houses, or individually metered apartment units. When a portion of a residence or household unit is used for non-residential purposes only as defined by Section 13-2-260 of the Austin City Code, this rate may be applied.

This rate is further applicable to any church, synagogue or other public place which is used for the purpose of conducting group religious worship services. This rate is not applicable for service to any dormitory, school, child care facility, lodge, gymnasium, meeting hall, office, or any other indoor or outdoor facility which is not used by the public for group religious worship services.

The customer charge shall be waived if the customer or a person residing in the household of a customer is either a certified recipient of Supplemental Security Income (SSI), an aged, blind, or disabled Medicaid recipient, or has been receiving assistance under one of the Travis County energy assistance programs (CEAP, FEMA, or ENTERP) or the Travis County Hospital District Medical Assistance Program (MAP) within the last twelve months. In addition, customers who qualify for the customer charge waiver shall be charged an amount equal to the Batch-1 Green Power Charge in lieu of the residential fuel charge. This charge shall be applied to the customer's total metered monthly usage. However, this charge may be applied to a prorated usage per customer so as not to exceed the total 100,000 MWh allocated to this program. If the Batch-1 Green Power Charge exceeds the residential fuel charge, the residential fuel charge will be applied to the customer's total metered monthly usage. Austin Energy will re-evaluate the availability of energy allocated to this program as needed. The charge will only be applicable until March 1, 2011, the last date through which the Batch-1 Green Power Charge will be valid. A customer who receives the charge equal to the Batch-1 Green Power Charge but becomes ineligible for the customer charge waiver is not eligible to receive the charge equal to the Batch-1 Green Power Charge, but may participate in the GreenChoice® program by signing up for the GreenChoice® Batch and Green Power Charge in place through the GreenChoice® Energy Rider. Austin Energy will determine if a participant is eligible to continue to receive the customer charge waiver and the charge equal to the Batch-1 Green Power Charge by contacting each participant through a mail-out sent between October 1 and January 31.

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point of service on the customer's premises and measured through one meter.

Rate (E01)

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Customer Charge *	\$6 00	\$6 00
Energy Rate (E01)	3 55¢ per kWh, first 500 kWh	3 55¢ per kWh, first 500 kWh
	6 02¢ per kWh, for all kWh over 500 kWh	7 82¢ per kWh, for all kWh over 500 kWh

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh

* Customer will be assessed a monthly charge of \$6 00 for service of at least 10 days

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
GENERAL SERVICE - NON-DEMAND

Application

This rate is applicable to electric service required by any customer to whom no other specific rate applies and whose demand for power does not meet or exceed 20 kilowatts for any month within the most recent six summer billing months or as determined by the City of Austin

This rate is also applicable to athletic field accounts whose connected load is more than 85% attributable to lighting as verified by the City of Austin

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point of service on the customer's premises and measured through one meter

Rate (E02)

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Customer Charge *	\$6 00	\$6 00
Energy Rate (E02)	4 64¢ per kWh, for all kWh	6 44¢ per kWh, for all kWh

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh

* Customer will be assessed a monthly charge of \$6 00 for service of at least 10 days

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
SOLAR EXPLORER RIDER

Application

This rider applies to any person who agrees to voluntarily participate in the Solar Explorer Program

The program supports a specific community scale solar photovoltaic system. Several systems will be installed during the Solar Explorer Program. Program participation shall be limited to ensure that oversubscription does not occur.

Character of Service

A participant will continue to receive electric service as already provided to the participant's premises.

Rate

Flat Monthly Rate

Customer Charge

\$3.50 per 50 Watt block

Subject to preventing oversubscription, a participant may purchase as many 50 Watt blocks as desired. The Customer Charge shall be in addition to any other charges the participant incurs under other applicable tariffs.

Conditions of Use

1. A participant must complete a separate application with the City of Austin for this rider. Participation in the program must be for a minimum of two years. Participation may be terminated by mutual consent, or on three months written notice by either party at any time after the end of the twenty-first month of participation in the program. Until such termination, participation shall continue automatically on a month-to-month basis.

1. The participant shall continue to be serviced under the terms and conditions of, and shall continue to comply with, all rules and regulations of the City of Austin as amended from time to time during the term of the agreement, except for those participants who reside outside the service area.

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
GENERAL SERVICE - DEMAND

Application

This rate applies to electric service required by any customer to whom no other specific rate applies and whose demand for power meets or exceeds 20 kilowatts for any month within the most recent six summer billing months or as determined by the City of Austin. This rate is also available for buildings, parks, and other establishments owned and operated by the City of Austin that enter into a performance contract with an energy service company, including the City of Austin's Energy Services Unit, or that have installed a thermal energy storage system. The intent of the performance contract shall be to lower peak demand of the City establishment by at least 5 percent. The performance contract shall be verified and approved by the City before receiving this rate.

This rate classification shall be applied for a term of not less than twelve months following the month in which the criteria is met. If a customer has made significant changes in its connected load which prevents the customer from meeting or exceeding 20 kilowatts in any summer billing month and if the change has been certified by the Electric Utility Department, the City of Austin may waive the one year requirement.

Rider TOU-Thermal Energy Storage may be attached to this rate.

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point of service on the customer's premises and measured through one meter.

Rate (E06)

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Energy Rate (E06)	1 80¢ per kWh, for all kWh	1 80¢ per kWh, for all kWh
Demand Rate (ELD)	\$12 65 per kW	\$14 03 per kW

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh.

Minimum Bill

Customer will be assessed a monthly Minimum Bill of \$12 00 if the above calculations result in a charge of less than \$12 00.

Billing Demand

The kilowatt demand during the fifteen-minute interval of greatest use during the current billing month as indicated or recorded by metering equipment installed by the City of Austin. When the power factor during the interval of greatest use is less than 85 percent, Billing Demand shall be determined by multiplying the indicated demand by 85 percent and dividing by the lower peak power factor.

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
COINCIDENT LOAD SPECIAL CONTRACT RIDER

Application

This rate applies to any General Service – Demand customer that executes a separate contract, in form and substance acceptable to the City of Austin, for this service. The contract will require the customer to remain a “full requirements” customer of the City of Austin for a period of one year. This tariff is specifically designed for General Service – Demand customers that have a peak demand during the system’s off-peak period (midnight to 8 AM) that is significantly higher than their on-peak demand.

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point on the customer’s premises and measured through one meter.

Monthly Rate

Rate	Winter Billing Months of November through April	Summer Billing Months of May through October
Energy Rate	1 45¢ per kWh	1 45¢ per kWh
	for all kWh	for all kWh
Demand Rates		
Coincident Peak	\$8 35 per kW	\$9 10 per kW
Non-coincident Peak Rate	7 50 per kW	8 25 per kW
Customer Charge	\$250 00	\$250 00

Fuel Adjustment Clause (FAC) – plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh.

When the power factor during the interval of greatest use is less than 85%, each Demand charge shall be determined by multiplying the indicated demand by 85% and dividing by the lower peak power factor.

Minimum Bill Customer will be assessed a monthly Minimum Bill of \$250 00 if the above calculations result in a charge of less than \$250 00.

Definitions

“Peak Period” is the time period during the billing month that a customer’s non-coincident peak demand may be set. The time periods are 8 00 a.m. to midnight, Monday through Friday, May 1 through October 31, 8 00 a.m. to midnight, Monday through Sunday, November 1 through April 30.

“Non-coincident peak demand” is the customer’s kilowatt demand during the fifteen-minute interval of greatest use during the peak period for the current billing month as indicated or recorded by metering equipment installed by the City of Austin

“Coincident peak demand” is the customer’s kilowatt demand during the one hour interval of greatest use on the City of Austin retail system during each of the customer’s billing months

“Full requirements” service shall refer to generation, transmission and distribution (i.e. “bundled”) service as presently supplied by the City of Austin to customer

Terms and Conditions

The Coincident Load Special Contract rider shall apply for a primary term of one year, and year to year thereafter until terminated by not less than 90 days notice by either party. The rate will begin when the first bill is rendered in the month following the effective date of this tariff, provided a separate contract has been executed between the City of Austin and the customer.

Nothing in this tariff or the contract shall operate to prevent, prohibit, or delay the City of Austin from recovering “stranded” costs from the customer, to the extent authorized by law, including those described in the Public Utility Regulatory Act.

If, notwithstanding the foregoing paragraph, any subsequent legislation would in any way operate to prevent, prohibit or delay recovery of the full amount, otherwise authorized by law, of “stranded” costs through any surcharge or additional charge or any new or revised rate level or element solely because of the existence or contents of this tariff or the contract, then the contract rates specified in this tariff for energy, demand and/or fuel shall be deemed to be changed by an amount designed to exactly equal the revenue the City of Austin would otherwise recover but for the existence or contents of this tariff or contract. Any change shall take effect on the same date that the surcharge, additional charge or new or revised rate level or element would otherwise go into effect. If necessary the change may take the form of a one-time charge, assessable prior to or after customer switches generation suppliers. To the extent possible, while still allowing full recovery of the otherwise authorized amount, the change shall be incorporated into prospective monthly recurring charges.

The contract to be signed by customer shall explicitly incorporate the terms of the preceding two paragraphs, and also provide that the results contemplated by the paragraphs are essential and non-severable terms of the contract.

Notwithstanding any provision of this tariff, neither customer nor the City of Austin shall be precluded from challenging the legal validity of any statute, regulations, or other provisions of law.

If it is determined at any time by the City of Austin that the customer has not acted appropriately so that there can be compliance with the provisions of this tariff, then the customer will be immediately billed on the General Service Demand rate schedule, or as amended, from the date service was first commenced under this tariff. The difference, plus interest at one percent (1%) per month, or the maximum allowable legal interest rate, whichever is less, from the date service was first commenced under this tariff, shall immediately become due by customer to the City of Austin.

The contract executed under this tariff shall address the rights of the City and the customer relating to the transfer or assignment of rights under this tariff.

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
PRIMARY SERVICE

Application

This rate is applicable to electric service required by any customer who receives service at 12,500 volts (nominal) or higher and whose demand for power does not meet or exceed 3,000 kilowatts for any two months within the previous twelve months or as determined by the City of Austin. This rate is also available for buildings, parks, and other establishments owned and operated by the City of Austin that implement conservation and peak shaving technologies, such as thermal energy storage systems. The installation shall be verified and approved by the City of Austin Electric Utility Department before receiving this rate. This rate shall be applied for a term of not less than one year (twelve months).

This customer shall own, maintain, and operate all facilities and equipment on the customer's side of the point of delivery.

Rider TOU - Thermal Energy Storage may be attached to this rate.

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point on the customer's premises and measured through one meter.

Rate (E07)

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Energy Rate (E07)	1 51¢ per kWh, for all kWh	1 51¢ per kWh, for all kWh
Demand Rate (ELD)	\$11 11 per kW	\$12 10 per kW

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh.

Minimum Bill

Customer will be assessed a monthly Minimum Bill of \$12 00 if the above calculations result in a charge of less than \$12 00.

Billing Demand

The kilowatt demand during the fifteen-minute interval of greatest use during the current billing month as indicated or recorded by metering equipment installed by the City of Austin. When power factor during the interval of greatest use is less than 85%, Billing Demand shall be determined by multiplying the indicated demand by 85% and dividing by the lower peak power factor.

CITY OF AUSTIN
ELECTRIC RATE SCHEDULE
LARGE PRIMARY SERVICE

Application

This rate is applicable to electric service required by any customer who receives service at 12,500 volts (nominal) or higher and whose demand for power meets or exceeds 3,000 kilowatts for any two months within the previous twelve months or as determined by the City of Austin. This rate is also available for buildings, parks, and other establishments owned and operated by the City of Austin that implement conservation and peak shaving technologies, such as thermal energy storage systems. The installation shall be verified and approved by the City of Austin Electric Utility Department before receiving this rate. This rate shall be applied for a term of not less than one year (twelve months).

This customer shall own, maintain, and operate all facilities and equipment on the customer's side of the point of delivery.

Rider TOU - Thermal Energy Storage or the Optional Time-Of-Use Rate may be attached to this rate.

Character of Service

The Character of Service provided under this rate shall be alternating current, 60 cycles, single phase or three phase, in accordance with the Utilities Criteria Manual prescribed by the City of Austin which may be amended from time to time. Electric service of one standard character will be delivered to one point on the customer's premises and measured through one meter.

Rate (E08)

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Energy Rate (E08)	1 50¢ per kWh, for all kWh	1 50¢ per kWh, for all kWh
Demand Rate (ELD)	\$11 81 per kW .	\$12 60 per kW

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh.

Minimum Bill

Customer will be assessed a monthly Minimum Bill of \$12 00 if the above calculations result in a charge of less than \$12 00.

Billing Demand

The kilowatt demand during the fifteen-minute interval of greatest use during the current billing month as indicated or recorded by metering equipment installed by the City of Austin. When power factor during the interval of greatest use is less than 85%, Billing Demand shall be determined by multiplying the indicated demand by 85% and dividing by the lower peak power factor.

Optional Time-Of-Use Rate

At the option of the customer, a separate agreement may be entered into between the City and the customer for a time-of-use incentive rate. The customer shall permit the City to install all equipment necessary for time-of-use metering and to permit reasonable access to all electric service facilities installed by the City for inspection, maintenance, repair, removal, or data recording purposes.

The rate shall be structured as follows:

	<u>Winter</u> <u>Billing Months of</u> <u>November through April</u>	<u>Summer</u> <u>Billing Months of</u> <u>May through October</u>
Energy Rate (E09)		
On-Peak	2 10¢ per kWh	2 80¢ per kWh
Off-Peak	0 10¢ per kWh	0 95¢ per kWh
Demand Rate (ELD)		
On-Peak	\$11 81 per kW	\$12 60 per kW
Off-Peak	\$0 00 per kW	\$0 00 per kW

Billed demand will be based on the fifteen-minute interval of greatest use during an On-Peak period for the current billing month. All other adjustments will be included as described above (See Billing Demand).

Fuel Adjustment Clause (FAC) - plus an adjustment for variable costs, calculated according to the Fuel Adjustment Clause Tariff, multiplied by all kWh.

On-Peak 1 00 p.m. to 9 00 p.m., Monday through Friday, May 1 through October 31 8 00 a.m. to 10 00 p.m., Monday through Sunday, November 1 through April 30

Off-Peak 9 00 p.m. to 1 00 p.m., Monday through Friday, all day Saturday, Sunday, Memorial Day, Independence Day, and Labor Day, May 1 through October 31 10 00 p.m. to 8 00 a.m. Monday through Sunday, November 1 through April 30