

ORDINANCE NO. 1082

AN ORDINANCE AMENDING ORDINANCE NO. 809, CHAPTER H-5 UTILITY

BE IT ORDAINED by the City Council, in and for the City of Fort Pierre, South Dakota:

Section 1. That Effective January 20, 2026, Ordinance No. 809 be amended in the following sections to read as displayed:

51.030 ELECTRIC UTILITY RATES

The charge for each kilowatt hour of electrical power registered on the electric meter or meters for the premises shall be as follows:

Residential Customers

Customer Charge	\$16.70 per month
Energy Charge (per kWh)	
All kWh (June-Aug)	\$.103
All kWh (Sept-May) 0-1000 kWh	\$.090
All kWh (Sept-May) over 1000 kWh	\$.081

Small Commercial Customers

Customer Charge	
Single Phase	\$23.75 per month
Three Phase	\$30.75 per month
Energy Charge (per kWh)	
All kWh (June-Aug)	\$.105
All kWh (Sept-May)	\$.091

Large Commercial Customers

Customer Charge	\$42.00 per month
Energy Charge (per kWh)	\$.036
Demand Charge (per kWh)	
June-Aug	\$18.85
Sept-May	\$15.05

Customers whose usage exceeds 5,000 kWh in three (3) or more months during a 12-month period will be placed in the Large Customer Class for a minimum of one (1) year.

Security Lights

Flat Charge	\$14.25 per month per light
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A distribution surcharge of \$.0296 per kWh will be added for all consumers outside the corporate limits of the City of Fort Pierre.

The customer charge for every user shall be pro-rated to the owner or occupant for the residential dwelling unit based upon the occupied number of days during the first and last months of occupancy.

51.045 RATES FOR WATER SERVICES

The owner or occupant of each residential or non-residential facility connected to the municipal water services shall pay for the use of such service a monthly fee based upon the following:

Within City Limits:

Base Rate	\$30.00	(base-no gallons included)
Second Tier	\$2.50 per one thousand	0 to 40,000 gallons
Third Tier	\$3.00 per one thousand	Above 40,000 gallons

Outside City Limits:

Base Rate	\$45.00	(base-no gallons included)
Second Tier	\$2.50 per one thousand	0 to 40,000 gallons
Third Tier	\$3.00 per one thousand	Above 40,000 gallons

The base rate fee for every user shall be pro-rated to the owner or occupant for the residential or non-residential dwelling unit based upon the occupied number of days during the first and last months of occupancy.

54.064 MINIMUM RATES AND MONTHLY CHARGE

- A. Each Residential dwelling unit, as defined in the currently adopted building code as referenced in 150.01(B), connected either directly or indirectly to the wastewater system shall pay a minimum monthly fee of \$30.00. Those Residential customers who are outside city limits shall pay a minimum monthly fee of \$45.00.
- B. Each Residential dwelling unit as identified in division A above, in addition to the minimum monthly fee, shall pay \$2.50 per 1,000 gallons of water. This additional fee shall be based on the average gallons of water used in such a dwelling during the months of November, December, January, February, and March of each calendar year. If no gallons of water are used during November, December, January, February, or March for a residential dwelling unit, a fee based on 3,000 gallons of water will be used in lieu of a usage for any given month.
- C. Each Non-residential user not otherwise classified as a residential dwelling unit that is connected either directly or indirectly to the wastewater system shall pay a minimum monthly fee of \$30.00. Those Non-residential customers, who are outside city limits, shall pay a minimum monthly fee of \$45.00.
- D. Each user not identified as a residential user shall pay, in addition to the minimum monthly fee, \$2.50 per 1,000 gallons of water used or any portion thereof.
- E. The minimum monthly fee for every user shall be pro-rated to the owner or occupant for the residential dwelling unit or non-residential user based upon the occupied number of days during the first and last months of occupancy.
- F. In addition to the other sewer charges, the City of Fort Pierre establishes a surcharge of \$.85 payable by each customer of its system who receives or benefits from the services of the project financed by the CW#6 SRF loan with the borrower bond. Such funds collected will be captured and committed as a Wastewater Surcharge-CW#6 SRF. Said commitment is subject to adjustment from time to time by ordinance as necessary to repay a \$216,000 Clean Water State Revolving Loan Fund (SRF) over a period of no more than 30 years at an interest rate of 3.25%, in accordance with the loan agreement to be entered into by the City

of Fort Pierre and the SD Department of Environment and Natural Resources, the proceeds of which loan are to be used for the Wastewater Treatment Improvements project. Such surcharge shall be segregated from all other funds of the City of Fort Pierre, shall be and are hereby pledged to secure such loan, and shall be used for no purposes other than the repayment thereof.

- G. In addition to other sewer charges, the City of Fort Pierre establishes a surcharge of \$10.50 payable by each residential customer, \$17.50 payable by each small commercial customer, and \$85.00 payable by each large commercial customer of its system who receives or benefits from the services of the project financed by the CW#7 SRF loan with the borrower bond. Such funds collected will be captured and committed as a Wastewater Surcharge-CW#7 SRF. The collection of the surcharge will start on March 1, 2021 (bill payable in April). The surcharge shall remain in effect until such times as the borrower bond is paid in full, it shall be collected at the same time as other charges of the system and establish a surcharge account to segregate the income from the other system income for bookkeeping purposes to be pledged to the South Dakota Conservancy District. The surcharge shall be reviewed from year to year and modified to provide the required 110 percent debt coverage. The said commitment shall repay a \$3,701,000 Clean Water State Revolving Loan Fund (SRF) over a period of no more than 30 years at an interest rate of 2.125%, in accordance with the loan agreement to be entered into by the City of Fort Pierre and the SD Department of Environment and Natural Resources, the proceeds of which loan are to be used for the Wastewater Treatment Improvements project.

Section 2. That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of conflict only.

Ayes: Bernhard, L Cronin, R Cronin, Deal, Iversen, and Kenzy

Nays:

Gloria Hanson, Mayor

Attest:
(seal)

Kelly Tibbs, Assistant Finance Officer

Introduction & First Reading: January 5, 2026

Second Reading & Adoption: January 20, 2026