

ORDINANCE NO. 1433

AN ORDINANCE OF THE CITY OF MESQUITE, APPROVING RATE SCHEDULES TO BE CHARGED BY TEXAS POWER AND LIGHT COMPANY IN THE CITY OF MESQUITE, TEXAS, PROVIDING FOR AN EFFECTIVE DATE FOR SUCH RATE SCHEDULES, AND PROVIDING CONDITIONS UNDER WHICH SUCH RATE SCHEDULES MAY BE CHANGED, MODIFIED, AMENDED OR WITHDRAWN.

WHEREAS, on December 21, 1977, Texas Power and Light Company filed with the City of Mesquite a request for an increase in rates to be charged within the City in the amount of approximately \$118 million per annum on a systemwide basis, an increase of approximately 18.4%; and

WHEREAS, the City, having suspended the effective date of such proposed rate increase from January 25, 1978, and having considered the same at a public hearing, is of the opinion and finds that an increase in rates should be approved.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That an increase in the rates, tariffs and charges of Texas Power and Light Company for electric power and energy sold within the City be approved in an amount such that the adjusted total systemwide operating revenues for the Company be increased \$ 41,221,783 per annum, based on the adjusted test year ending September 30, 1977, which constitutes an increase of approximately 6.8 %. Such Schedule of Rates, as are approved in accordance herewith, are those under which said Company shall be authorized to render electric service and to collect charges from its customers for the sale of electric power and energy within the corporate limits of the City until such time as said Rate Schedules may be changed, modified, amended or withdrawn, with the approval of the City Council.

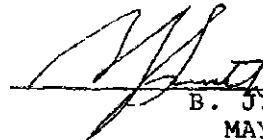
SECTION 2. That Texas Power & Light Company shall, within 10 days from the final passage of this Ordinance, file with the City a revised Schedule of Rates and Tariffs setting forth those rates, tariffs and charges based upon an increase in total operating revenues as proscribed herein. Such Schedule of Rates and Tariffs may be modified or amended by the City Council of the City of Mesquite within 20 days from the final passage of this Ordinance, otherwise, same shall be considered approved as filed. Such Schedule of Rates and Tariffs, as same may be modified or amended, shall be effective from and after final passage of this Ordinance and shall apply to all power and energy used by each customer after the final passage of this Ordinance.

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SECTION 3. That the action of the City Council of the City of Mesquite enacting this Ordinance constitutes, on the date of its final passage, a final determination of rates for Texas Power and Light Company within the City of Mesquite in accordance with Section 43(e) of the Public Utility Regulatory Act.

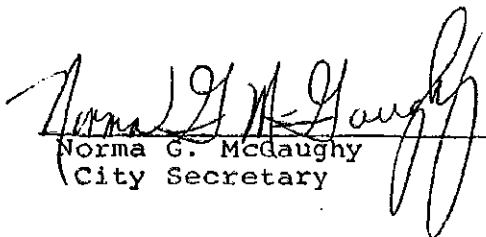
SECTION 4. Nothing in this Ordinance contained shall be construed now or hereafter as limiting or modifying, in any manner, the right and power of the City under the law to regulate the rates and charges of Texas Power & Light Company.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 19th day of June, A.D., 1978.


B. J. SMITH
MAYOR

ATTEST:

APPROVED AS TO FORM:


Norma G. Mcdaughy
City Secretary

Elland Archer
City Attorney