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ORDINANCE NO. 2047

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, APPROVING RATE SCHEDULES TO BE CHARGED BY TEXAS UTILITIES ELECTRIC COMPANY IN THE CITY OF MESQUITE, DALLAS COUNTY TEXAS; PROVIDING FOR SCHEDULES, CONDITIONS, SEVERABILITY; REPEAL OF CONFLICTING ORDINANCES.

WHEREAS, on March 9, 1984, Texas Utilities Electric Company ("TUEC" or "Company") filed with the City of Mesquite a request for an increase in electric utility rates to be charged within the City in the amount of approximately \$304.2 million per annum plus an increase in fuel expense included in rates in the amount of \$157.9 million per annum on a system-wide basis; and

WHEREAS, the City, having suspended the effective date of such proposed increase from April 13, 1984, and having considered the same at a public hearing, is of the opinion and finds that the rates of TUEC should be adjusted;

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

SECTION 1. That the rates, tariffs, and charges of TUEC for electric power and energy sold within the City be adjusted in an amount such that the adjusted total system-wide operating revenues for the Company be decreased \$30,806,000. Such Schedules 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within the corporate limits of the City until such time as said Rate Schedules may be changed, modified, amended, or withdrawn, with the approval of the City Council.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 TUEC shall file with the City a revised Schedule of Rates and Tariffs setting forth those rates, tariffs, and charges based upon such decrease in total operating revenues as prescribed herein. Such Schedule of Rates and Tariffs may be modified or amended by the City Council within ten (10) days from the date of filing with the City, otherwise the same shall be considered approved as filed. Provided, however, notwithstanding any other provision herein contained, the rates of TUEC within the City of Mesquite shall not, in any case, exceed the rates of customers of TUEC in unincorporated areas whether such rates for unincorporated areas are set prior to or after the adoption of this ordinance and it shall be unlawful for TUEC, its agents, servants or employees to collect or attempt to collect higher rates within the City of Mesquite than are collected by TUEC within unincorporated areas.

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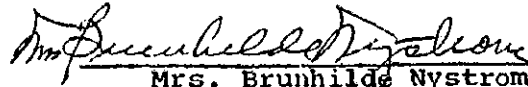
SECTION 3. That the action of the City Council of the City of Mesquite enacting this Ordinance constitutes, on the date of its final passage, a final determination of rates for TUEC within the City of Mesquite in accordance with Section 43(e) of the Public Utility Regulatory Act.

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 TUEC.

SECTION 5. That all Ordinances, Resolutions, or parts thereof, in conflict herewith are repealed to the extent of such conflict.

PASSED AND APPROVED ON first reading on this the 2nd day of July, 1984.

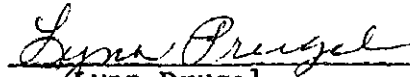
PASSED AND APPROVED ON second reading on this the 16th day of July, 1984.



Mrs. Brunhilde Nystrom
Mayor

ATTEST:

APPROVED AS TO FORM:



Lynn Prugel
City Secretary

Elland Archer
City Attorney