

00194-A

ORDINANCE NO. 1591

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FOR SUCH RATE SCHEDULES, AND PROVIDING CONDITIONS UNDER WHICH SUCH RATE SCHEDULES MAY BE CHANGED, MODIFIED, AMENDED OR WITHDRAWN.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, Texas Power and Light Company has heretofore filed their schedule of rates with the City Secretary as provided; and

WHEREAS, the City Council having considered same and the reasons for such increase set forth by the Company; and

WHEREAS, the evidence before the Texas Public Utility Commission and the decision of that body is now available;

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 \$ 81,876,078 per annum, based on the adjusted test year ending September 30, 1979, which constitutes an increase of approximately 10.1%. 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within the corporate limits of the City until such time as said Rate Schedules may be changed, modified, amended, or withdrawn with the approval of the City Council.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 and Light Company shall, within ten (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 prescribed herein. Such Schedule of Rates and Tariffs may be modified or amended by the City Council of the City of Mesquite within twenty (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.

SECTION 3. While the overall rate increase granted herein shall be a final and appealable act of the City Council, said Council reserves the right to adjust individual classifications upon receipt of Texas Power and Light Company's schedule without altering the overall average increase. Upon notice and hearing, said City Council may reduce or increase individual rate classifications below or above the overall increase herein granted; provided, however, that any action effecting a change in the overall percentage increase granted herein shall be by ordinance and shall be considered a final and appealable 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.

CONSIDERED AND PASSED on first reading by the City Council of the City of Mesquite, Texas, on the 19 day of May, 1980.

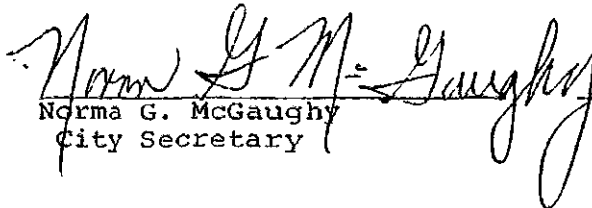
CONSIDERED AND PASSED on second and final reading by the City Council of the City of Mesquite, Texas, on the 27th day of May, 1980.



B. J. SMITH
MAYOR

ATTEST:

APPROVED AS TO FORM:



Norma G. McGaughy
City Secretary

Elland Archer
City Attorney