

## RESOLUTION NO. 16-82

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, SUSPENDING THE OPERATION OF A PROPOSED FUEL COST FACTOR TARIFF FILED BY TEXAS POWER AND LIGHT COMPANY FOR AN ADDITIONAL THIRTY (30) DAYS BEYOND THE DATE ON WHICH SUCH SCHEDULES WOULD OTHERWISE GO INTO EFFECT.

WHEREAS, on December 4, 1981, the District Court of Travis County, Texas, 200th Judicial District entered a final judgment in favor of various cities and cooperatives served by Texas Power and Light Company ("TP&L") and adverse to TP&L;

WHEREAS, TP&L, did on December 9, 1981, file a proposed fuel cost factor tariff for service within the City of Mesquite to become effective January 13, 1982, the operation of which was suspended for a period of 120 days from January 13, 1982;

WHEREAS, TP&L did subsequently amend its stated intended effective date extending it for a period of thirty days to February 12, 1982;

WHEREAS, with the agreement of TP&L, the suspension heretofore adopted by the City of Mesquite was extended for an additional thirty days to June 12, 1982;

WHEREAS, it is the opinion of the City Council of the City of Mesquite that the implementation of the proposed modified fuel cost factor tariff and procedure for approval of payments to affiliates should be suspended for an additional period of thirty days from June 12, 1982, until July 12, 1982, so that a proposed settlement agreement regarding the proposed modification to the fuel cost factor rate schedule and procedure for approval of payments to affiliates can be considered and so that a public hearing can be conducted, if necessary;

WHEREAS, a copy of this resolution has been provided to TP&L;

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

That, pursuant to Section 43(d) of the Public Utility Regulatory Act, the operation of Texas Power and Light Company's proposed modified fuel cost factor tariff and procedure for approval of payments to affiliates is hereby suspended for an additional period of thirty days from the intended effective date, as modified by TP&L, or 150 days from the intended effective date, as modified by TP&L, so that a settlement proposal can be considered and a public hearing conducted, if necessary.