

RESOLUTION NO. 44-96

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE MAYOR TO JOIN WITH OTHER CITIES IN THE METROPLEX IN THE GAS UTILITIES DOCKET NO. 8647 WITH THE TEXAS RAILROAD COMMISSION IN AN INQUIRY INTO THE RATES AND SERVICES OF LONE STAR GAS COMPANY; AND PROVIDING AN EFFECTIVE DATE THEREOF.

WHEREAS, Lone Star Gas Company's gate rate for cities was established by the Texas Railroad Commission in 1982; and

WHEREAS, since establishment of the gate rate, there have been numerous changes affecting Lone Star Gas Company and its related costs of providing gas to the City; including a corporate reorganization, changes in federal income tax rates, and changes in financial conditions; and

WHEREAS, such changes indicate that the gate rate being charged now may no longer be appropriate; and

WHEREAS, the Texas Railroad Commission has instituted a formal inquiry into the rates and services of Lone Star Gas Company, docketed as Gas Utilities Docket No. 8647; and

WHEREAS, the City of Garland, Texas, has filed a Motion to intervene in Docket No. 8647 and has requested the participation of other cities served by Lone Star Gas Company; and

WHEREAS, it is in the City of Mesquite's interest to participate in Gas Utilities Docket No. 8647 at the Texas Railroad Commission on a cost sharing basis with the City of Garland.

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

SECTION 1. That B.J. Smith, City Attorney, is hereby authorized to notify the City of Garland that the City of Mesquite desires to participate with the City of Garland in Gas Utilities Docket No. 8647 at the Texas Railroad Commission, and that the attorneys and consultants for the City of Garland shall also be authorized to represent the City of Mesquite in this matter.

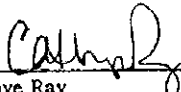
SECTION 2. That the City of Mesquite's participation in Gas Utilities Docket No. 8647 shall include participating in the costs of consultants and attorneys already retained by the City of Garland on a pro rata basis, not to exceed \$0.05 per capita.

SECTION 3. That this resolution shall take effect immediately upon date of passage as the law in such cases provides.

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Page 2

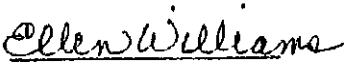
DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 16th day of December, 1996.



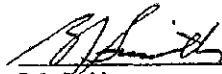
Cathye Ray
Mayor

ATTEST:

APPROVED:



Ellen Williams
City Secretary



B.J. Smith
City Attorney