

RESOLUTION NO. 53-99

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. 8976 WITH THE TEXAS RAILROAD COMMISSION IN AN INQUIRY INTO THE RATES AND SERVICES OF TXU LONE STAR GAS COMPANY; AND PROVIDING AN EFFECTIVE DATE THEREOF

WHEREAS, on October 29, 1999, TXU Lone Star Pipeline (formerly known as Lone Star Pipeline Company) a division of TXU Gas Company filed its Statement of Intent to increase the city gate rate for the City that was established by the Texas Railroad Commission in GUD No. 8664 in 1997, which has been docketed as GUD No. 8976; and

WHEREAS, the filing by TXU Lone Star Pipeline requests an increase in revenue of \$20.3 million from city gate rates; and

WHEREAS, the filing by TXU Lone Star Pipeline proposes to increase its rates by approximately 15 cents per Mcf, thereby increasing the average residential bill by approximately 75 cents per month, as well as altering factors assigning cost responsibility to the city gate customers; and

WHEREAS, the City of Garland, Texas, has filed a Motion to Intervene in Docket No. 8976, has requested the participation of other cities served by TXU Lone Star Pipeline, has retained attorneys and consultants for its participation in GUD No. 8976, and has offered to the City an opportunity to participate in GUD No. 8976 on the same basis as was offered in GUD No. 8664, that is, if the rate case expenses are ordered by the Railroad Commission to be reimbursed in their entirety by TXU Lone Star Pipeline, then such participation by the City shall be at no expense to the City; and

WHEREAS, it is the City of Mesquite's interest to participate in Gas Utilities Docket No. 8976 at the Texas Railroad Commission as proposed by 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. 8976 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. In the event that any rate case expenses incurred by the City of Garland on behalf of participating cities are not ordered by the Railroad Commission to be reimbursed by TXU Lone Star Pipeline, then all cities participating with the City of Garland will participate in these expenses on a pro rata basis.

Page 2

SECTION 3. That this resolution shall take effect immediately from and after its passage.


DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 15th day of November, 1999.



Mike Anderson
Mayor

ATTEST:

APPROVED:



Ellen Williams
City Secretary



B.J. Smith
City Attorney