

ORDINANCE NO. 29-1997

AN ORDINANCE APPROVING AND ACCEPTING THE ONE YEAR, SELECT-TIME OF USE PILOT PROPOSAL FILED BY WEST TEXAS UTILITIES COMPANY FOR THE FURNISHING OF SERVICE WITHIN THE CITY OF ABILENE, TEXAS, BY WEST TEXAS UTILITIES COMPANY, PROVIDING SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on the 27th day of May, 1997, West Texas Utilities Company (WTU) filed its request for approval of The Select-Time of Use Pilot Program tariff with the City of Abilene; and

WHEREAS, the proposed Select-Time of Use tariff will be a Pilot Program limited to a maximum 100 of WTU's retail non-residential, non-lighting customers for one year; and

WHEREAS, the information gathered during this pilot program will be used to evaluate future rate options for all customers; and

WHEREAS, West Texas Utilities Company has appeared before the City Council requesting approval of the Select-Time of Use tariff and Now, Therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE TEXAS:

SECTION 1: That the request for approval of the Select-Time of Use Pilot Program tariff is granted .

SECTION 2: That the charges for service under the Select-Time of Use Pilot Program and availability of said tariff within said City shall be those set forth in the Select Time of Use (S-TOU) Pilot Program tariff, which is attached hereto.

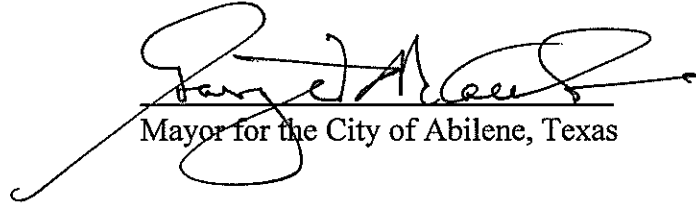
SECTION 3: If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this Ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this Ordinance for it is the definite intent of this City that each of such be given full force and intent for its purpose.

SECTION 4: This Ordinance and the tariff adopted herein on a pilot and test basis shall be and become effective for service rendered from and after the date this Ordinance is passed and approved. Said Pilot Program shall not be offered to new customers after July 1, 1998. Existing customers shall have a one (1) year test program from the date they request participation in said program from WTU.

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

PASSED ON FIRST READING this 12th day of June, 1997.

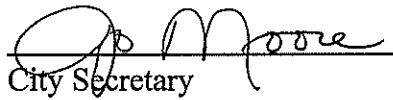
PASSED ON SECOND AND FINAL READING, this 26 day of June, 1997.



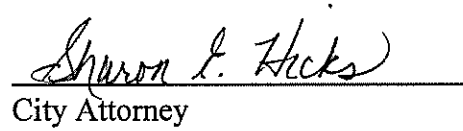
Mayor for the City of Abilene, Texas

ATTEST:

APPROVED:



City Secretary



City Attorney