

RESOLUTION NO. 14-2000

A RESOLUTION OF THE CITY OF ABILENE AUTHORIZING INTERVENTION IN WEST TEXAS UTILITIES COMPANY'S TRANSMISSION AND DISTRIBUTION RATE CASE AT THE PUBLIC UTILITY COMMISSION OF TEXAS TO PROTECT MUNICIPAL AND RATEPAYER INTERESTS; AUTHORIZING THE HIRING OF ATTORNEYS AND CONSULTANTS; REQUIRING REIMBURSEMENT OF RATE CASE EXPENSES INCURRED BY THE CITY; AND REQUIRING DELIVERY OF THIS RESOLUTION TO A REPRESENTATIVE OF WEST TEXAS UTILITIES COMPANY

WHEREAS, the City of Abilene is a regulatory authority under the Public Utility Regulatory Act (PURA) and has exclusive original jurisdiction over the rates and services of West Texas Utilities Company (WTU) within the municipal boundaries of the city; and

WHEREAS, pursuant to §39.201 of PURA West Texas Utilities Company is required to file proposed tariffs for its transmission and distribution utility on or before April 1, 2000; and

WHEREAS, PURA requires WTU to include supporting data for determination of nonbypassable delivery charges; and

WHEREAS, WTU's filing will result in transmission and distribution charges to go into effect as of January 1, 2002; and

WHEREAS, the City of Abilene has historically participated in WTU rate proceeding to protect the interest of the City and WTU customers; and

WHEREAS, pursuant to §33.025 of PURA, the City of Abilene has standing to intervene in PUC proceedings relating to the provision of electric service to the City; and

WHEREAS, pursuant to §33.023 of PURA, WTU is required to reimburse the City for reasonable expenses incurred in participating in ratemaking matters.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS.

Section 1. The City is authorized to intervene in West Texas Utilities Company's transmission and distribution rate case filed at the Public Utility Commission of Texas on or before April 1, 2000.

Section 2. Subject to the right to terminate employment at any time, the City of Abilene hereby authorizes Steve Porter of the law firm Lloyd, Gosselink, Blevins, Rochelle, Baldwin & Townsend, P.C. and other qualified consultants, to be hired by the City, to review WTU's filing, to represent the City of Abilene at the PUC and to promote any appeals as directed by the City. WTU shall reimburse the City for reasonable attorney and consultant costs

incurred as a result of the intervention and associated ratemaking efforts authorized by this Resolution.

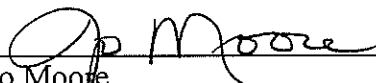
Section 3. City also authorizes staff to serve as chair of a coalition of cities in WTU's service territory.

Section 4. A copy of this Resolution shall be sent to the local WTU representative.

Section 5. This resolution shall be effective as of March 31, 2000.

Signed this 13 day of April, A.D., 2000.

ATTEST:

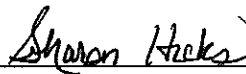


Jo Moore
City Secretary



Grady Barr
Mayor

APPROVED:



Sharon Hicks
City Attorney

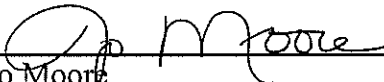
Other Business

Mayor Barr recessed the Council into executive session pursuant to Sections 551.071, 551.072, and 551.074 of the Open Meetings Act, to seek the advice of the City Attorney with respect to pending and contemplated litigation, to consider land purchase, and to consider the appointment and evaluation of public officers.

The Council reconvened from executive session and reported no action taken. Mayor Barr noted Councilwoman Alexander had left the meeting.

No action was taken on Item 5.4, Oral Resolution to consider land purchase east of Loop 322 and south of I-20 in Abilene, Texas.

There being no further business, the meeting was adjourned at 11:35 a.m.


Jo Moore
City Secretary


Grady Barr
Mayor