

RESOLUTION NO. 2017-0626

A RESOLUTION DENYING THE PROPOSED 2016 INTERIM RATE ADJUSTMENT BY TEXAS GAS SERVICE COMPANY.

WHEREAS, the Town Council did hold a duly noticed public meeting; and

WHEREAS, the Town Council did consider testimony from staff and the public concerning the subject of this Resolution before reaching its decision; and

WHEREAS, Texas Gas Service Company, a division of ONE Gas, Inc., distributes natural gas within the Town Limits of the Town of Anthony, Texas pursuant to a franchise granted to Texas Gas Service Company, a division of ONE Gas, Inc. dated as of March 10, 2015, and is a gas utility, and

WHEREAS, on March 15, 2017, Texas Gas Service filed an interim rate adjustment request with the Railroad Commission of Texas for the incorporated areas of the West Texas Service Area, which includes the cities of Andrews, Anthony, Barstow, Crane, Clint, Dell City, El Paso, Horizon City, McCamey, Monahans, Pecos, Pyote, San Elizario, Socorro, Thorntonville, Vinton, Wickett, and Wink, Texas, and their surrounding unincorporated environs, including Fabens, specifying that the rate change should be effective in 60 days from that date and be applied to meters read on and after May 14, 2017, and

WHEREAS, the proposed interim rate adjustment request filed by Texas Gas Service on March 15, 2017 includes the Town Limits of the Town of Anthony, Texas (which is part of the West Texas Service Area), and

WHEREAS, on May 8, 2017, in accordance with the Gas Utility Regulatory Act, Texas Utilities Code Section 104.301, the Town Council passed a resolution suspending TGS's proposed rate increase for an additional 45 days from the date the rate change would otherwise be effective (being May 14, 2017) to study the proposed rate change and the reasons therefore, and

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 103.001, the Town of Anthony, Texas has exclusive original jurisdiction over the rates, operations, and services of the Texas Gas Service Company within the Town of Anthony, Texas, and

WHEREAS, the City Council for the City of El Paso (a sister city of the Town of Anthony, Texas), on April 4, 2017, suspended the proposed interim rate adjustment for 45 days beyond the proposed effective date in order to allow further study of the request, and

WHEREAS, the City Council for the City of El Paso (a sister city of the Town of Anthony, Texas) has determined that the proposed interim rate adjustment is not justified and is discriminatory and prejudicial to ratepayers in the El Paso Service Area, and

WHEREAS, this Town Council has similarly determined that the proposed increase is not justified and is discriminatory and prejudicial to ratepayers in the Town of Anthony Service Area, and

WHEREAS, the City Council for the City of El Paso (a sister city of the Town of Anthony, Texas) has determined that the appropriate action in light of the nature of the filing is to deny the request in its entirety, and

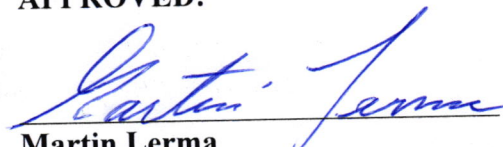
WHEREAS, this Town Council has similarly determined that the appropriate action in light of the nature of the filing is to deny the request in its entirety.

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the Town of Anthony, Texas as follows:

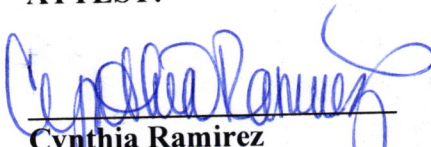
1. That the interim rate adjustment identified in the interim rate adjustment request filed by Texas Gas Service Company, a division of ONE Gas, Inc., on March 15, 2017, be and is hereby denied.
2. That the Mayor shall so notify Texas Gas Service Company of this denial by having a copy of this Resolution delivered or mailed to Texas Gas Service Company.

PASSED, ADOPTED, AND APPROVED THIS 26th DAY OF June 2017.

APPROVED:


Martin Lerma
Mayor

ATTEST:


Cynthia Ramirez
Town Clerk



ROLL CALL VOTE:

Mayor Pro-Tem Benjamin Romero

YES

Councilor Jose Garcia

YES

Councilor Shawn Weeks

YES

Councilor Joanna Rivera

YES

Councilor Eddie Chavez

YES