

ORDINANCE NO. 92-5

AN ORDINANCE ELECTING TO HAVE THE PUBLIC UTILITY COMMISSION OF TEXAS EXERCISE EXCLUSIVE ORIGINAL JURISDICTION OVER ELECTRIC UTILITY RATES, OPERATIONS, AND SERVICES WITHIN THE EXISTING AND FUTURE INCORPORATED LIMITS OF THIS MUNICIPALITY, PROVIDING FOR AN EFFECTIVE DATE, PROVIDING FOR NOTICE OF THIS ORDINANCE TO THE PUBLIC UTILITY COMMISSION OF TEXAS, AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, provision is made in Section 17(b) of the Public Utility Regulatory Act (Article 1448c, Vernon's Annotated Texas Statutes) whereby a municipality may elect to have the Public Utility Commission of Texas exercise exclusive original jurisdiction over electric utility rates, operations, and services within the incorporated limits of said municipality; and

WHEREAS, the Public Utility Commission of Texas is well-equipped to regulate the rates, operations, and services of electric utilities within this municipality in keeping with the best interests of the consumers and electric utilities; and

WHEREAS, the Governing Body of this municipality, after having thoroughly considered the matter, is of the opinion that the best interests of this municipality will be served by having the Public Utility Commission of Texas exercise the exclusive original jurisdiction over electric utility rates, operations, and services; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS:

SECTION 1. That the Governing Body of this municipality does hereby elect to have the Public Utility Commission of Texas exercise exclusive original jurisdiction over electric utility rates, operations, and services within the existing and future incorporated limits of this municipality.

SECTION 2. That this Ordinance shall become effective, and the Public Utility Commission of Texas shall exercise the exclusive original jurisdiction over said electric utility rates, operations, and services on and after the date of the passage hereof.

SECTION 3. That it is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public and as required by law and that public notice of the time, place and purpose of said meeting was given as required.

SECTION 4. That the Secretary of this municipality shall give notice of this Ordinance to the Public Utility Commission of Texas by forwarding a certified copy of same to the Public Utility Commission of Texas upon the passage of this Ordinance.

PASSED AND APPROVED at a Regular Meeting of the City Commission of the City of Cumby, Texas, this the 7th day of July, 1992.

ATTEST:



Mayor



Secretary