

ORDINANCE NO. 79-102

AN ORDINANCE FIXING AND DETERMINING THE GENERAL SERVICE RATE TO BE CHARGED FOR SALES OF NATURAL GAS TO RESIDENTIAL AND COMMERCIAL CONSUMERS IN THE CITY OF DeLEON, COMANCHE COUNTY, TEXAS; PROVIDING FOR THE MANNER IN WHICH SUCH RATE MAY BE CHANGED, ADJUSTED, AND AMENDED; AND PROVIDING FOR A SCHEDULE OF SERVICE CHARGES.

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

SECTION 1. Effective with gas bills rendered on and after thirty (30) days from the final date of passage of this ordinance, the maximum general service rate for sales of natural gas rendered to residential and commercial consumers within the city limits of DeLeon, Texas, by Lone Star Gas Company, a division of ENSERCH CORPORATION, a Texas Corporation, its successors and assigns, is hereby fixed and determined as set forth in Item A, in the Attachment hereto which is incorporated herein.

SECTION 2. The residential and commercial rates set forth above shall be adjusted upward or downward from a base of \$1.9238 per Mcf by a Gas Cost Adjustment Factor expressed as an amount per thousand cubic feet (Mcf) of natural gas for changes in the intracompany city gate rate charge as authorized by the Railroad Commission of Texas or other regulatory body having jurisdiction for gas delivered to the DeLeon distribution system, according to Item B, in the Attachment hereto which is incorporated herein.

SECTION 3. Company shall also receive tax adjustments according to Item C, in the Attachment hereto which is incorporated herein.

SECTION 4. In addition to the aforesaid rates, Company shall have the right to collect such reasonable charges as are necessary to conduct its business and to carry out its reasonable rules and regulations in effect, as set forth in Item D, in the Attachment hereto which is incorporated herein.

SECTION 5. The rates set forth in this ordinance may be changed and amended by either the City or Company in the manner provided by law. Service hereunder is subject to the orders of regulatory bodies having jurisdiction, and to the Company's Rules and Regulations currently on file in the Company's office.

SECTION 6. It is hereby found and determined that the meeting at which this ordinance was passed was open to the public, as required by Texas law, and that advance public notice of the time, place and purpose of said meeting was given.

PASSED AND APPROVED on this the ⁶~~24~~th day of July,
A.D. 19 79.

FINALLY PASSED AND APPROVED on second reading on this the 24th
day of July, A.D. 1979.

ATTEST:

Odell McKinney
Secretary

Clyde Brown
Mayor
City of DeLeon, Texas

STATE OF TEXAS X
X
COUNTY OF COMANCHE X

I, Odell M^cKenney, Secretary of the City of
DeLeon Comanche County
Texas, hereby certify that the above and foregoing is a true and correct
copy of an ordinance passed by the City Commission on first
reading on the 6th day of July, 1979, and was
finally passed and approved by the City Commission on
second and final reading on the 24th day of July,
1979, all as appears of record in the Minutes of said City,
in Book 6, Page 1097.

WITNESS MY HAND AND SEAL OF SAID CITY, this the 24th day of
July, A.D. 1979.

Odell M^cKenney
Secretary
City of DeLeon, Texas

LONE STAR GAS COMPANY
TARIFFS & SCHEDULES

Item A.

Residential:

| | |
|---|------------------|
| First 2,000 Cu. Ft. or Fraction Thereof | \$6.5000 |
| Over 2,000 Cu. Ft. @ | \$3.1420 Per Mcf |

No gas bill will be rendered to any residential or commercial consumer served under the above rate not consuming any gas during any monthly billing period, except that where customer's only use for gas service is in an outdoor grill and/or a fireplace starter, the amount shown for the first consumption block shall constitute a minimum monthly bill.

Commercial:

| | |
|-------------------|------------------|
| Customer Charge | \$6.0000 |
| All Consumption @ | \$3.1420 Per Mcf |

If the service period is less than 28 days, the customer charge is \$.2143 times the number of days service.

Bills are due and payable when rendered and must be paid within ten days from the monthly billing date.

Item B. Gas Cost Adjustment

Each monthly bill at the above rate shall be adjusted for gas cost as follows:

- (1) The city gate rate increase or decrease applicable to current billing month residential and commercial sales shall be estimated to the nearest \$0.0001 per Mcf based upon:
 - (a) A volume factor of 1.0778 determined for the distribution system as the ratio of Mcf purchased divided by the Mcf sold for the 12 month period ended June 30, 1978.
 - (b) The city gate rate estimated to be applicable to volumes purchased during the current calendar month, expressed to the nearest \$0.0001 per Mcf (shown below as "Re").
 - (c) The base city gate rate of \$1.9238 per Mcf.
- (2) Correction of the estimated adjustment determined by Item B (1) above shall be included as part of the adjustment for the second following billing month. The correcting factor (shown below as "C") shall be expressed to the nearest \$0.0001 per Mcf based upon:
 - (a) The corrected adjustment amount based upon the actual city gate rate, less

- (b) The estimated adjustment amount billed under Item B (1) above, divided by
 - (c) Distribution system residential and commercial sales Mcf recorded on the Company's books during the prior year for the month that the correction is included as part of the adjustment.
- (3) The adjustment determined by Item B (1) and Item B (2) above shall be multiplied by a tax factor of 1.02440 to include street and alley rental and state occupation tax due to increasing Company revenues under this gas cost adjustment provision.

In summary, the gas cost adjustment (GCA) shall be determined to the nearest \$0.0001 per Mcf by Item B (1), Item B (2) and Item B (3) as follows:

$$\text{GCA} = (\text{Item B (1)} + \text{Item B (2)} \times \text{Item B (3)})$$

$$\text{GCA} = (1.0778) (\text{Re} - \$1.9238) + C \times 1.02440$$

Item C. Tax Adjustment

The tax adjustment shall be an amount equivalent to the proportionate part of any new tax, or increased tax, or any other governmental imposition, rental, fee or charge (except state, county, city and special district ad valorem taxes and taxes on net income) levied, assessed or imposed subsequent to October 1, 1978, upon or allocable to the Company's distribution operations, by any new or amended law, ordinance or contract.

Item D. Schedule of Service Charges

(1) Reconnect Charge

In addition to the charges and rates set out above, the Company shall charge and collect the sum of:

| <u>Schedule</u> | <u>Charge</u> |
|--|---------------|
| 8 a.m. to 5 p.m. Monday through Friday | \$20.00 |
| 5 p.m. to 8 a.m. Monday through Friday | 30.00 |
| Saturdays, Sundays and Holidays | 30.00 |

as a reconnect charge for each reconnection or reinauguration of gas service, where service has been discontinued at the same premises for any reason, with the following exceptions.

- (a) For a builder who uses gas temporarily during construction or for display purposes.
- (b) For the first occupant of the premises.
- (c) Whenever gas service has been temporarily interrupted because of system outage, service work or appliance installation done by Company; or

(d) For any reason deemed necessary for Company operations.

(2) Appliance, Gas Light, and Air Conditioning Service Charges

Appliance Service Charges

| <u>Schedule</u> | <u>Hourly Charge</u> |
|--|----------------------|
| 8 a.m. to 5 p.m. Monday through Friday | \$18.00 |
| 5 p.m. to 8 a.m. Monday through Friday | \$27.00 |
| Saturdays, Sundays and Holidays | \$27.00 |

An additional charge of \$11 added to the above charges when a second employee (helper) is required.

Time in excess of one hour prorated in 15 minute increments, as follows:

| <u>Increments</u> | <u>Standard Working Hours</u> | <u>Non-Standard Working Hours</u> |
|-------------------|-------------------------------|-----------------------------------|
| 15 minutes | \$ 4.50 | \$ 6.75 |
| 30 minutes | \$ 9.00 | \$13.50 |
| 45 minutes | \$13.50 | \$20.25 |
| 60 minutes | \$18.00 | \$27.00 |

Standard working hours defined as 8 a.m. to 5 p.m. Monday through Friday except holidays.

All new company sold grills serviced free of charge for 90 days, during standard working hours.

Gas Light Service

| <u>Service</u> | <u>Charge</u> |
|---|---------------|
| Clean and replace mantles | \$ 5.00 |
| Painting (black and white and/or replacing glass panes | \$ 4.00 |
| All new company sold gas lights serviced free of charge for 90 days, during standard working hours. | |

Air Conditioning Service

| <u>Schedule</u> | <u>Hourly Charge</u> |
|---|----------------------|
| Any hour Sunday through Saturday and Holidays | \$20.00 |

Time in excess of one hour prorated in 15 minute increments, as follows:

| <u>Increments</u> | <u>All Hours</u> |
|-------------------|------------------|
| 15 minutes | \$ 5.00 |
| 30 minutes | \$10.00 |
| 45 minutes | \$15.00 |
| 60 minutes | \$20.00 |

All new company-sold air conditioning units serviced free of charge for one year from date of installation.

No additional charge for second employee (helper).

Labor charges in excess of factory allowances for warranty replacement and repair will be passed on to the customer.

(3) Charges for replacing Yard Lines

| <u>Item or Service</u> | <u>Charge</u> |
|---|----------------------------|
| Basic service charge for all replacement work | \$40.00 |
| Prebent Riser with Support Post | \$20.00 |
| Noncorrodible Prebent Riser | \$15.00 |
| Stopcock | \$ 4.95 |
| Ditch, replace 1¼ inch (or smaller) pipe, and obtain city inspection | \$ 2.00 per foot |
| Remove grass, ditch, replace 1¼ inch (or smaller) pipe, obtain city inspection and replace grass | \$ 2.30 per foot |
| Insert 1¼ (or smaller) Polyethylene pipe in existing service line | \$ 1.90 per foot |
| Special trip to perform yard line work at customer's request and work cannot be scheduled for Company convenience | \$40.00 additional |
| Work performed on overtime basis at customer's request | \$60.00 per hour <u>1/</u> |
| Disconnecting or reconnecting customer yard line at main when yard line is replaced by other contractors | \$40.00 |

A firm price quotation will be made on the basis of labor, material, and other costs for replacing yard lines larger than 1¼ inch in size.

1/ Computed at one-fourth the hourly rate for each 15 minute period or fraction thereof. The same work performed on a call-out basis will be charged at the overtime rate with a two hour minimum charge.

(4) Main Line Extension Rate (Residential)

The charge for extending mains beyond the free limit established by Lone Star Gas, or any free limit established by city franchise is \$4.50 per foot except for large commercial and industrial consumers which are handled on an actual cost per foot basis.

(5) Returned Check Charges

A returned check handling charge of \$5 is made for each check returned to the Company for reasons of non-sufficient funds, account closed, payment withheld, invalid signature or improper preparation.