

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2019-15

AN ORDINANCE OF THE CITY OF DRIPPING SPRINGS, TEXAS SUSPENDING THE PROPOSED GAS RELIABILITY INFRASTRUCTURE PROGRAM INTERIM RATE ADJUSTMENT OF TEXAS GAS SERVICE COMPANY, A DIVISION OF ONE GAS, INC., AN OKLAHOMA CORPORATION; FINDING THAT THE MEETING COMPLIES WITH THE OPEN MEETINGS ACT; DECLARING AN EFFECTIVE DATE AND REQUIRING DELIVERY OF THIS ORDINANCE

WHEREAS, the City of Dripping Springs, Texas (“City”), is a general law city operating pursuant to the laws of the State of Texas; and

WHEREAS, pursuant to Texas Utilities Code Section 103.001, the City of Dripping Springs is a regulatory authority having exclusive original jurisdiction over the rates, operations and services of a gas distribution utility in the City limits of the City of Dripping Springs; and

WHEREAS, pursuant to Chapter 51, Section 51.001 of the Local Government Code, the City of Dripping Springs may adopt an ordinance that is necessary or proper for carrying out a power granted by law to the municipality; and

WHEREAS, Texas Gas Service Company, (“TGS”) a Division of ONE Gas, Inc., an Oklahoma corporation, is a gas distribution utility operating within the City of Dripping Springs, Texas; and

WHEREAS, on March 1, 2019 TGS filed its 2018 Gas Reliability Infrastructure Program Interim Rate within the City proposing that the rate adjustment be effective 60 days from that date; and

WHEREAS, pursuant to Texas Utilities Code Section 104.301, during the 60-day period, the City may act to suspend the implementation of the proposed adjustment for up to 45 days; and

WHEREAS, the City Council has determined that additional time and information is needed for it to study the proposed rate adjustment and tariffs and the reasons therefore; and

WHEREAS, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the proposed rate adjustment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS THAT:

A. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein and such recitals, as findings of fact, are hereby approved.

B. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

C. EFFECTIVE DATE

This ordinance shall become effective from and after its passage.

D. COPY OF ORDINANCE TO TGS

Within 10 days after passage, a copy of this Ordinance shall be sent Stephanie Houle, Texas Gas Service Company, Barton Skyway IV, 1301 S. Mopac, Suite 400, Austin, Texas 78746 or stephanie.houle@onegas.com.

PASSED & APPROVED, this the 16th day of April 2019, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:

Bill Foulds, Mayor Pro Tem

ATTEST:

Andrea Cunningham, City Secretary