

DENYING INCREASE

ORDINANCE NO. 29

DENYING THE RATE INCREASE SOUGHT IN THE FILING OF
JULY 9, 1985, AND ESTABLISHING AS CURRENT RATES
FOR ELECTRICITY AND FURNISHING OF ELECTRIC SERVICE
THOSE RATES OF CENTRAL POWER AND LIGHT COMPANY
PREVIOUSLY IN EFFECT; PROVIDING SEVERABILITY; AND
EFFECTIVE DATE.

WHEREAS, in accordance with Article 1446c, Section 43, V.A. C. S. on the
9th day of July, 1985, Central Power and Light Company filed its Statement
of Intent to change rates effective August 13, 1985; and

WHEREAS, Central Power and Light Company changed the proposed effective
date from August 13, 1985 to September 12, 1985, because of the complexity
of the rate issues, including those related to the South Texas Nuclear Project;
and

WHEREAS, Central Power and Light Company has appeared before the City
Council in public hearing requesting approval of such new rates for furnishing
electricity and electric service and a public hearing has been had on such
statement and request; and

WHEREAS, the City Council, after hearing all evidence and arguments re-
garding such new rates, and carefully considering the same, find that such new
rates as requested in the Statement of Intent filed July 9, 1985, are not
reasonable and that the rates presently charged by Central Power and Light Com-
pany are just and reasonable and sufficient to enable such Company to earn a
reasonable return in the City of BAYSIDE in respect to the Company's fair
value rate base and fair rate of return, using the test year ending December 31,
1984;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAYSIDE,
TEXAS:

SECTION 1. That the request for change in rates, as specified in the State-
ment of Intent filed with the City, July 9, 1985, is denied in its entirety.

SECTION 2. That the charges for electricity and electric service within
said City shall be those set forth in the Electric Rate Schedules, Riders,
Policies and Service Rules and Regulations previously filed with the City and
authorized to be charged by such City pursuant to proceedings before the City
Council.

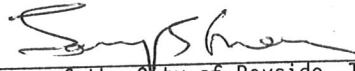
SECTION 3. If for any reason any section, paragraph, subdivision, clause,
phrase, word or provision of this ordinance shall be held invalid or unconstitut-
ional by final judgement of a court of competent jurisdiction, it shall not affect
any other section, paragraph, subdivision, clause, phrase, word or provision of
this ordinance for it is the definite intent of this City that each of such be
given full force and intent for its purpose.


SECTION 4. This ordinance and the terms herein shall be and become effective
from and after the 11th day of November, 1985, and concurrent with the service
of the same on Central Power and Light Company as the order of this City Council
as required by Article 1446c, Section 43(f), V.A.C.S.

SECTION 5. This ordinance shall become effective upon its passage, due to
the urgent nature of and the need for prompt action on the matter, as so declared
by the Mayor and found by the City Council, thus justifying suspension of the rules,
IT IS ACCORDINGLY SO ORDAINED, this 11th day of November, 1985.

PASSED AND APPROVED as of this 11th day of November, 1985.

ATTEST:


Mayor of the City of Bayside, Texas


City Secretary

The foregoing ordinance was read, passed and adopted at the meeting of the governing body of this City on the 11th day of November, 1985, by the following vote:

	Aye	No
<u>Joe Blumel</u>	<u>✓</u>	<u> </u>
<u>Wes Meier</u>	<u>✓</u>	<u> </u>
<u>Marjorie M. Bangh</u>	<u>✓</u>	<u> </u>
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The State of Texas :

County of Refugio :

I, the undersigned, City Secretary of the City of Bayside, Texas, do certify that the forgoing is a true and correct copy of Ordinance No. 29, passed and approved the 11th day of November, 1985, as same appears in the official records of the City of Bayside, Texas, of which records I am the lawful custodian.

WITNESS MY HAND AND THE OFFICIAL SEAL OF THE CITY OF BAYSIDE, TEXAS, this the 11th day of November, 1985.

Winona Johnson
City Secretary for the City of Bayside,
Texas