

ORDINANCE NO.2023-04

AN ORDINANCE ESTABLISHING MAXIMUM RATES TO BE CHARGED FOR GAS SOLD TO CUSTOMERS BY TEXAS GAS SERVICE COMPANY IN THE CITY OF BRECKENRIDGE, TEXAS AND DECLARING THIS ORDINANCE TO BE A FINAL DETERMINATION OF RATES.

WHEREAS, on January 23, 2023, Texas Gas Service Company, a division of ONE Gas, Inc. (the “Company”), filed with the City of Breckenridge, Texas, a Statement of Intent requesting an annual rate decrease of \$5,341,848 for the North Texas Service Area.

WHEREAS, the City Commission of the City of Breckenridge (the “City”), after study and consideration of the Company’s Rate Schedules attached hereto as “Exhibit A”, desires to establish the maximum rates to be charged to its general service customers for gas sales service within the City of Breckenridge; and

WHEREAS, the City of Breckenridge, Texas, finds that the Company is entitled to recover the revenues according to the rates and charges set forth on the attached Rate Schedules.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF BRECKENRIDGE, TEXAS, THAT:

Section 1. Texas Gas Service Company, a division of ONE Gas, Inc. its successors and assigns, hereby is authorized to provide the service and charge the rates as provided in its Rate Schedules which are attached hereto as Exhibit “A” and incorporated by this reference into this Ordinance as a part of this Ordinance.

Section 2. The attached Rate Schedules shall be made available to all eligible customers in the City of Breckenridge and placed into effect for all bills of the Company with meters read on and after February 27, 2023.

Section 5. This Ordinance shall be cumulative of all other ordinances dealing with the same subject and any provision of any ordinance in direct conflict with any provision of this Ordinance is hereby repealed and the provisions of this Ordinance shall supersede any provisions in conflict herewith. All provisions of other ordinances not in conflict herewith shall remain in full force and effect

Section 6. If any section, part or provision of this Ordinance is declared unconstitutional or invalid, by a court or regulatory authority of competent jurisdiction, then it is expressly provided, and it is the intention of the City in passing this Ordinance, that its parts shall be severable and all other parts of this Ordinance shall not be affected thereby and shall remain in full force and effect.

Section 7. This Ordinance shall take effect immediately upon its passage and publication according to applicable law.

PASSED AND APPROVED on First Reading this 7th day of February 2023 by the following recorded vote:

COMMISSIONERS VOTING "AYE":

COMMISSIONERS VOTING "NAY":

COMMISSIONERS ABSTAINING:

COMMISSIONERS ABSENT:

PASSED AND APPROVED on Second and Final Reading this 7th day of March 2023 by the following recorded vote:

COMMISSIONERS VOTING "AYE":

COMMISSIONERS VOTING "NAY":

COMMISSIONERS ABSTAINING:

COMMISSIONERS ABSENT:

BOB SIMS, MAYOR

ATTEST:

JESSICA SUTTER, CITY SECRETARY

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