

**RESOLUTION NO. R-2009-24**

**A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ATMOS; AUTHORIZING THE PAYMENT OF .02 CENTS PER CAPITA TO THE STEERING COMMITTEE TO FUND REGULATORY AND RELATED ACTIVITIES RELATED TO ATMOS GAS DELIVERY; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Tyler is a regulatory authority under the Gas Utility Regulatory Act (GURA) and has exclusive original jurisdiction over the rates and services of Atmos Energy Corporation, Mid-Tex Division (Atmos) within the municipal boundaries of the city; and

**WHEREAS**, The Atmos Cities Steering Committee (ACSC) has historically intervened in Atmos rate proceedings and gas utility related rulemakings to protect the interest of municipalities and gas customers residing within municipal boundaries; and

**WHEREAS**, ACSC is participating in Railroad Commission dockets and projects, as well as court proceedings, affecting gas utility rates; and

**WHEREAS**, the City of Tyler is a member of ACSC; and

**WHEREAS**, in order for ACSC to continue its participation in these activities which affects the provision of gas utility service and the rates to be charged, it must assess its members for such costs;

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TYLER TEXAS:**

**PART 1:** That the City of Tyler is authorized to continue its membership with the Atmos Cities Steering Committee to protect the interests of the City of Tyler and protect the interests of the customers of Atmos Energy Corporation, Mid-Tex Division residing and conducting business within the City limits.

**PART 2:** It is further authorized to pay its 2009 assessment to the ACSC in the amount of two cents (\$0.02) per capita based on the population figures for the City of Tyler shown in the latest TML Directory of City Officials.

**PART 3:** A copy of this Resolution and approved assessment fee payable to "*Atmos Cities Steering Committee*" shall be sent to Mary Bunkley, Treasurer, Atmos Cities Steering Committee, c/o Arlington City Attorney's Office, Mail Stop 63-0300, Post Office Box 90231, Arlington, Texas 76004-3231.

PASSED AND APPROVED on this the 22<sup>nd</sup> day of July, 2009.

*Barbara Bass*

BARBARA BASS, MAYOR  
OF THE CITY OF TYLER, TEXAS

ATTEST:

*Cassandra Brager*  
CASSANDRA BRAGER, CITY CLERK

APPROVED:

*Gary C Landers*  
GARY C. LANDERS, CITY ATTORNEY

