## ORDINANCE NO. 120

AN ORDINANCE OF THE CITY OF HNGUS, TEXAS, APPROVING ATMOS ENERGY CORP., MID-TEX DIVISION'S ANNUAL GAS RELIABILITY INFRASTRUCTURE PROGRAM RATE ADJUSTMENT IN THIS MUNICIPALITY

WHEREAS, The City of ANGUS ("City") as a regulatory authority, has previously suspended Atmos Energy Corp., Mid-Tex Division's ("Company") application requesting the annual gas reliability infrastructure program rate adjustment for customers on the Company's system-wide distribution system; and

by naticed public hearing considered the City's Company's application, information from the City's consultants who were retained to evaluate the merits of the Company's application, and the Final Order issued by the Railroad Commission of Texas in GUD 9560;

NOW, THEREFORE, BE IT ORDAINED BY THE CiTy COUNCIL OF ANGUS, TEXAS:

SECTION 1. That the annual gas reliability infrastructure program rate adjustment, attached hereto as Exhibit A, with respect to customers served from the Company's distribution facilities located inside the City, as part of the Company's system-wide gas utility system, is approved in all respects.

That this Ordinance shall become effective immediately from and after its passage, as the law and charter in such cases provide.

addressive cours SECTION 3.c. That a copy of this Ordinance, constituting final action on the Company's request for an annual gas reliability infrastructure program rate adjustment, shall be forwarded to the Company's designated representative within 10 days at the Confollowing address: Richard Reis, Atmos Energy Corp., Mid-Tex Division, 300 S. St. Paul Street, 8th Floor, Dallas, Texas, 75201.

Council of ANGUS, Texas, on this the 14th day of TWE, 2005

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APPROVED A	AS TO FORM:
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CITY ATTORNEY

RATE SCHEDULE: 7	Rate R - Residential Sales	
APPLICABLE TO:	Entire System	REVISION: 1.1 DATE:
EFFECTIVE DATE:		PAGE: 1 OF 1

### RATE R - RESIDENTIAL SALES

Application

Applicable to Residential Customers for all natural gas provided at one Point of Delivery and measured through one meter.

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

Customer's monthly bill will be calculated by adding the following Customer and Mcf charges to the amounts due under the riders listed below:

Charge	Amount
GUD 9400 Customer Charge	\$ 9.00 per month
Interim Rate Adjustment	\$ 0.29 per month <sup>1</sup>
Total Customer Charge	\$ 9.29 per month
First 0 Mcf to 3 Mcf	\$ 1.2390 per Mcf
All Additional Mcf	\$ 0.9890 per Mcf

Gas Cost Recovery: Plus an amount for gas costs and Pipeline System costs calculated in accordance with Rider GCR.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

An Agreement for Gas Service may be required.

### **Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

<sup>1 2003</sup> Interim Rate Adjustment - \$0.29

RATE SCHEDULE: 8	Rate C - Commercial Sales	
APPLICABLE TO:	Entire System	REVISION: 1.1 DATE:
EFFECTIVE DATE:	1445	PAGE: 1 OF 1

### RATE C - COMMERCIAL SALES

Application

Applicable to Commercial Customers for all natural gas provided at one Point of Delivery and measured through one meter and to Industrial Customers with an average annual usage of less than 3,000 Mcf.

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

**Monthly Rate** 

Customer's monthly bill will be calculated by adding the following Customer and Mcf charges to the amounts due under the riders listed below:

Charge	Amount
GUD 9400 Customer Charge	\$15.50 per month
Interim Rate Adjustment	\$ 0.96 per month <sup>1</sup>
Total Customer Charge	\$16.46 per month
First 0 Mcf to 30 Mcf	\$ 0.7894 per Mcf
Next 320 Mcf	\$ 0.5394 per Mcf
All Additional Mcf	\$ 0.2894 per Mcf

Gas Cost Recovery: Plus an amount for gas costs and Pipeline System costs calculated in accordance with Rider GCR.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider

de a coorde Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

### Agreement

An Agreement for Gas Service may be required.

### Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

<sup>1 2003</sup> Interim Rate Adjustment - \$0.96

RATE SCHEDULE: 9	Rate I - Industria	ıl Sales	
APPLICABLE TO: 870(3: 4,	Entire System		REVISION: 1.1 DATE:
EFFECTIVE DATE:			PAGE: 1 OF 2

### RATE I - INDUSTRIAL SALES

**Application** 

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 3,500 MMBtu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 3,500 MMBtu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

Customer's monthly bill will be calculated by adding the following Meter and MMBtu charges to the amounts due under the riders listed below:

Charge	Amount
GUD 9400 Meter Charge	\$150.00 per meter
Interim Rate Adjustment	\$ 31.85 per meter <sup>1</sup>
Total Meter Charge	\$181.85 per meter
First 0 MMBtu to 1,500 MMBtu	\$ 0.4882 per MMBtu
Next 3,500 MMBtu	\$ 0.3382 per MMBtu
Next 45,000 MMBtu	\$ 0.1882 per MMBtu
All Additional MMBtu	\$ 0.0382 per MMBtu

Gas Cost Recovery: Plus an amount for gas costs and Pipeline System costs calculated in accordance with Rider GCR.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

**Curtailment Overpull Fee** 

Upon notification by Company of an event of curtailment or interruption of Customer's deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey."

<sup>1 2003</sup> Interim Rate Adjustment - \$31.85

RATE SCHEDULE: 9	Rate I - Industrial Sales	
APPLICABLE TO:	Entire System	REVISION: 1.1 DATE:
EFFECTIVE DATE:		PAGE: 2 OF 2

### Replacement Index

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

### Agreement

An Agreement for Gas Service may be required.

### Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

### **Special Conditions**

In order to receive service under Rate I, Customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

<sup>1 2003</sup> Interim Rate Adjustment - \$31.85

RATE SCHEDULE: 10	Rate T - Transportation	
APPLICABLE TO:	Entire System	REVISION: 1.1 DATE:
EFFECTIVE DATE:		PAGE: 1 OF 2

### **RATE T - TRANSPORTATION**

### Application

Applicable, in the event that Company has entered into a Transportation Agreement to a customer directly connected to the Atmos Energy Distribution System (Customer) for the transportation of all natural gas supplied by Customer or Customer's agent at one Point of Delivery for use in Customer's facility.

### Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

### **Monthly Rate**

Customer's bill will be calculated by adding the following Meter and MMBtu charges to the amounts and quantities due under the riders listed below:

Charge	Amount
GUD 9400 Meter Charge	\$150.00 per meter
Interim Rate Adjustment	\$ 31.85 per meter <sup>1</sup>
Total Meter Charge	\$181.85 per meter
First 0 MMBtu to 1,500 MMBtu	\$ 0.4882 per MMBtu
Next 3,500 MMBtu	\$ 0.3382 per MMBtu
Next 45,000 MMBtu	\$ 0.1882 per MMBtu
All Additional MMBtu	\$ 0.0382 per MMBtu

Pipeline Cost Recovery: Plus an amount for Pipeline System costs in accordance with Rider GCR.

Retention Adjustment: Plus a quantity of gas as calculated in accordance with Rider RA.

Franchise Fee Adjustment: Plus an amount for franchise fees calculated in accordance with Rider FF.

Tax Adjustment: Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges: Plus an amount for surcharges calculated in accordance with the applicable rider(s).

### Imbalance Fees

All fees charged to Customer under this Rate Schedule will be charged based on the quantities determined under the applicable Transportation Agreement and quantities will not be aggregated for any Customer with multiple Transportation Agreements for the purposes of such fees.

<sup>1 2003</sup> Interim Rate Adjustment - \$31.85

RATE SCHEDULE: 10	Rate T - Transportation	
APPLICABLE TO:	Entire System	REVISION: 1.1 DATE:
EFFECTIVE DATE:		PAGE: 2 OF 2

### Monthly Imbalance Fees

Customer shall pay Company the greater of (i) \$0.10 per MMBtu, or (ii) 150% of the difference per MMBtu between the highest and lowest "midpoint" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" during such month, for the MMBtu of Customer's monthly Cumulative Imbalance, as defined in the applicable Transportation Agreement, at the end of each month that exceeds 10% of Customer's receipt quantities for the month.

### **Curtailment Overpull Fee**

Upon notification by Company of an event of curtailment or interruption of Customer's deliveries, Customer will, for each MMBtu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey."

### Replacement Index

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

### Agreement

A transportation agreement is required.

### **Notice**

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

### **Special Conditions**

In order to receive service under Rate T, customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

<sup>1 2003</sup> Interim Rate Adjustment - \$31.85

## 2003 GRIP Filing Summary

	This shall be seen			
200	customer impacts as Originally Filed	Shift per medamen	\$9.29 per endigmen	O
	GUD 9400 Rate Schedules	Current Charge	Adjusted Charge	\$ Increase Each
	Rate R-Residential	\$9.00 per customer per month	\$9.31 per customer per month	\$0.31
	Rate C- Commercial	\$15.50 per customer per month	\$16.34 per customer	\$0.84
	Rate I - Industrial Sales; Rate T - Transportation	\$150.00 per meter per month	\$176.85 per meter per month	\$26.85 per meter

# Customer Impacts as Approved by Railroad Commission

GUD 9400	Current Charge	Adjusted Charge	Thomas D	
Rate Schedules	)		Bill Bill	
Rate R-Residential	\$9.00 per customer	\$9.29 per customer	\$0.20	_
	per month	per month	67.00	
Rate C- Commercial	\$15.50 per customer	\$16.46 per customer	90 0\$	_
	per month	per month	06.00	
Rate I - Industrial Sales;	\$150.00 per meter	\$181.85 ner meter	02105	
Rate T - Transportation	per month	per month	\$21.65 per meter	-
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