

RESOLUTION NO. 26460

A RESOLUTION AUTHORIZING INTERVENTION IN THE PENDING RATE INCREASE FILED BY TENNESSEE-AMERICAN WATER COMPANY BEFORE THE TENNESSEE REGULATORY AUTHORITY AND FURTHER AUTHORIZING THE CITY ATTORNEY TO INCUR ALL REASONABLE AND NECESSARY EXPENSES RELATING THERETO.

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WHEREAS, the Tennessee Regulatory Authority ("TRA") granted Tennessee-American Water Company ("TAWC") a reasonable 4.37% rate increase in 2008 that was appealed by TAWC to the Tennessee Court of Appeals with the appeal still pending; and

WHEREAS, TAWC has asked for an exorbitant 28% rate increase in its current filing before the TRA; and

WHEREAS, Such a large increase will adversely affect all of the businesses and citizens of this community and may make this community less competitive with respect to economic development opportunities.

NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the City Attorney be and is hereby authorized to file a petition to intervene in the pending rate case filed by Tennessee-American Water Company before the Tennessee Regulatory Authority.

BE IT FURTHER RESOLVED, That the City Attorney be and is hereby authorized to incur all reasonable and necessary expenses related to said intervention, including, but not limited to, attorney and expert fees.

ADOPTED: October 5, 2010

MAM/add