

# **Filing Receipt**

Filing Date - 2024-05-14 01:54:14 PM

Control Number - 56211

Item Number - 210

#### SOAH DOCKET NO. 473-24-13232 PUC DOCKET NO. 56211

APPLICATION OF CENTERPOINT	
ENERGY HOUSTON ELECTRIC, LLC	
FOR AUTHORITY TO CHANGE	
RATES	

# BEFORE THE STATE OFFICE OF

ADMINISTRATIVE HEARINGS

#### Houston Coalition of Cities' First Responses to CenterPoint Energy Houston Electric, LLC's First Request for Information

Houston Coalition of Cities ("HCC") files its First Responses to CenterPoint Energy

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Houston Electric, LLC's ("CEHE") First Request for Information. The discovery request was

received by HCC on April 29, 2024. Therefore, this response is timely filed.

Respectfully submitted,

Arturo G. Michel City Attorney YuShan Chang State Bar No. 24040670 Senior Assistant City Attorney 900 Bagby, 4th Floor Houston, Texas 77002 (832) 393-6442 (832) 393-6259 Facsimile yushan.chang@houstontx.gov

**Counsel for City of Houston** 

-and-

Alton J. Hall, Jr. State Bar No.: 08743740 Anam Fazli State Bar No.: 24108599 Steven T. Moritz State Bar No.: 24138686 ADAMS AND REESE LLP LyondellBasell Tower 1221 McKinney St., Suite 4400 Houston, Texas 77010 (713) 308-0106 (713) 308-0106 (713) 308-4032 (Fax) <u>Alton.Hall@arlaw.com</u> <u>Anam.Fazli@arlaw.com</u>

By: <u>/s/ Alton J. Hall, Jr.</u> Alton J. Hall, Jr.

**Counsel for Houston Coalition of Cities** 

#### **CERTIFICATE OF SERVICE**

I hereby certify that on this 14th day of May 2024, a true and correct copy of the foregoing document was served upon on all parties of record by email, facsimile and/or First Class Mail.

<u>/s/ Alton J. Hall, Jr.</u> Alton J. Hall, Jr.

#### SOAH DOCKET NO. 473-24-13232 PUC DOCKET NO. 56211

#### Houston Coalition of Cities' First Response to <u>CenterPoint Energy Houston Electric, LLC's First Request for Information</u>

- **CEHE 1-1.** With respect to each municipality that is a member of the Houston Coalition of Cities, provide any minutes, resolution, ordinance or other evidence of action when each municipality member takes action on the rate change request. This request is continuing until all Houston Coalition of Cities have acted or not acted on the Company's Statement of Intent.
- **RESPONSE:** See Attachment CEHE 1-1 providing a copy of each resolution and ordinance Houston Coalition of Cities ("HCC") members have passed as of the date of this response. HCC will promptly supplement this response with additional evidence of actions as they are entered.
- Prepared by: Alton J. Hall, Jr.

### City of Bellaire

#### ORDINANCE NO. 24-016

AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC, WITHIN THE CITY OF BELLAIRE, TEXAS; DENYING RATE INCREASE REQUEST AND REVISED RATE SCHEDULES AND MAINTAINING CURRENT RATES IN EFFECT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; AND PROVIDING FOR SEVERABILITY.

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint"), submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the City of Bellaire, Texas ("City"), requesting a rate increase and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations, and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

WHEREAS, the City is a member of the Coalition of Cities ("Coalition") in this CenterPoint electric base rate proceeding, as approved by Resolution No. 19-01 of the City adopted on May 6, 2019; and

WHEREAS, the New Rates would affect rates, operations, or services for CenterPoint retail customers within the City; and

WHEREAS, the expert utility rate consultants retained to review CenterPoint's New Rates on behalf of the Coalition have concluded that CenterPoint has not yet demonstrated through its application and testimony that its New Rates are just and reasonable, non-discriminatory, and in compliance with all applicable law; and

WHEREAS, City Council determines that CenterPoint's rates in effect as of April 1, 2024, ("Current Rates") are the just and reasonable rates to be observed and to remain in force within the City; and

WHEREAS, City Council anticipates that a denial of the New Rates will be appealed to the PUC; and

WHEREAS, denial of the New Rates would maintain the Current Rates in effect for customers within Bellaire, Texas, until further changed under the Utilities Code; and

WHEREAS, the City Council finds that the public interest will be served by the adoption of an ordinance denying the New Rates, because they promote the adequate and efficient provision of service, are just and reasonable, nondiscriminatory, and are in compliance with all applicable law.

### NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLAIRE,

**Section 1.** THAT the facts contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** THAT CenterPoint's application for New Rates on file with the City is denied in total.

**Section 3.** THAT the rates currently in effect as of April 1, 2024, for CenterPoint customers receiving service within the City of Bellaire, Texas, shall remain in effect until further changed under applicable law.

**Section 4.** THAT if any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstances is for any reason held to be invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, or invalidity of any other portion hereof, and all provisions of this Ordinance are declared to be severable for that purpose.

**Section 5.** THAT the City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place, and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Texas Open Meetings Act, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.

PASSED, APPROVED, and ADOPTED this 1st day of April, 2024.

SIGNED:

TEXAS:

ATTESTOF BELL TX Э ton TRMC Ci Clèi TEXAS

APPROVED AS TO FORM:

Alan P. Petrov City Attorney

### City of Bellaire

#### **RESOLUTION NO. 24-03**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELLAIRE, TEXAS, AUTHORIZING PARTICIPATION TO THE FULLEST EXTENT PERMITTED BY LAW WITH THE HOUSTON COALITION OF CITIES IN PROCEEDINGS PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES PENDING AS PUC DOCKET NO. 56211 AND RELATED PROCEEDINGS.

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint"), filed a Statement of Intent and Application for Authority to Change Rates ("Statement of Intent") within the City of Bellaire, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, CenterPoint has simultaneously requested the New Rates at the Public Utility Commission of Texas ("PUC") for customers receiving service in unincorporated areas ("environs"); and

WHEREAS, the PUC hears appeals from the ordinances of local regulatory authorities to determine just and reasonable rates; and

WHEREAS, the New Rates would affect rates, operations, or services for CenterPoint retail customers within the City; and

WHEREAS, the City has exclusive original jurisdiction as a local regulatory authority over the rates, operations, and services of an electric utility for customers within the City pursuant to the Public Utility Regulatory Act ("PURA"); and

WHEREAS, the City has standing in each case before the PUC that relates to an electric utility providing service in the municipality pursuant to Section 33.025 of the Utilities Code; and

WHEREAS, PURA requires a local regulatory authority to make a reasonable determination of rate base, expenses, investment, and rate of return and to retain the necessary personnel to determine reasonable rates; and

WHEREAS, the City is entitled to reimbursement of its reasonable costs to participate in cases that are deemed ratemaking proceedings under the Utilities Code; and

WHEREAS, the City Council finds that the City's participation with other CenterPoint served area municipalities in the Coalition of Cities to coordinate the hiring and direction of counsel and consultants on behalf of the Coalition of Cities, including the City, will achieve coordinated efforts among similarly situated affected municipalities in order to maximize the efficient use of resources and expertise in reviewing, analyzing, and investigating CenterPoint's Statement of Intent; and

**WHEREAS,** the Coalition of Cities shall be led by the City of Houston, which shall direct the selection of legal counsel and consultants on behalf of the Coalition of Cities; and

WHEREAS, interested parties must seek party status to comply with the intervention deadline to be set in the proceedings; and

**WHEREAS,** the City Council has determined that it is in the best interest of the City that the City participates with the Coalition of Cities in the PUC proceedings.

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

**Section 1: THAT** the statements and findings recited in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

**Section 2.** THAT the City is hereby authorized to join with other municipalities as part of the Coalition of Cities and to participate to the fullest extent permitted by law in proceedings affecting the rates, operations, and services of CenterPoint for customers within the City of Bellaire, Texas, and in particular regarding the Statement of Intent.

**Section 3.** THAT the City is hereby authorized to intervene in the proceedings as a member of the Coalition of Cities.

**Section 4.** THAT the City authorizes the Coalition of Cities to represent the City in proceedings affecting the rates, operations, and services of CenterPoint for customers within the City of Bellaire and in particular regarding the Statement of Intent.

Section 5. THAT such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations, and related proceedings.

**Section 6.** THAT the City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place, and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this Resolution and the subject matter thereof has been discussed, considered, and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.

**Section 7. THAT** this Resolution shall take effect immediately upon its passage and approval in the manner required by the City Charter and ordinances or resolutions.

PASSED, APPROVED, and ADOPTED this 1st day of April, 2024.

SIGNED: Gus E. Pappas Mayor

ATTEST: BE OF Τr D RMC Cit .Clèr,k TEXAS

APPROVED AS TO FORM:

Alan P. Petrov City Attorney

#### **RESOLUTION 2024-09**

#### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA PORTE, TEXAS, RESOLVING AUTHORIZING PARTICIPATION TO THE FULL EXTENT PERMITTED BY LAW IN PROCEEDINGS PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES PENDING AS PUC DOCKET NO. 56211 AND RELATED PROCEEDINGS FINDING COMPLIANCE WITH THE OPEN MEETINGS LAW; AND PROVIDING AN EFFECTIVE DATE HEREOF

WHEREAS, March 6, 2024, CenterPoint Energy Houston Electric, LLC. ("CenterPoint") Filed Statement of Intent and Application for Authority to Change Rates ("Statement of Intent") within the City of La Porte, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, CenterPoint has simultaneously requested the New Rates at the Public Utility Commission of Texas ("PUC") for customers receiving service in unincorporated areas ("environs"); and

WHEREAS, the PUC hears appeals from the ordinances of local regulatory authorities to determine just and reasonable rates; and

WHEREAS, the New Rates would affect rates, operations, or services for CenterPoint retail customers within the city; and

WHEREAS, City has exclusive original jurisdiction as a local regulatory authority over the rates, operations, and services of an electric utility for customers within the city pursuant to the Public Utility Regulatory Act ("PURA"); and

WHEREAS, the City has standing in each case before the PUC that relates to an electric utility providing service in the municipality pursuant to Section 33.025 of the Utilities Code; and

WHEREAS, PURA requires a local regulatory authority to make a reasonable determination of rate base, expenses, investment, and rate of return and to retain the necessary personnel to determine reasonable rates; and

WHEREAS, the city is entitled to reimbursement of its reasonable costs to participate in cases that are deemed ratemaking proceedings under the Utilities Code; and

WHEREAS, the City Council finds that City's participation with other CenterPoint serve area municipalities in the Coalition of Cities to coordinate the hiring and direction of counsel and consultants on behalf of the Coalition of Cities, including the City, will achieve coordinated efforts among similarly situated affected municipalities in order to maximize the efficient use of resources and expertise in reviewing analyzing, and investigating CenterPoint's Statement of Intent; and

WHEREAS, the Coalition of Cities shall be led by the City of Houston, which shall direct the selection of legal counsel and consultants on behalf of the Coalition of Cities; and

WHEREAS, interested parties must seek party status to comply with the intervention deadline to be set in the proceedings; and

**WHEREAS,** City Council has determined that it is in the best interest of the City that the City participates with the Coalition of Cities in the PUC proceedings.

## NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF LA PORTE, TEXAS, THAT:

- Section 1. That the statements and findings recited in the preamble to this resolution are found to be true and correct and are hereby adopted as part of this resolution.
- Section 2. That the City is hereby authorized to join with other municipalities as part of the Coalition of Cities and to participate to the fullest extent permitted by law in proceedings affecting the rates, operations, and services of CenterPoint for customers within the City of La Porte, Texas and in particular regarding the Statement of Intent.
- Section 3. That the City is hereby authorized to intervene in the proceedings as a member of the Coalition of Cities.
- <u>Section 4.</u> The City authorizes the Coalition of Cities to represent the City in proceedings affecting the rates, operations and services of CenterPoint for customers within the City of La Porte and in particular regarding the Statement of Intent.
- <u>Section 5.</u> That such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations and related Proceedings.
- **Section 6.** The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves, and confirms such written notice and the contents and posting thereof.
- Section 7. That this resolution shall take effect immediately upon its passage and approval in the manner required by the City Charter and ordinances or resolutions.

**PASSED and APPROVED** this, the 8<sup>th</sup> day of April, 2024.

**CITY OF LA PORTE, TEXAS** Rigby, May Louis R

APPROVED AS TO FORM:

MT Acknow

Clark T. Askins, City Attorney

ATTEST: Lee Woodjward,	Chint	Secreta	TY OF THE	
	HARRIS	COUNTY.	TEXAS	A LAND

#### **ORDINANCE 2024-3983**

#### AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC WITHIN THE CITY OF LA PORTE, TEXAS; SUSPENDING FOR NINETY DAYS THE EFFECTIVE DATE OF NEW RATES; MAINTAINING CURRENT RATES IN EFFECT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY.

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint") submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the City of La Porte, Texas ("City"), requesting a rate increase and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

WHEREAS, the City is a member of the Coalition of Cities ("Coalition") in this CenterPoint electric base rate proceeding, as approved by resolution 2024-09 by City Council on April 8, 2024.

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, PURA Sections 36.102 and 36.108 provide that the New Rates take effect on the 35<sup>th</sup> day after the local filing, unless the local regulatory authority suspends the effective date of the New Rates within 35 days of filing; and

**WHEREAS**, PURA Section 36.108 further provides that a local regulatory authority may suspend the operation of the Application for ninety days beyond the date the New Rates would otherwise be effective (the "Suspension Period"); and

WHEREAS, PURA Section 36.109 provides that unless the local regulatory authority establishes interim rates, the rates in effect at the time the Application is filed remain in effect during the Suspension Period; and

WHEREAS, during the Suspension Period, the City through the Coalition's consultants and outside counsel will review the Application, perform a coordinated analysis of the New Rates, obtain additional information from CenterPoint, receive public comments, and prepare a rate ordinance recommendation to City Council; and

WHEREAS, the expert utility rate consultants retained to review the Application on behalf of the Coalition have not had sufficient time to determine whether CenterPoint has justified its request for New Rates; and

WHEREAS, the Coalition's consultants and outside counsel recommend that the City suspend CenterPoint's New Rates for ninety days beyond the proposed effective date, April 10, 2024, or

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the date the New Rates would otherwise be effective, to allow for coordinated rate analysis, consideration of the New Rates, and public comment; and

WHEREAS, the City has standing in each case before the Texas Public Utility Commission ("PUC") that relates to an electric utility providing service within the City pursuant to PURA Section 33.025;

# NOW, THERERFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA PORTE, TEXAS:

Section 1. That the facts contained in the preamble of this ordinance are determined to be true and correct and are hereby adopted as part of this ordinance.

Section 2. To allow for coordinated rate analysis, consideration of other issues, and public comment, the effective date of the New Rates filed with the City by CenterPoint on March 6, 2024, is hereby suspended for ninety days beyond April 10, 2024, or the date the Rate Increase would otherwise be effective,

Section 3. The rates in effect as of March 6, 2024, the Application filing date, shall remain in effect until the earlier of the expiration of the Suspension Period or until changed by the adoption of a replacement rate ordinance by this Council.

**Section 4.** The City may intervene and participate in all proceedings related to or affecting CenterPoint's rates within the City at the PUC until the final resolution of the New Rates.

**Section 5.** The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City of La Porte, Texas for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

CITY OF LA PORTE, TEXAS

**PASSED and APPROVED** this, the 8<sup>th</sup> day of April, 2024.

'Rigby, M Louis R APPROVED AS TO FORM: ATTEST: Lout T. Askins Clark T. Askins, City Attorney eere 2

#### Ordinance No. 09-2024

AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC WITHIN THE CITY OF OAK RIDGE NORTH, TEXAS; DENYING RATE INCREASE REQUEST AND REVISED RATE SCHEDULES AND MAINTAINING CURRENT RATES IN EFFECT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

\* \* \* \* \*

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint") submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the City of Oak Ridge North, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

WHEREAS, the City is a member of the Coalition of Cities ("Coalition") in this CenterPoint electric base rate proceeding, as approved by Resolution No. 2024-03 by City Council on <u>April 8, 2024.</u>

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, the expert utility rate consultants retained to review CenterPoint's New Rates on behalf of the Coalition are still reviewing CenterPoint's Application and New Rates; and

WHEREAS, City Council determines that CenterPoint's rates in effect as of March 6, 2024, ("Current Rates") are the just and reasonable rates to be observed and to remain in force within the City; and

WHEREAS, City Council anticipates that a denial of the New Rates will be appealed to the PUC; and

WHEREAS, denial of the New Rates would maintain the Current Rates in effect for customers within Oak Ridge North, Texas until further changed under the Utilities Code; and WHEREAS, the City Council finds that the public interest will be served by the adoption of an ordinance denying the New Rates; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OAK RIDGE NORTH, TEXAS:

Section 1. That the facts contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** That CenterPoint's Application for New Rates on file with the City is denied in total.

**Section 3.** That the rates currently in effect as of March 6, 2024, for CenterPoint customers receiving service within the City of Oak Ridge North, Texas shall remain in effect until further changed under applicable law.

Section 4. That If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be invalid, the validity of the remaining portions of this ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

Section 5. That the City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 6. This ordinance shall be effective immediately upon passage and approval.

PASSED AND APPROVED this 8th day of April, 2024

Paul Bond

Mayor of the City of Oak Ridge North, Texas



Elizabeth Harrell City Secretary

#### **RESOLUTION NO. 2024-03**

#### RESOLUTION OF THE CITY OF <u>OAK RIDGE NORTH</u>, TEXAS, AUTHORIZING PARTICIPATION TO THE FULL EXTENT PERMITTED BY LAW IN PROCEEDINGS PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES PENDING AS PUC DOCKET NO. 56211 AND RELATED PROCEEDINGS.

WHEREAS, on <u>March 6</u>, 2024, CenterPoint Energy Houston Electric, LLC. ("CenterPoint") filed a Statement of Intent and Application for Authority to Change Rates ("Statement of Intent") within the City of <u>Oak Ridge North</u>, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, CenterPoint has simultaneously requested the New Rates at the Public Utility Commission of Texas ("PUC") for customers receiving service in unincorporated areas ("environs"); and

WHEREAS, the PUC hears appeals from the ordinances of local regulatory authorities to determine just and reasonable rates; and

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

**WHEREAS,** City has exclusive original jurisdiction as a local regulatory authority over the rates, operations and services of an electric utility for customers within the city pursuant to the Public Utility Regulatory Act ("PURA"); and

WHEREAS, the City has standing in each case before the PUC that relates to an electric utility providing service in the municipality pursuant to Section 33.025 of the Utilities Code; and

WHEREAS, PURA requires a local regulatory authority to make a reasonable determination of rate base, expenses, investment and rate of return and to retain the necessary personnel to determine reasonable rates; and

WHEREAS, the City is entitled to reimbursement of its reasonable costs to participate in cases that are deemed ratemaking proceedings under the Utilities Code; and

WHEREAS, the City Council finds that City's participation with other CenterPoint served area municipalities in the Coalition of Cities to coordinate the hiring and direction of counsel and consultants on behalf of the Coalition of Cities, including the City, will achieve coordinated efforts among similarly situated affected municipalities in order to maximize the efficient use of resources and expertise in reviewing analyzing, and investigating CenterPoint's Statement of Intent; and

WHEREAS, the Coalition of Cities shall be led by the City of Houston, which shall direct the selection of legal counsel and consultants on behalf of the Coalition of Cities.

WHEREAS, interested parties must seek party status to comply with the intervention deadline to be set in the proceedings; and

WHEREAS, City Council has determined that it is in the best interest of the City that the City participates with the Coalition of Cities in the PUC proceedings; NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OAK RIDGE NORTH, TEXAS:

Section 1: That the statements and findings recited in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

Section 2. That the City is hereby authorized to join with other municipalities as part of the Coalition of Cities and to participate to the fullest extent permitted by law in proceedings affecting the rates, operations and services of CenterPoint for customers within the City of Oak Ridge North, Texas and in particular regarding the Statement of Intent.

Section 3. That the City is hereby authorized to intervene in the proceedings as a member of the Coalition of Cities.

Section 4. The City authorizes the Coalition of Cities to represent the City in proceedings affecting the rates, operations and services of CenterPoint for customers within the City of Oak Ridge North and in particular regarding the Statement of Intent.

Section 5. That such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations and related Proceedings.

Section 6. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 7. That this Resolution shall take effect immediately upon its passage and approval.

Attachment CEHE 1-1

Paul Bond, Mayor of the City of Oak Ridge North, Texas



Elizabeth Harrell, City Secretary



#### City of the Village of Surfside Beach, Texas Ord. No. 2024-04-09

AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC WITHIN THE CITY OF SURFSIDE BEACH, TEXAS; DENYING RATE INCREASE REQUEST AND REVISED RATE SCHEDULES AND MAINTAINING CURRENT RATES IN EFFECT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY.

\* \* \* \* \*

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint") submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the Village of Surfside Beach, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

WHEREAS, the City is a member of the Coalition of Cities ("Coalition") in this CenterPoint electric base rate proceeding, as approved by resolution 2024-04-12-CPC by City Council on April 9, 2024.

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, the expert utility rate consultants retained to review CenterPoint's New Rates on behalf of the Coalition are still reviewing CenterPoint's Application and New Rates; and

WHEREAS, City Council determines that CenterPoint's rates in effect as of March 6, 2024, ("Current Rates") are the just and reasonable rates to be observed and to remain in force within the City; and

WHEREAS, City Council anticipates that a denial of the New Rates will be appealed to the PUC; and

WHEREAS, denial of the New Rates would maintain the Current Rates in effect for customers within The Village of Surfside Beach, Texas until further changed under the Utilities Code; and

WHEREAS, the City Council finds that the public interest will be served by the adoption of an ordinance denying the New Rates; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS:

**Section 1.** That the facts contained in the preamble of this Ordinance are determined to be true and correct and are hereby adopted as part of this Ordinance.

**Section 2.** That CenterPoint's Application for New Rates on file with the City is denied in total.

**Section 3.** That the rates currently in effect as of March 6, 2024, for CenterPoint customers receiving service within the Village of Surfside Beach, Texas shall remain in effect until further changed under applicable law.

**Section 4.** That If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be invalid, the validity of the remaining portions of this ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

**Section 5.** That the City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law,

Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED this 9th day of April, 2024

Mayor

The Village of Surfside Beach, Texas

Inda Yavaport

#### RESOLUTION NO. 2024-04-12-CPC

#### RESOLUTION OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, AUTHORIZING PARTICIPATION TO THE FULL EXTENT PERMITTED BY LAW IN PROCEEDINGS PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES PENDING AS PUC DOCKET NO. 56211 AND RELATED PROCEEDINGS.

WHEREAS, on <u>March 6</u>, 2024, CenterPoint Energy Houston Electric, LLC. ("CenterPoint") filed a Statement of Intent and Application for Authority to Change Rates ("Statement of Intent") within the Village of Surfside Beach, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, CenterPoint has simultaneously requested the New Rates at the Public Utility Commission of Texas ("PUC") for customers receiving service in unincorporated areas ("environs"); and

WHEREAS, the PUC hears appeals from the ordinances of local regulatory authorities to determine just and reasonable rates; and

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, City has exclusive original jurisdiction as a local regulatory authority over the rates, operations and services of an electric utility for customers within the city pursuant to the Public Utility Regulatory Act ("PURA"); and

**WHEREAS**, the City has standing in each case before the PUC that relates to an electric utility providing service in the municipality pursuant to Section 33.025 of the Utilities Code; and

WHEREAS, PURA requires a local regulatory authority to make a reasonable determination of rate base, expenses, investment and rate of return and to retain the necessary personnel to determine reasonable rates; and

WHEREAS, the City is entitled to reimbursement of its reasonable costs to participate in cases that are deemed ratemaking proceedings under the Utilities Code; and

WHEREAS, the City Council finds that City's participation with other CenterPoint serve area municipalities in the Coalition of Cities to coordinate the hiring and direction of counsel and consultants on behalf of the Coalition of Cities, including the City, will achieve coordinated efforts among similarly situated affected municipalities in order to maximize the efficient use of resources and expertise in reviewing analyzing, and investigating CenterPoint's Statement of Intent; and

WHEREAS, the Coalition of Cities shall be led by the City of Houston, which shall direct the selection of legal counsel and consultants on behalf of the Coalition of Cities.

WHEREAS, interested parties must seek party status to comply with the intervention deadline to be set in the proceedings; and

WHEREAS, City Council has determined that it is in the best interest of the City that the City participates with the Coalition of Cities in the PUC proceedings; NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS;

Section 1: That the statements and findings recited in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

Section 2. That the City is hereby authorized to join with other municipalities as part of the Coalition of Cities and to participate to the fullest extent permitted by law in proceedings affecting the rates, operations and services of CenterPoint for customers within the Village of Surfside Beach, Texas and in particular regarding the Statement of Intent.

Section 3. That the City is hereby authorized to intervene in the proceedings as a member of the Coalition of Cities.

Section 4. The City authorizes the Coalition of Cities to represent the City in proceedings affecting the rates, operations and services of CenterPoint for customers within the Village of Surfside Beach and in particular regarding the Statement of Intent.

**Section 5.** That such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations and related Proceedings.

**Section 6.** The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

**Section 7.** That this Resolution shall take effect immediately upon its passage and approval in the manner required by the City Charter and ordinances or resolutions.

PASSED AND ADOPTED this 9th day of April, 2024

Mayor Village of Surfside Beach, Texas

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#### RESOLUTION NO. 2024-03

RESOLUTION OF THE CITY OF WEST UNIVERSITY PLACE, TEXAS, AUTHORIZING PARTICIPATION TO THE FULL EXTENT PERMITTED BY LAW IN PROCEEDINGS PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC STATEMENT OF INTENT AND APPLICATION FOR AUTHORITY TO CHANGE RATES PENDING AS PUC DOCKET NO. 56211 AND RELATED PROCEEDINGS.

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC. ("CenterPoint") filed a Statement of Intent and Application for Authority to Change Rates ("Statement of Intent") within the City of West University Place, Texas ("City"), requesting a rate increase, riders, and tariff changes (collectively "New Rates"); and

WHEREAS, CenterPoint has simultaneously requested the New Rates at the Public Utility Commission of Texas ("PUC") for customers receiving service in unincorporated areas ("environs"); and

WHEREAS, the PUC hears appeals from the ordinances of local regulatory authorities to determine just and reasonable rates; and

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, City has exclusive original jurisdiction as a local regulatory authority over the rates, operations and services of an electric utility for customers within the city pursuant to the Public Utility Regulatory Act ("PURA"); and

WHEREAS, the City has standing in each case before the PUC that relates to an electric utility providing service in the municipality pursuant to Section 33.025 of the Utilities Code; and

WHEREAS, PURA requires a local regulatory authority to make a reasonable determination of rate base, expenses, investment and rate of return and to retain the necessary personnel to determine reasonable rates; and

WHEREAS, the City is entitled to reimbursement of its reasonable costs to participate in cases that are deemed ratemaking proceedings under the Utilities Code; and

WHEREAS, the City Council finds that City's participation with other CenterPoint service area municipalities in the Coalition of Cities to coordinate the hiring and direction of counsel and consultants on behalf of the Coalition of Cities, including the City, will achieve coordinated efforts among similarly situated affected municipalities in order to maximize the efficient use of resources and expertise in reviewing analyzing, and investigating CenterPoint's Statement of Intent; and

WHEREAS, the Coalition of Cities shall be led by the City of Houston, which shall direct the selection of legal counsel and consultants on behalf of the Coalition of Cities.

WHEREAS, interested parties must seek party status to comply with the intervention deadline to be set in the proceedings; and

WHEREAS, City Council has determined that it is in the best interest of the City that the City participates with the Coalition of Cities in the PUC proceedings;

## NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WEST UNIVERSITY PLACE, TEXAS:

Section 1: That the statements and findings recited in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

Section 2. That the City is hereby authorized to join with other municipalities as part of the Coalition of Cities and to participate to the fullest extent permitted by law in proceedings affecting the rates, operations and services of CenterPoint for customers within the City of West University Place, Texas and in particular regarding the Statement of Intent.

**Section 3.** That the City is hereby authorized to intervene in the proceedings as a member of the Coalition of Cities.

Section 4. The City authorizes the Coalition of Cities to represent the City in proceedings affecting the rates, operations and services of CenterPoint for customers within the City of West University Place, Texas and in particular regarding the Statement of Intent.

Section 5. That such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations and related Proceedings.

Section 6. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this resolution and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 7. That this Resolution shall take effect immediately upon its passage and approval in the manner required by the City Charter and ordinances or resolutions.

PASSED AND ADOPTED, AND AP	PROVED this grand day of April, 2024
Sign by:	Stal UNIVE Attested by:
Hayor Susan V. Sample	City Secretary Thelma A. Gilliam

#### Ordinance No. 3065

AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC WITHIN THE CITY OF WEST UNIVERSITY PLACE, TEXAS; SUSPENDING FOR NINETY DAYS THE EFFECTIVE DATE OF NEW RATES; MAINTAINING CURRENT RATES IN EFFECT; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; PROVIDING FOR SEVERABILITY.

\* \* \* \* \* \*

WHEREAS, on or about January 26, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint") submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the City of West University Place, Texas ("City"), requesting a rate increase and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

**WHEREAS,** the City is a member of the Coalition of Cities ("Coalition") in this CenterPoint electric base rate proceeding, as approved by resolution by City Council on April 8, 2024.

WHEREAS, the New Rates would affect rates, operations or services for CenterPoint retail customers within the City; and

WHEREAS, PURA Sections 36.102 and 36.108 provide that the New Rates take effect on the 35<sup>th</sup> day after the local filing, unless the local regulatory authority suspends the effective date of the New Rates within 35 days of filing; and

WHEREAS, PURA Section 36.108 further provides that a local regulatory authority may suspend the operation of the Application for ninety days beyond the date the New Rates would otherwise be effective (the "Suspension Period"); and

WHEREAS, PURA Section 36.109 provides that unless the local regulatory authority establishes interim rates, the rates in effect at the time the Application is filed remain in effect during the Suspension Period; and

WHEREAS, during the Suspension Period, the City through the Coalition's consultants and outside counsel will review the Application, perform a coordinated analysis of the New Rates, obtain additional information from CenterPoint, receive public comments, and prepare a rate ordinance recommendation to City Council; and

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WHEREAS, the expert utility rate consultants retained to review the Application on behalf of the Coalition have not had sufficient time to determine whether CenterPoint has justified its request for New Rates; and

WHEREAS, the Coalition's consultants and outside counsel recommend that the City suspend CenterPoint's New Rates for ninety days beyond the proposed effective date, April 10, 2024, or the date the New Rates would otherwise be effective, to allow for coordinated rate analysis, consideration of the New Rates, and public comment; and

WHEREAS, the City has standing in each case before the Texas Public Utility Commission ("PUC") that relates to an electric utility providing service within the City pursuant to PURA Section 33.025;

#### NOW, THERERFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WEST UNIVERSITY PLACE, TEXAS:

Section 1. That the facts contained in the preamble of this Ordinance are

determined to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. To allow for coordinated rate analysis, consideration of other issues,

and public comment, the effective date of the New Rates filed with the City by CenterPoint

on or about March 6, 2024, is hereby suspended for ninety days beyond April 10, 2024,

or the date the Rate Increase would otherwise be effective.

Section 3. The rates in effect as of March 6, 2024, the Application filing date, shall

remain in effect until the earlier of the expiration of the Suspension Period or until changed by the adoption of a replacement rate ordinance by this Council.

**Section 4.** The City may intervene and participate in all proceedings related to or affecting CenterPoint's rates within the City at the PUC until the final resolution of the New Rates.

**Section 5.** The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City of West University Place, Texas for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

PASSED AND APPROVED this day of April, 20 \_, 2024



Secretary Thelma A. Gilliam City

### City of Houston, Texas Ordinance No. 2024-//74

AN ORDINANCE RELATING TO THE RETAIL ELECTRIC RATES OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC WITHIN THE CITY OF HOUSTON, TEXAS; SUSPENDING FOR NINETY DAYS THE EFFECTIVE DATE OF NEW RATES; MAINTAINING CURRENT RATES IN EFFECT; PROVIDING FOR SEVERABILITY; CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO THE FOREGOING SUBJECT; AND DECLARING AN EMERGENCY.

\* \* \* \* \*

WHEREAS, on March 6, 2024, CenterPoint Energy Houston Electric, LLC ("CenterPoint") submitted a Statement of Intent and Application for Authority to Change Rates ("Application") within the City of Houston, Texas ("City"), requesting a rate increase and tariff changes (collectively "New Rates"); and

WHEREAS, the City, as a local regulatory authority, exercises original jurisdiction over the rates, operations and services of CenterPoint for customers located within the City under Section 33.001 of the Public Utility Regulatory Act ("PURA") in the Texas Utilities Code; and

WHEREAS, the New Rates would affect rates, operations, or services for CenterPoint retail customers within the City; and

WHEREAS, PURA Sections 36.102 and 36.108 provide that the New Rates take effect on the 35<sup>th</sup> day after the local filling, unless the local regulatory authority suspends the effective date of the New Rates within 35 days of filling; and

WHEREAS, PURA Section 36.108 further provides that a local regulatory authority may suspend the operation of the Application for ninety days beyond the date the New Rates would otherwise be effective (the "Suspension Period"); and

WHEREAS, CenterPoint is proposing an effective date of April 10, 2024, and the Suspension Period would extend to July 9, 2024; and

WHEREAS, PURA Section 36.109 provides that unless the local regulatory authority establishes interim rates, the rates in effect at the time the Application is filed remain in effect during the Suspension Period; and

WHEREAS, during the Suspension Period, the City, either independently or through consultants will review the Application, perform a coordinated analysis of the New Rates, obtain additional information from CenterPoint, receive public comments, and prepare a rate ordinance recommendation to City Council; and

WHEREAS, the City requires sufficient time to review the Application, conduct an analysis, receive public comments, and prepare a rate ordinance recommendation; and

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WHEREAS, the City Council has determined that it is in the best interests of the CenterPoint utility ratepayers within the City of Houston, Texas, to allow for coordinated rate analysis, consideration of the New Rates, and public comment by suspending the New Rates for ninety days beyond the proposed effective date of April 10, 2024, or other amended effective date; and

WHEREAS, the City has standing in each case before the Texas Public Utility Commission ("PUC") that relates to an electric utility providing service within the City pursuant to PURA Section 33.025;

NOW, THERERFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOUSTON, TEXAS:

Section 1. That the facts contained in the preamble of this Ordinance are determined

to be true and correct and are hereby adopted as part of this Ordinance.

Section 2. That to allow for coordinated rate analysis, consideration of other issues,

and public comment, the effective date of the Application and New Rates filed with the City

by CenterPoint on March 6, 2024, is hereby suspended for ninety days beyond April 10,

2024, or other amended effective date.

Section 3. That the rates in effect as of May 6, 2024, the Application filing date, shall

remain in effect until the earlier of the expiration of the Suspension Period or until changed by law.

Section 4. That the City may intervene and participate in all proceedings related to or affecting CenterPoint's rates within the City at the PUC until the final resolution of the New Rates.

Section 5. That if any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be invalid, the validity of the remaining portions of this ordinance or their

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application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

Section 6. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City of Houston, Texas for the time required by law preceding this meeting, as required by the Open Meetings Law, Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 7. There exists a public emergency requiring that the Ordinance be passed finally on the date of its introduction as requested in writing by the Mayor; therefore, this Ordinance shall be passed finally on such date and shall take effect immediately upon its passage and approval by the Mayor; however, in the event that the Mayor fails to sign this Ordinance within five days after its passage and adoption, it shall take effect in accordance with Article VI, Section 6, Houston City Charter.

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Attachment CEHE 1-1

PASSED AND APPROVED this <u>/</u>, 2024. Maay of APPROVED this Moray of 2024 Mayor of the City of Houston, Texas

Pursuant to Article VI, Section 6, Houston City Charter, the effective date of the

foregoing Ordinance is \_\_\_\_\_.

City Secretary

Yushan Chang

Prepared by Legal Dept. YC/kro March 13, 2024 Senior Assistant City Attorney Requested by: Tina Paez, Director Administration and Regulatory Affairs Department LD File No. 0000000293

Aye	No	
✓		Mayor Whitmire
		Council Members
<ul> <li>✓</li> </ul>		Peck
1		Jackson
×		Kamin
v		Evans-Shabazz
×		Flickinger
×		Thomas
		Huffman
√		Castillo
4		Martinez
*		Pollard
√		Castex-Tatum
✓		Ramirez
<b>v</b>		Davis
✓		· Carter
Absent on per	rsonal business	Plummer
1		Alcorn
Caption	Adopted	

#### Meeting 3/27/2024

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Captions Published in DAILY COURT REVIEW Date: 4/2/2024

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