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

APPLICATION OF CENTERPOINT	§	BEFORE THE STATE OFFICE
ENERGY HOUSTON ELECTRIC, LLC	§	OF
FOR AUTHORITY TO CHANGE RATES	§	ADMINISTRATIVE HEARINGS

**CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC’S
PETITION FOR REVIEW OF MUNICIPAL ORDINANCES/RESOLUTIONS
AND MOTION TO CONSOLIDATE**

CenterPoint Energy Houston Electric, LLC (“CenterPoint Houston” or the “Company”) hereby appeals the rate decisions adopted by the cities of Bellaire, Oak Ridge North, and Surfside Beach (collectively, “Cities”) to deny the Company’s Statement of Intent and Application to increase its base rates. CenterPoint Houston further moves to consolidate the appeals of the Cities’ denials with Docket No. 56211. Appeals of these rate decisions are filed pursuant to Section 33.051 of the Public Utility Regulatory Act (“PURA”).

I. CENTERPOINT HOUSTON’S REQUESTED RATE CHANGE

On March 6, 2024, CenterPoint Houston filed with the Public Utility Commission of Texas (“Commission”) in this proceeding a Statement of Intent and Application to increase its base rates to be charged in areas over which the Commission has original jurisdiction. Concurrently with that filing, CenterPoint Houston also filed its Statement of Intent and Application with each city having original jurisdiction over the Company’s rates within the city.

II. JURISDICTION

The Commission has jurisdiction over this Petition for Review and Motion to Consolidate pursuant to PURA Sections 32.001, 33.051, 33.053, 33.054, and 36.001.

III. PETITION FOR REVIEW OF THE CITIES’ ACTIONS

In the ordinances and resolutions identified in the table below, the Cities denied the Company’s requested rate changes:

Date of Municipal Action	City
April 1, 2024	Bellaire
April 8, 2024	Oak Ridge North
April 9, 2024	Surfside Beach

Copies of each ordinance or resolution are attached to the Petition for Review as Exhibit A. The Company's appeal is based on the copies of signed resolutions and ordinances it received on May 14, 2024, in response to its First Request for Information to the Houston Coalition of Cities. The Cities are all members of the Houston Coalition of Cities, which has been granted intervention in this proceeding. CenterPoint Houston hereby appeals the Cities' denials of the proposed rate change and requests that the Commission exercise its appellate jurisdiction to conduct a *de novo* review of the Cities' denials of the rate change request.

IV. MOTION TO CONSOLIDATE

CenterPoint Houston requests that its appeal of the Cities' denials be consolidated with Docket No. 56211. This appeal involves issues of law and fact common to those in Docket No. 56211, and separate hearings of this appeal and Docket No. 56211 would result in unwarranted expense, delay, or substantial injustice.¹ In the alternative, if this Motion to Consolidate is denied, CenterPoint Houston requests that these appeals be assigned a new docket number by the Commission.

V. PRAYER

CenterPoint Houston respectfully requests that the Administrative Law Judges enter an order granting the Company's petition for review and consolidating this appeal of the denials by the Cities with Docket No. 56211. CenterPoint Houston also requests such further relief to which it may be entitled.

¹ See P.U.C. Proc. R. 22.34(a).

Respectfully submitted,

By: 

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**COUNSEL FOR CENTERPOINT ENERGY
HOUSTON ELECTRIC, LLC**

CERTIFICATE OF SERVICE

I hereby certify that on May 21, 2024, notice of the filing of this document was provided to all parties of record via electronic mail in accordance with the Second Order Suspending Rules, issued in Project No. 50664.


Mark A. Santos

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.

Attachment CEHE 1-1

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

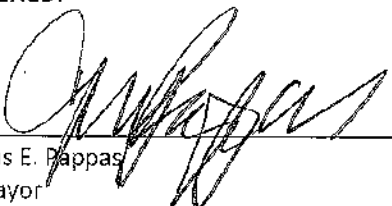
Section 3. THAT the rates currently in effect as of April 1, 2024, for CenterPoint customers receiving service within the City of Bellaire, Texas, shall remain in effect until further changed under applicable law.

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:



Gus E. Pappas
Mayor

Attachment CEHE 1-1

ATTEST



Tracy L. Dutton

Tracy L. Dutton, TRMC
City Clerk

APPROVED AS TO FORM:



Alan P. Petrov
City Attorney

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 April 8, 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 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,

Attachment CEHE 1-1

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

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.

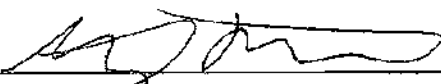
Section 4. That If any provision, section, subsection, sentence, clause or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be invalid, the validity of the remaining portions of this ordinance or their application to other persons or 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,

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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



City Secretary