

RESOLUTION NO. 2006-005

**A RESOLUTION OF THE CITY OF Pattison, TEXAS, PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC COST OF SERVICE RATE FILING PENDING AS PUC DOCKET NO. 32093 AND RELATED PROCEEDINGS.**

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**WHEREAS**, on December 1, 2005, the Staff of the Public Utility Commission of Texas ("Commissison") filed a petition to inquire into the reasonableness of the rates being charged by CenterPoint Energy Houston Electric, LLP ("CenterPoint Energy Houston"); and

**WHEREAS**, on December 16, 2005, the Commission ordered CenterPoint Energy Houston Electric, LLC to submit a rate filing by April 15, 2006, for its transmission and distribution utility operations ("Center Point TDU") to allow the Commission to assure rates, operations and services that are just and reasonable to the CenterPoint TDU and to the ratepayers; and

**WHEREAS**, in response to the Commission's order, CenterPoint Energy Houston submitted a rate filing package on April 14, 2006 in the proceedings pending under PUC Docket No. 32093; and

**WHEREAS**, any rate changes ordered by the Commission in the proceedings could affect Center Point Energy Houston's rates for wholesale electric transmission customers and for transmission and distribution services to competitive retailers such as retail electric providers, municipalities and electric cooperatives serving end-use retail electric customers in Center Point Energy Houston's certificated service territory and may affect the retail electric customers of those competitive retailers depending on whether and how the competitive retailers choose to pass along to their retail electric customers those changed rates; and

**WHEREAS**, the Commission referred the proceedings to the State Office of Administrative Hearings (SOAH) on April 18, 2006 requesting the assignment of an Administrative Law Judge to conduct a hearing and issue a proposal for decision to the Commission if necessary; and

**WHEREAS**, the deadline for the Commission to rule on the proceedings is October 16, 2006, 185 days after April 14, 2006, the date on which Center Point Energy Houston submitted its rate filing; and

**WHEREAS**, certain municipalities have indicated their desire to join with the City of Houston Texas, in a coalition of cities interested in the conduct of the Proceedings and to authorize the coalition to intervene on behalf of the participating municipalities therein; 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 interests of the City that the City intervenes in the Proceedings to represent the City's interests; **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PATTISON, TEXAS:**

**Section 1:** That the facts recited in the preamble hereto are hereby found to be true and correct and are hereby incorporated herein.

**Section 2:** That the City is hereby authorized to assist in the organization of, and to join in, a coalition of municipalities and other parties having similar interests in the Proceedings.

**Section 3:** That the City is hereby authorized to intervene in the Proceedings, either as a member of the coalition or otherwise, and to take legal and other actions as a party in the Proceedings affecting rates and services provided by the companies throughout the State of Texas, including the City of Pattison, Texas.

**Section 4:** That the City Attorney or the City Attorney and such outside counsel as the Coalition 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 5:** That this Resolution shall take effect immediately upon its passage and approval in the manner required by the City Charter and ordinances.

**PASSED AND ADOPTED this 13<sup>th</sup> day of June, 2006.**

**APPROVED this 13th day of June, 2006.**



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Mayor Bill Matthews of the City of Pattison, Texas



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Lynda L. Fairchild, City Secretary