

## RESOLUTION NO. 2015-97

### RESOLUTION OF THE VILLAGE OF PLEAK, TEXAS, PERTAINING TO CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC APPLICATION FOR APPROVAL OF A DISTRIBUTION COST RECOVERY FACTOR PENDING AS DOCKET NO. 44572 AND RELATED PROCEEDINGS.

**WHEREAS**, on or about April 6, 2015, CenterPoint Energy Houston Electric, LLC ("CenterPoint Houston") filed an Application for Approval of a Distribution Cost Recovery Factor ("DCRF") with the Public Utility Commission of Texas ("Commission ") under Docket No. 44572; and

**WHEREAS**, Section 36.210 of the Public Utility Regulatory Act authorizes an electric utility company to request periodic adjustment to its rate schedule between full base rate cases due to changes in the utility's invested capital by including a DCRF in its Commission approved rates; and

**WHEREAS**, CenterPoint Houston is requesting \$16,704,985 to be recovered through ratepayers for its net distribution system invested capital; and

**WHEREAS**, any DCRF ordered by the Commission in the proceedings could ultimately affect CenterPoint Houston's rates for wholesale electric transmission customers and for end-use retail electric customers in CenterPoint Houston's certificated service territory; and

**WHEREAS**, the Commission referred the proceedings to the State Office of Administrative Hearings (SOAH) on April 7, 2015, 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 July 17, 2015, 46 days before September 1, 2015, the effective date unless good causes exists for a later date pursuant to section 25.243(e)(6)(C) of the PUC Substantive Rules; 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**, 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.

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

**WHEREAS**, the City Council finds that the participation of the Village of Pleak in the coalition of cities 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 Houston's DCRF application; 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 proceedings; **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE VILLAGE OF PLEAK, 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 Houston for customers within the Village of Pleak, Texas and in particular regarding the DCRF recovery factor.

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

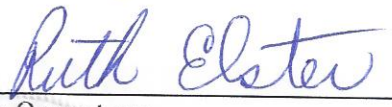
**Section 4.** That such outside counsel that the City of Houston may select, shall represent the City in all of the proceedings and are hereby authorized to take all legal and other actions necessary to forward the interests of the City in the proceedings and all matters related to such proceedings, including without limitation any hearings, conferences, negotiations and related Proceedings.

**Section 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 20 day of May, 2015

**APPROVED** this 20 day of May, 2015

  
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Mayor of the Village of Pleak, Texas

  
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City Secretary

