

RESOLUTION NO. _____

A RESOLUTION BY THE CITY OF KYLE, TEXAS, ("CITY") RESPONDING TO THE APPLICATION OF CENTERPOINT ENERGY RESOURCES CORP., SOUTH TEXAS DIVISION, TO INCREASE RATES UNDER THE GAS RELIABILITY INFRASTRUCTURE PROGRAM; SUSPENDING THE EFFECTIVE DATE OF THIS RATE APPLICATION FOR FORTY-FIVE DAYS; DETERMINING THAT THE MEETING AT WHICH THE RESOLUTION WAS ADOPTED COMPLIED WITH THE TEXAS OPEN MEETINGS ACT; MAKING SUCH OTHER FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, WHEREAS, on or about March 38, 2019 CenterPoint Energy Resources Corp., South Texas Division (“CenterPoint”) filed for an increase in gas utility rates under the Gas Reliability Infrastructure Program (“GRIP”), which if approved, results in an increase in the monthly customer charges; and

WHEREAS, pursuant to Texas Utilities Code Section 103.001, the City of Kyle is a regulatory authority having exclusive original jurisdiction over the rates, operations and services of a gas distribution utility in the City limits of the City of Kyle; and

WHEREAS, pursuant to Chapter 51, Section 51.001 of the Local Government Code, the City of Kyle may adopt a resolution that is necessary or proper for carrying out a power granted by law to the municipality; and

WHEREAS, CenterPoint Energy Resources Corp., is a gas distribution utility operating within the City of Kyle, Texas; and

WHEREAS, pursuant to Texas Utilities Code Section 104.301, the City may act to suspend the implementation of the proposed adjustment for up to 45 days;

WHEREAS, the effective date proposed by CenterPoint is May 27, 2019 but a suspension by the City will mean that the rate increase cannot go into effect prior to July 11, 2019.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KYLE, TEXAS THAT

A. FINDINGS OF FACT

The foregoing recitals are incorporated into this Resolution by reference as findings of fact as if expressly set forth herein and such recitals, as findings of fact, are hereby approved.

B. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

C. EFFECTIVE DATE

This resolution shall become effective from and after its passage.

D. COPY OF RESOLUTION TO CENTERPOINT ENERGY RESOURCES CORP.

Within 10 days after passage, a copy of this Resolution shall be sent Mr. Keith Wall, Director of Regulatory Affairs, CenterPoint Energy, P.O. Box 2628, Houston, Texas 77252-2628.

PASSED AND APPROVED this _____ day of _____ 2019, by a vote of _____ (ayes) to _____ (nays) to _____ (abstentions) of the City Council of the City of Kyle, Texas. by the City of Kyle, Texas.

By: _____
Travis Mitchell, Mayor

ATTEST:

By: _____
Jennifer Vetrano, City Secretary

APPROVED AS TO FORM:

By: _____
Paige Saenz, City Attorney