

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: June 22, 2021

PUBLIC HEARING DATE: Not applicable

CONTACT PERSON(S): Elizabeth Triggs, (915) 212-1619, triggsek@elpasotexas.gov
Manny Arambula, (915) 212-0033

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6. Set the standard for sound governance and fiscal management

SUBGOAL: 6.7: Deliver effective and efficient processes to maximize value in obtaining goods and services

SUBJECT:

A resolution suspending the rate increase identified in the Application of El Paso Electric Company to Change Rates for 90 days after the effective date of the proposed rate increase.

BACKGROUND / DISCUSSION:

On June 1, 2021, El Paso Electric filed its base rate application seeking to change rates for its Texas retail customers with the City of El Paso, a local regulator of the utility with authority to set rates within the City limits. By statute, the proposed rates become effective on July 6, 2021, unless suspended. The purpose of this resolution is to suspend the rates for 90 days from the effective date, providing the City additional time to review and request any supplementary information needed to study the proposed rate changes.

PRIOR COUNCIL ACTION:

None

AMOUNT AND SOURCE OF FUNDING:

Not applicable

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: City Attorney's Office

SECONDARY DEPARTMENT: City Manager's Office

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:


Elizabeth Triggs, Strategic Partnerships Officer

RESOLUTION

WHEREAS, El Paso Electric Company, distributes electric power within the City Limits of the City of El Paso pursuant to a franchise granted to El Paso Electric Company dated as of July 15, 2005, as amended, and is an electric utility; and

WHEREAS, on June 1, 2021, El Paso Electric Company (“EPE” or the “Company”), filed with the City of El Paso its Application of El Paso Electric Company to Change Rates; and

WHEREAS, pursuant to applicable law, the City of El Paso maintains original jurisdiction over rates of El Paso Electric Company for rates charged within the City limits of the City of El Paso and the Application specifies that the rate change within the City’s jurisdiction should be effective on July 6, 2021; and

WHEREAS, the City Council has determined that additional time and information is needed for it to study the proposed rate changes and tariffs and the reasons therefor; and

WHEREAS, pursuant to the Public Utility Regulatory Act, Texas Utilities Code Section 36.108, the City of El Paso, as regulatory Authority, has the right to suspend the proposed rate change subject to the City’s jurisdiction for a period of 90 days after the proposed date the change would otherwise be effective; and

WHEREAS, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the proposed rate change.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the rate increase identified in the Application of El Paso Electric Company to Change Rates is hereby suspended for 90 days after the effective date for the rate increase subject to the City’s jurisdiction as specified in the filing.
2. That the City Manager shall so notify El Paso Electric Company of the suspension by having a copy of this Resolution delivered or mailed to the Chief Executive Officer of the Company.

ADOPTED by the CITY OF EL PASO, TEXAS, this th of June, 2021.


CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:



Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



Elizabeth Triggs
Strategic Partnerships Officer