



# City of San Antonio

## Agenda Memorandum

### File Number:

21-3054

---

**Agenda Item Number:** 7.

**Agenda Date:** October 21, 2021

**In Control:** City Council A Session

---

**DEPARTMENT:** Office of the City Clerk

**DEPARTMENT HEAD:** Debbie Racca-Sittre

**COUNCIL DISTRICTS IMPACTED:** Citywide

**SUBJECT:**

Appointments to the SA Energy Acquisition Public Facility Corporation (PFC)

**SUMMARY:**

This item reappoints Mayor Ron Nirenberg, Juanita (Janie) Gonzalez, John T. Steen and Paula Gold-Williams to the SA Energy Acquisition Public Facility Corporation Board of Directors for a term of office commencing on February 1, 2022 and expiring on January 31, 2024 and appoints Dr. Francine Romero for a term commencing upon the end of Edward B. Kelley's term, which shall be no later than February 1, 2022, and expiring January 31, 2024.

**BACKGROUND INFORMATION:**

The CPS Energy Board of Trustees is comprised of five citizens, one of whom is the Mayor. The Mayor is a voting member of the Board and is charged with keeping the City Council advised and informed of any actions, deliberations and decisions of the Board. Other than the Mayor, the remaining Board members are selected from geographic quadrants of the City (NE, NW, SE and SW Quadrants). City ordinances and related CPS Energy bond covenants dictate how bond funds may be used, dictate how revenues generated by CPS Energy are allocated, and grants the Board of Trustees control, management, and operation of CPS Energy systems. Ordinances related to CPS Energy bonds require that nominees for

vacancies on the CPS Energy Board of Trustees be elected by a majority of the remaining members of the Board of Trustees, to include the vote of the Mayor as a member of the Board, and that those nominees be submitted to the City Council for confirmation or rejection.

In Resolution No. 2007R-04-19-0455, approved on April 19, 2007, the City Council approved the creation of the SA Energy Acquisition Public Facility Corporation, which articles of incorporation and by-laws require the City Council to appoint the members of the CPS Energy Board of Trustees along with the President and CEO and the Chief Financial Officer & Treasurer of CPS Energy to the board of the new public facility corporation. The SA Energy Acquisition Public Facility Corporation was created for the purpose of financing and acquiring electric energy and power, oil, gas, coal, and other liquid, gaseous or solid hydrocarbon fuels for use by CPS Energy in operating its generation plants and in providing service to its customers. SA Energy Acquisition Public Facility Corporation Board of Directors serve for a term of two years.

The CPS Energy Board of Trustees requested the reappointment of Mayor Ron Nirenberg, Juanita (Janie) Gonzalez, John T. Steen and Paula Gold-Williams to the SA Energy Acquisition Public Facility Corporation Board of Directors for a term of office commencing on February 1, 2022 and expiring on January 31, 2024 and the appointment Dr. Francine Romero for a term commencing upon the end of Edward B. Kelley's term, which shall be no later than February 1, 2022, and expiring January 31, 2024.

#### **ISSUE:**

SA Energy Acquisition Public Facility Corporation articles of incorporation and bylaws require the City Council to appoint the members of the CPS Energy Board of Trustees along with the President & CEO and the Chief Financial Officer and Treasurer of CPS Energy to the PFC Board of Directors to serve two-year terms.

#### **ALTERNATIVES:**

None. SA Energy Acquisition Public Facility Corporation articles of incorporation and bylaws require the City Council to appoint the members of the CPS Energy Board of Trustees along with the President & CEO and the Chief Financial Officer and Treasurer of CPS Energy to the PFC Board of Directors to serve two-year terms.

#### **FISCAL IMPACT:**

There is no fiscal impact.

#### **RECOMMENDATION:**

Staff recommends the appointments to the SA Energy Acquisition Public Facility Corporation be approved as presented.