

THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

ORDINANCE

APPROVING AN AMENDMENT TO THE ELIGIBILITY REQUIREMENTS FOR THE CPS ENERGY RESIDENTIAL AFFORDABILITY DISCOUNT PROGRAM.

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WHEREAS, pursuant to Chapter 1502 of the Texas Government Code, the City Council, acting in its regulatory capacity, has original jurisdiction over the rates of CPS Energy and shall establish rates that are equal and uniform; and

WHEREAS, CPS Energy operates a combined electric and gas utility system on behalf of the City of San Antonio with management by the CPS Energy Board of Trustees as an independent body with control over the utility system's revenues and day-to-day operations; and

WHEREAS, the City Council approved the last CPS Energy rates adjustment in Ordinance No. 2023-12-07-08920 on December 7, 2023, to be effective February 1, 2024; and

WHEREAS, CPS Energy maintains an Affordability Discount Program (ADP) available to customers who have income at or below 125 percent of Federal poverty guidelines and meet one of the following criteria: are elderly; are disabled; use life-sustaining medical equipment; have children under the age of 18 years, or have a demonstrated energy burden of more than 10% of their annual income; and

WHEREAS, CPS Energy proposes increasing the income threshold of the ADP eligibility criteria to include customers whose total household income is at or below 150% of the Federal Poverty Level, for a period beginning on June 1, 2024 and concluding on May 31, 2026; and

WHEREAS, the proposed amendment will not have any impact on customer electric or gas rates; and

WHEREAS, CPS Energy Board of Trustees approved the proposed amendment on March 25, 2024; and

WHEREAS, the City Council finds that the proposed amendment is appropriate and consistent with Section 1502.057 of the Texas Government Code; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Rider E17 (electric service tariffs) and Rider G4 (gas service tariffs) concerning the Residential Affordability Discount Program, attached hereto as **Exhibits A** and **B** respectively and

fully incorporated herein, are each hereby approved, effective June 1, 2024 and concluding May 31, 2026.

SECTION 2. The City Council hereby finds that the amendment to the Affordability Discount Program, as set forth in **Exhibits A and B**, is in the public's interest, fair and reasonable, and nondiscriminatory.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

SECTION 4. This Ordinance shall become effective immediately upon passage by eight (8) or more votes of the City Council and if passed upon fewer than eight (8) votes after the tenth (10th) day after passage thereof.

PASSED AND APPROVED, this ___ day of May, 2024.

M A Y O R
Ron Nirenberg

Attest:

Approved As to Form:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

EXHIBIT A

EXHIBIT B