

Antonio Araujo
Mayor

Leticia Miranda
Alderson Place 1

David Cantu
Alderson Place 2



Miguel Najera Jr.
Alderson Place 3

Maria Covernali
Alderson Place 4

George Almanzar
Alderson Place 5

RESOLUTION NO. 1811R.02.04

A RESOLUTION APPROVING THE PROPOSED CHANGE IN RATES OF EL PASO ELECTRIC COMPANY'S APPLICATION TO IMPLEMENT REFUND TARIFF FOR FEDERAL INCOME TAX RATE DECREASE IN COMPLIANCE WITH PUC DOCKET NO. 46831

WHEREAS, El Paso Electric Company ("EPE" or the "Company") distributes electric power within the city limits of the City of San Elizario ("City") pursuant to a franchise granted to EPE by the City, and is an electric utility; and

WHEREAS, EPE submitted its Statement of Intent to the City to initiate a rate change proceeding; and

WHEREAS, EPE on March 1, 2018, filed with the City and with the Public Utility Commission of Texas, Docket No. 48124, its *Application to Implement Refund Tariff for Federal Income Tax Rate Decrease in Compliance with Docket No. 46831*, proposing to change its rates within the corporate limits of this municipality, effective on April 5, 2018; and

WHEREAS, pursuant to applicable law, the City maintains original jurisdiction over EPE rates charged within the city limits of the City and the Application specifies that the rate change within the City's jurisdiction should be effective on April 5, 2018; and

WHEREAS, pursuant to the Public Utility Regulatory Act, Texas Utilities Code Section 36.108, the City, 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 April 5, 2018, the proposed date the change would otherwise be effective; and

WHEREAS, on April 10, 2018, the City Council determined that additional time and information was needed for it to study the proposed rate changes and tariffs and the reasons therefor, and pursuant to the Public Utility Regulatory Act, Texas Utilities Code Section 36.109, established temporary rates on an interim basis beginning April 1, 2018 during the suspension period; and

WHEREAS, after review and consultation with other affected jurisdictions, the City Council has determined that it is in the best interest of its citizens and ratepayers to implement the proposed Refund Tariff.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN ELIZARIO, TEXAS:

SECTION 1. That the Refund Tariff for Federal Income Tax Rate Decrease proposed by El Paso Electric Company within this municipality be implemented on a final basis for bills issued on or after April 1, 2018 based on the refund factors identified in Rate Schedule No. FTRF.

SECTION 2. That the city's attorney for this matter, Bojorquez Law Firm, are authorized to agree to the terms of a Final Order in Docket No. 48124, *Application to Implement Refund Tariff for Federal Income Tax Rate Decrease in Compliance with Docket No. 46831*, before the Public Utilities Commission.

SECTION 3. That the Secretary of this municipality is hereby directed to deliver a copy of this Resolution to El Paso Electric Company promptly after the passage hereof.

SECTION 4. It is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by law.

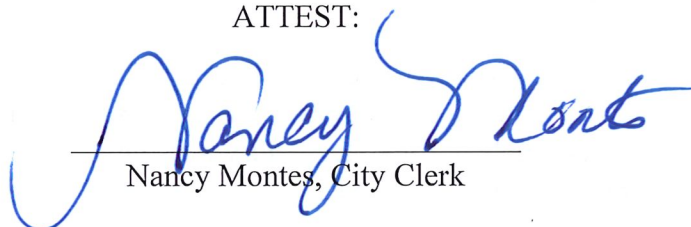
PASSED AND APPROVED at a regular meeting of the City Council of the City of San Elizario, Texas, on this the 26 day of June, 2018, by a vote of 5 (ayes) to 0 (nays) to 0 (abstentions).

CITY OF SAN ELIZARIO, TEXAS



Antonio Araujo, Mayor

ATTEST:



Nancy Montes, City Clerk