

RESOLUTION NO. 33-1992

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, CONCERNING THE PUBLIC UTILITY COMMISSION OF TEXAS PROPOSED NOI/CCN AND QUALIFYING FACILITY RULEMAKING.

WHEREAS, the Public Utility Commission of Texas has published for comment, a proposed rule that would modify Notice of Intent (NOI) and Certificate of Convenience and Necessity (CCN) proceedings before the PUC and relationships between qualifying facilities and electric utilities; and

WHEREAS, the Commission has solicited comments on the proposed rule in matters affecting utility planning and wheeling from interested parties and customers; and

WHEREAS, the City has an interest in the proposed rule because of the effect that it will have on rates and service of residents and businesses that consume electricity within its city limits, as well as on its own electric rates and services; and

WHEREAS, portions of the proposed rule published by the Commission do not promote the securing of low cost reliable service for all customers, but instead by requiring "retail wheeling" by electric utilities would give a preference to large industrial customers over other customers of electric utilities in obtaining the benefits to be provided by third-party power suppliers, objectives which the City does not support; and

WHEREAS, those retail wheeling provisions of the proposed rule which provide such preference to large industrial customers (the mandatory buy/sell arrangement in the CCN/NOI Rule and the Retail Wheeling Provision of Rule 23.66) could easily lead to residential and commercial customers, small businesses and municipalities paying a greater cost for electric service and suffering a decrease in service reliability;

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

PART 1. That the City Council opposes the retail wheeling provision of the proposed rule because any benefits available from a third party power supplier should be captured by electric utilities for the benefit of all customers, not just a select few.

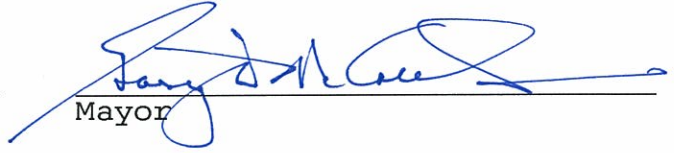
PART 2. That this resolution shall take effect immediately from and after its passage.

ADOPTED THIS 9 DAY OF July, 1992.

ATTEST:



City Secretary



Mayor

APPROVED:



City Attorney