

# ***PUBLIC UTILITY COMMISSION OF TEXAS***

## **OPEN MEETING AGENDA Thursday, December 17, 2020, 9:30 A.M. Commissioners' Hearing Room 7th Floor, William B. Travis Building**

**The public may participate in this open meeting remotely by calling in to this toll-free number: (844) 867-6163 and using the access code 4339916#.**

The following items will be taken up first without discussion: 29 and 45.

The following items will not be taken up: 7, 8, 9, 10, 21 and 31.

Project No. 50275 - Open Meeting Agenda items without an associated control number.

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### **COMMUNICATIONS**

1. Docket No. 50188 – Application of Border to Border Communications, Inc. for True-Up of 2017 Federal Universal Service Fund Impacts to the Texas Universal Service Fund. (Final Order) Judy King
2. Docket No. 50572 – Application of Santa Rosa Telephone Cooperative, Inc. for True-Up of 2017 Federal Universal Service Fund impacts to the Texas Universal Service Fund. (Final Order) Judy King
3. Discussion and possible action regarding implementation of state and federal legislation affecting telecommunications markets, current and projected rulemakings and other projects, comments to other state and federal agencies, and Commission priorities.

### **WATER**

4. Docket No. 49887; SOAH Docket No. 473-20-1116.WS – Application of Kendall West Utility, LLC for Authority to Change Rates. (Order on Remand) Lorenzo Garcia
5. Docket No. 47161 – Application of Kerr County Water Systems, LLC for Authority to Change Rates. (Final Order) David Hrcir
6. Docket No. 49272 – Application of Yancey Water Supply Corporation to Amend a Water Certificate of Convenience and Necessity in Medina and Frio Counties. (Final Order) David Hrcir
7. Docket No. 49596 – Application of Mark Patterson for Temporary Rates for a Nonfunctioning Utility. (Final Order) Alex Scheifler
8. Docket No. 49758 – Application of Mark Patterson for Temporary Rates for a Nonfunctioning Utility. (Final Order) Alex Scheifler

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9. Docket No. 49759 – Application of Mark Patterson for Temporary Rates for a Nonfunctioning Utility. (Final Order) Austin Spraez
10. Docket No. 50085 – Application of Castle Water, Inc. d/b/a Horseshoe Bend Water System and Horseshoe Bend Water Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Parker County. (Discussion and possible action) Stephen Journey
11. Docket No. 50445 – Petition of H2O Tech, Inc. to Discontinue Water Service and Cancel its Water Certificate of Convenience and Necessity. (Final Order) Connor Kilgallen
12. Docket No. 50495 – Petition of the Sanctuary Texas LLC to Amend the City of Lakewood Village’s Certificate of Convenience and Necessity in Denton County by Expedited Release. (Final Order) John Kelly
13. Docket No. 50787 – Petition of Tyler Oak Creek Development, LLC to Amend Liberty Utilities (Tall Timbers Sewer) Corp.’s Certificate of Convenience and Necessity in Smith County by Expedited Release. (Final Order) Alex Scheifler
14. Docket No. 50792 – Petition of Val Verde Utility Company, LLC to Decertify its Certificated Water Area and Cancel its Water Certificate of Convenience and Necessity in Val Verde County. (Final Order) Connor Kilgallen
15. Docket No. 50914 – Application of HILCO United Services, Inc. dba HOLCO H2O for Temporary Rates for a Nonfunctioning Utility. (Final Order) Austin Spraez
16. Docket No. 51114 – Petition of Imperial Heights, LTD. to Amend Aqua Texas, Inc.’s Certificates of Convenience and Necessity in Harris County by Expedited Release. (Final Order) Austin Spraez
17. Docket No. 51150 – Petition of DJD Land Partners LLC to Amend Mountain Peak Special Utility District’s Certificate of Convenience and Necessity in Johnson County by Expedited Release. (Final Order). Austin Spraez
18. Docket No. 51367 – Petition of Destiny Development, LLC, on Behalf of Cyd Bailey, to Amend West Wise Special Utility District’s Certificate of Convenience and Necessity in Wise County Expedited Release. (Final Order) Austin Spraez
19. Project No. 50514 – Project to Amend Class A, B, C, D Water and Sewer Annual Report Forms. (Proposal for Publication) Debi Loockerman
20. Discussion and possible action regarding implementation of state legislation affecting water and sewer companies, current and projected rulemakings and other projects, comments to other state agencies, and Commission priorities.

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**ELECTRIC**

21. Docket No. 48205; SOAH Docket No. 473-18-3823 – Complaints of Multiple Tenants Against Palm Shadows Resort, LLC, Palm Shadows MH & RV Park, and Affordable Housing Communities, LLC (Electric Service Billings). (Final Order) Lorenzo Garcia
22. Docket No. 50065 – Complaint of Doug and Linda Crosson, Bo and Trish Lebo, and Bruce and Ann Ahlhorn Against Pedernales Electric Cooperative, Inc. (Final Order) David Hrcir
23. Docket No. 50795 – Application of Forza Energy, LLC for a Retail Electric Provider Certificate. (Final Order) John Kelly
24. Docket No. 50871 – Complaints and Appeals of DC Energy Texas, LLC and Monterey TX, LLC Against the Electric Reliability Council of Texas, Inc. (Final Order) Lorenzo Garcia
25. Docket No. 50917 – Application of Southwestern Electric Power Company for Waiver of Rate Filing Package Schedule S. (Final Order) Connor Kilgallen
26. Docket No. 51136 – Application of Entergy Texas, Inc. for a Non-Standard True-Up under the Financing Order in Docket No. 37247 (Schedule SRC). (Final Order) John Kelly
27. Docket No. 51154 – Agreed Notice of Violation and Settlement Agreement Relating to Twin Eagle Resource Management, LLC’s Violation of PURA § 39.151(j), 16 TAC § 25.503(f)(2), and ERCOT Nodal Protocols § 6.4.6(1) and Former § 5.5.2. (Final Order) John Kelly
28. Docket No. 51162 – Joint Application of Southwestern Public Service Company and City of Lubbock, Acting By and Through Lubbock Power & Light to Transfer Certificate of Convenience and Necessity Rights. (Final Order) John Kelly
29. Docket No. 51247 – Application of Entergy Texas, Inc. to Revise Certain Meter-Related Miscellaneous Electric Service Charges in Accordance with the Order in Docket No. 47416. (Final Order) Judy King
30. Docket No. 51277 – Agreed Notice of Violation and Agreement Relating to Direct Energy, LP, First Choice Power, LLC, and Bounce Energy, Inc.’s Violations of PURA § 39.101 and 16 TAC §§ 25.474, 25.475, or 25.483. (Final Order) Connor Kilgallen
31. Docket No. 51381 – Application of Entergy Texas, Inc. to Establish a Generation Cost Recovery Rider Related to the Montgomery County Power Station. (Discussion and possible action)

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32. Docket No. 51415; SOAH Docket No. 473-21-0538 – Application of Southwestern Electric Power Company for Authority to Change Rates. (Preliminary Order) Lorenzo Garcia
33. Docket No. 51395 – Agreed Notice of Violation and Settlement Agreement Relating to Texas-New Mexico Power Company’s Violation of PURA § 38.005 and 16 TAC § 25.52, Concerning Reliability and Continuity of Service. (Final Order) Judy King
34. Docket No. 51534 – Application of Cross Texas Transmission, LLC for Good Cause Waiver of Rate Filing Requirement Under 16 TAC § 25.247 and Adoption of Rate Settlement. (Discussion and possible action) Stephen Journey
35. Docket No. 51547 – Joint Report and Application of Texas-New Mexico Power Company, NM Green Holdings, Inc., and Avangrid, Inc. for Regulatory Approvals Under PURA §§ 14.101, 39.262, and 39.915. (Discussion and possible action) Stephen Journey
36. Docket No. 51583 – Application of Electric Transmission Texas, LLC for Good Cause Waiver of Rate Filing Requirement Under 16 TAC § 25.247. (Discussion and possible action) Stephen Journey
37. Project No. 51501 – Application for Declaratory Order, Rate Complaint, and Petition for Rulemaking. (Discussion and possible action)
38. Project No. 37344 - Information Related to the Entergy Regional State Committee. (Discussion and possible action)
39. Project No. 41211 - Information Related to the Organization of MISO States. (Discussion and possible action)
40. Project No. 41210 - Information Related to the Southwest Power Pool Regional State Committee. (Discussion and possible action)
41. Discussion and possible action on electric reliability; electric market development; power-to-choose website; ERCOT oversight; transmission planning, construction, and cost recovery in areas outside of ERCOT; and electric reliability standards and organizations arising under federal law.
42. Discussion and possible action regarding implementation of state and federal legislation affecting electricity markets including current and projected rulemakings and other projects, comments to other state and federal agencies and Commission priorities.

**GENERAL**

43. Project No. 49710 - Discussion and possible action regarding implementation activities, 86<sup>th</sup> Legislature (R.S). David Smeltzer
44. Project No. 50475 – Agency Report to the 87<sup>th</sup> Legislature. (Discussion and possible action) Pai Liu

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45. Project No. 51502 – RFP for Technical Consulting Services Related to Texas New Mexico Power Change of Control. (Discussion and possible action with respect to delegation of authority to the Executive Director) Jay Stone
46. Discussion and possible action regarding agency review by Sunset Advisory Commission, operating budget, strategic plan, appropriations request, project assignments, correspondence, staff reports, agency administrative issues, agency organization, fiscal matters and personnel policy.
47. Discussion and possible action regarding customer service issues, including but not limited to correspondence and complaint issues.
48. Discussion and possible action on infrastructure reliability, emergency management, and homeland security.
49. Adjournment for closed session to consider one or more of the following items:
  - a. Discussions with its attorneys regarding contemplated litigation, settlement offers, pending litigation, and other matters as allowed under section 551.071 of the Texas Government Code;
  - b. Personnel matters, including the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director, the Deputy Executive Director, the Division Directors or any other public officer or employee of the Commission as allowed under section 551.074 of the Texas Government Code; and
  - c. Security matters, including deployment and implementation of security personnel or devices or security audits; including matters under Project No. 24729, as allowed under sections 551.076 and 551.089 of the Texas Government Code;

and reconvening in open session for discussion and decisions on matters considered in closed session.

*Persons planning to attend this meeting who have disabilities requiring auxiliary aids or services should notify the Commission as far in advance as possible so that appropriate arrangements can be made. Requests can be made by mail, telephone or in person to the Commission's Office of Customer Protection, 1701 N. Congress Ave., Austin, Texas 78701, phone number (512) 936-7150 or (512) 936-7136 for the teletypewriter for the deaf.*