

OPEN MEETING MINUTES

**Thursday, July 31, 2025, 9:30 A.M.
Commissioners' Hearing Room
7th Floor, William B. Travis Building**

These minutes serve as a summary of the meeting but not as a transcription. A recording of the meeting is located on the Commission's website at [Broadcasts \(texas.gov\)](https://www.broadcasts.texas.gov). You may also refer to the Commission's final order for further details.

Chairman Gleeson called the meeting to order.

A quorum was established with all commissioners in attendance.

Chairman Gleeson was recused from Item No. 14.

Items Not Taken Up

Item Nos. 23-26, 37, 40-43, and 48-51 were not discussed.

Consented Items

Item Nos. 2, 5, 6, 8, 9, 12, 15, 20, 21, 28-32, 34-36, 44, 45, and 47 were consented.

The remaining items are listed in the order addressed by the Commission.

Public Comment

1. Public comment for matters that are under the Commission's jurisdiction, but not specifically posted on this agenda.

Action: A commenter stated that the Commission should review its regulations and ratemaking process because it is skewed against ratepayers. Another commenter stated that wind and solar should be charged a \$1 per megawatt (MW) fee to fund storage that their production is going to require. Another commenter reminded the Commission of its Compact with Texans and its duty to protect consumers. Another commenter asked if the Commission had received the report he had sent them and asked if the Commissioners felt they were living up to the Compact with Texans. Three commenters spoke about grinder pump failures in their subdivision and Undine's failure to repair the pumps. One of these commenters urged the Commission to revoke Undine's authority to operate as a result of sewer discharge into Lake

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Austin. Two commenters representing a small, public water system explained that their corporate structure does not allow them to sell water outside of their subdivision and they do not need a CCN to operate within their subdivision.

Contested Cases - Water

3. Docket No. 54790 – Application of Texas Water Utilities, LP and 4-D Water Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Comal County. – Final Order

Action: Action deferred to future open meeting.

4. Docket No. 55279; SOAH Docket No. 473-25-00474.WS – Application of Hilco United Services, Inc. for Authority to Change Rates. – Final Order

Action: Remanded to Docket Management.

7. Docket No. 56753; SOAH Docket No. 473-25-16094.WS – Petition of Stonetown Spring Oaks Utilities, LLC, Stonetown Windfern Utilities, LLC, and Stonetown Royal Coach Utilities, LLC to Cancel Certificates of Convenience and Necessity in Harris County. – Order on Certified Issues

Action: Remanded to Docket Management for preparation of proposed supplemental preliminary order.

10. Docket No. 57386; SOAH Docket No. 473-25-14320.WS – Application of CSWR-Texas Utility Operating Company, LLC for Authority to Change Rates. – Orders on Appeals of SOAH Order No. 5

Action: Granted Durbin’s appeal of Order No. 5. Denied OPUC’s appeal of Order No. 5.

11. Docket No. 57445 – Petition of Heritage Cardiff SPE, LLC Appealing the Decision of Northwest Harris County Municipal Utility District No. 36 to Change Rates. – Order on Threshold Briefing Issues

Action: Remanded to Docket Management for preparation of proposed order on threshold issues.

13. Docket No. 57765 – Petition of Premier at Katy, LLC Appealing the Decision of the Northwest Harris-Fort Bend Counties Municipal Utility District No. 3 to Change Rates. – Order on Threshold Briefing Issue, and Order on Appeal of SOAH Order No. 2

Action: Denied appeal of Order No. 2 and remanded to Docket Management for preparation of proposed order on threshold issues.

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Contested Cases – Electric

16. Docket No. 56903; SOAH Docket No. 473-25-07887 – Application of El Paso Electric Company for an Economic Development Rate Rider for a New Data Center to be Located in El Paso Texas. – Final Order

Action: Approved proposed order with modifications.

17. Docket No. 57172; SOAH Docket No. 473-25-05322 – Commission Staff’s Petition to Establish a Secondary Cap on Performance Bonuses under 16 TAC § 25.182(e) for the 2024 Program Year. – Final Order

Action: Adopted PFD in part and denied request for good cause exception.

18. Docket No. 57274 – Complaint of Keyendia Washington Against TXU Energy Retail Company LLC. – Final Order

Action: Rejected PFD and referred to SOAH.

19. Docket No. 57579; SOAH Docket No. 473-25-11558 – Application of CenterPoint Energy Houston Electric, LLC for Approval of Its 2026-2028 Transmission and Distribution System Resiliency Plan. – Final Order

Action: CenterPoint presented an overview of the settlement agreement for its System Resiliency Plan. The Commission deferred action to a future open meeting.

22. Docket No. 58315 – AEP Texas Inc.’s Election to File Single Annual Proceeding to Adjust Nonfuel Rates on a System-Wide Basis Under PURA § 36.216. – Discussion and possible action

Action: Directed Docket Management to prepare briefing questions regarding the implementation of Utilities Code § 36.216.

Rules, Projects, and Miscellaneous Items – Electric

27. Project No. 54445 – Review of Protocols Adopted by the Independent Organization. – Discussion and possible action – Kim Van Winkle

Action: Adopted proposed order.

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33. Project No. 58317 – SB6 Implementation. – Discussion and possible action – Jessie Horn

Action: Commission Staff and ERCOT discussed Staff's role in a proceeding under Utilities Code § 39.169, what ERCOT will review in its study, and how ERCOT is evaluating net metering arrangements.

38. Project No. 41211 – Information Related to the Organization of MISO States. – Discussion and possible action

Action: Commissioner Hjaltman provided an update.

39. Project No. 41210 – Information Related to the Southwest Power Pool Regional State Committee. – Discussion and possible action

Action: Commissioner Jackson provided an update.

46. Project No. 57606 – CY 2025 Rulemaking Calendar. – Discussion and possible action – David Smeltzer

Action: Commission Staff discussed the filed rulemaking calendar.

Contested Cases - Electric

14. Docket No. 50065; SOAH Docket No. 473-24-17515 – Complaint of Doug and Linda Crosson, Bo and Trish Lebo, and Bruce and Ann Ahlhorn Against Pedernales Electric Cooperative, Inc. – Final Order

Action: The parties provided oral argument. The Commission deferred action to a future open meeting.