

Posting Language

Authorize award and execution of a multi-term contract with Fortiline, Inc. D/B/A Fortiline Waterworks, to provide manhole covers and rings, for up to five years in an amount not to exceed \$456,185.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.)

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$91,237 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

The Purchasing Office issued an Invitation for Bids (IFB) 1100 JMF0106 for these goods. The solicitation issued on March 5, 2018, and it closed on March 27, 2018. Of the four offers received, the recommended contractor submitted the lowest responsive offer. A complete solicitation package, including a tabulation of the bids received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Julia Finn, at 512-322-6060 or Julia.Finn@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract is for the purchase of cast iron manhole covers and rings used by Austin Energy's underground distribution group to cover manholes on pull boxes to protect internal electrical cable connections. These contracts include 14 different types and sizes of cast iron and ductile iron coverings and rings. The contract will be used to replenish stock at Austin Energy's Kramer and St. Elmo warehouses for issuance to field crews as required for repairs, maintenance and new projects.

The previous contract expired May 14, 2018. The warehouse has not purchased these items since the expiration, but will purchase via open market until the new contract is in place if necessary. The authority requested is consistent with historical usage with a 20% increase forecasted for growth.

Contract Detail:

<u>Contract Term</u>	<u>Length of Term</u>	<u>Contract Authorization</u>
Initial Term	2 yrs.	\$182,474
Optional Extension 1	1 yr.	\$ 91,237
Optional Extension 2	1 yr.	\$ 91,237
Optional Extension 3	1 yr.	\$ 91,237
TOTAL	5 yrs.	\$456,185

Note: Contract Authorization amounts are based on the City's estimated annual usage.

Posting Language

Authorize negotiation and execution of three contracts with Gruene Environmental Companies LLP, Progressive Environmental Services Inc. D/B/A SWS Environmental Services, and Stericycle Environmental Solutions Inc., to provide soil remediation and equipment decontamination, each for a term of five years, for total contract amounts not to exceed \$2,000,000 divided among the contractors.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$400,000 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

The Purchasing Office issued a Request for Qualification Statements (RFQS) 1100 CAK0025 for these services. The solicitation issued on April 2, 2018 and it closed on May 1, 2018. Of the four offers received, the recommended contractors submitted the best evaluated responsive offers. A complete solicitation package, including a log of offers received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Terry V. Nicholson, at 512-322-6586 or Terry.Nicholson@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

These contracts will provide Austin Energy with remediation services to address excavation and mitigation of subsurface contamination, the handling and disposal of potentially hazardous and regulated wastes, as well as the cleaning and decontamination of equipment, tanks, and other surfaces. Many of these contaminated areas are regulated by the Texas Commission on Environmental Quality and this service is required to ensure compliance with environmental laws and rules.

The contractors will be requested to submit a response to individual projects as they are identified and awards will be based the on lowest responsive proposal for each individual project.

An evaluation team with expertise in this area evaluated the offers and scored Gruene Environmental Companies LLP, Progressive Environmental Services Inc. D/B/A SWS Environmental Services, and Stericycle Environmental Solutions Inc. as the best to provide these services based on scope and project approach, background and demonstrated applicable experience, and personnel qualifications.

Posting Language

Authorize award and execution of six multi-term contracts with Wesco Distribution, Inc. D/B/A Power Supply, Texas Electric Cooperatives, Priester-Mell & Nicholson Inc., Techline Inc., Stuart C. Irby Company, and KBS Electrical Distributors Inc., to provide underground electrical supplies, for up to five years for total contract amounts not to exceed \$3,685,355 divided among the contractors.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$737,071 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

The Purchasing Office issued an Invitation for Bids (IFB) 1100 JMF0107REBID for these goods. The solicitation issued on May 29, 2018, and it closed on June 12, 2018. Of the eight offers received, the recommended contractors submitted the lowest responsive offers. A complete solicitation package, including a tabulation of the bids received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Julia Finn, at 512-322-6060 or Julia.Finn@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 – To be reviewed by the Electric Utility Commission.

Additional Backup Information:

These contracts are for the purchase of underground electrical supplies. These contracts include 51 items used to connect and splice underground electrical distribution cables. These contracts will be used to replenish stock at Austin Energy's Kramer and St. Elmo warehouses for issuance to field crews as required.

The current contracts expire October 25, 2018. The annual spend for the existing contracts has been approximately \$600,000. The authority requested includes a 25% forecasted increase for growth.

Contract Detail:

<u>Contract Term</u>	<u>Length of Term</u>	<u>Contract Authorization</u>
Initial Term	3 yrs.	\$2,211,213
Optional Extension 1	1 yr.	\$ 737,071
Optional Extension 2	1 yr.	\$ 737,071
TOTAL	5 yrs.	\$3,685,355

Note: Contract Authorization amounts are based on the City's estimated annual usage.

Posting Language

Authorize award and execution of a contract with Thermo Fisher Scientific Ashville LLC, to provide continuous emissions monitoring system analyzers, in an amount not to exceed \$152,819.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding is available in the Fiscal Year 2018-2019 Capital Budget of Austin Energy.

Purchasing Language:

The Purchasing Office issued an Invitation for Bids (IFB) 1100 MEA1000 for these goods. The solicitation issued on July 2, 2018 and it closed on July 26, 2018. Of the three offers received, the recommended contractor submitted the lowest responsive offer. A complete solicitation package, including a tabulation of the bids received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Maria Andrade, at 512-972-9424 or Maria.Andrade@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 – To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract is for seven continuous emission monitors for the Sand Hill Energy Center Units 1-4 to replace equipment that was purchased in 2001 and are at end of life and no longer supported by the manufacturer. These monitors are components of the continuous emissions monitoring system (CEMS), required to comply with Texas Commission for Environmental Quality regulations. The CEMS monitors and records unit flue gas emissions for oxygen, aqueous ammonia, and nitrogen oxides.

Posting Language

Authorize negotiation and execution of a cooperative contract with Insight Public Sector, to provide an Adobe Enterprise Term License Agreement and related services, for a term of three years in an amount not to exceed \$318,563.

(Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$56,365 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

Multiple vendors within this cooperative purchasing program were reviewed for these goods and services. The Purchasing Office has determined this contractor best meets the needs of the department to provide the goods and services required at the best value for the City.

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov or to the buyer, Brett Hardy, at 512-322-6122 or Brett.Hardy@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract is for an Adobe Enterprise Term License Agreement (ETLA) and related services. Adobe software is used for document compilation, manipulation, and design. This ETLA will allow Austin Energy to better organize and consolidate its Adobe software portfolio into one agreement to facilitate upgrades, annual subscription renewals, and new purchases.

This contract is new and represents a consolidation of purchases of these products and services into a single contract. The requested authorization amount is based on forecasted needs for the term of the contract.

The State of Texas Department of Information Resources cooperative establishes competitively bid contracts that can be utilized by the State and other government agencies through a cooperative agreement. Cooperative agreements save taxpayer dollars by leveraging the State's volume-buying power to drive down costs on hundreds of contracts through a streamlined cooperative purchasing program.

Posting Language

Authorize award and execution of a multi-term contract with Techline Inc., to provide underground power cable, for up to five years for a total contract amount not to exceed \$969,300.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$193,860 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

The Purchasing Office issued an Invitation for Bids (IFB) 1100 DNJ0153REBID for these goods. The solicitation issued on June 11, 2018 and it closed on July 3, 2018. Of the four offers received, the recommended contractor submitted the lowest responsive offer. A complete solicitation package, including a tabulation of the bids received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Annie Atwood, at 512-322-6472 or Annie.Atwood@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract will provide Austin Energy with a reliable supply of underground power cable to support planned projects and critical operational needs. The power cable will be used to extend bus-ties and to establish ties between power transformers located in substations. In emergency situations, the power cable will also be used as replacement cable in the event of power cable failure in order to restore power and to maintain system reliability. It is also required for the new downtown substation scheduled to go online in 2020.

Austin Energy has purchased this item in the past through spot purchases. This contract will provide a more reliable and economical method of obtaining the underground power cable necessary to meet immediate needs and planned projects.

Contract Detail:

<u>Contract Term</u>	<u>Length of Term</u>	<u>Contract Authorization</u>
Initial Term	2 yrs.	\$387,720
Optional Extension 1	1 yr.	\$193,860
Optional Extension 2	1 yr.	\$193,860
Optional Extension 3	1 yr.	\$193,860
TOTAL	5 yrs.	\$969,300

Note: Contract Authorization amounts are based on the City's estimated annual usage.

Posting Language

Authorize award and execution of a multi-term contract with Priester Mell & Nicholson, Inc., to provide circuit switchers, for up to five years for a total contract amount not to exceed \$1,750,000.

(Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$350,000 is available in the Fiscal Year 2018-2019 Capital Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

The Purchasing Office issued an Invitation for Bids (IFB) 1100 DNJ0149 for these goods. The solicitation issued on January 8, 2018 and it closed on February 1, 2018. Of the three offers received, the recommended contractor submitted the only responsive offer. A complete solicitation package, including a tabulation of the bids received, is available for viewing on the City's Financial Services website, Austin Finance Online. Link: [Solicitation Documents](#).

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov

NOTE: Respondents to this solicitation, and their representatives, shall continue to direct inquiries to the solicitation's Authorized Contact Person: Darralyn N. Johnson, at 512-505-7293 or Darralyn.Johnson@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 – To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract is for the purchase of circuit switchers for Austin Energy on an as-needed basis. Circuit switchers are required to connect and disconnect transmission lines or other vital components to and from the electrical system, providing protection for large power transformers and capacitor banks. They will be installed at substations and operated onsite or by remote control to safely disconnect equipment from the electrical system for maintenance. The circuit switchers can also be automatically operated by power system protection schemes when an overload or short circuit condition is detected.

The previous contract expired on August 18, 2016. Since expiration the department has used alternative devices in place of the preferred circuit switchers. The requested authorization is based on needs included in

the 2018-2022 Transmission and Distribution Capital Improvement Plan. These circuit switchers are integral to Austin Energy's reliability improvement projects in substations throughout its service territory.

Contract Detail:

<u>Contract Term</u>	<u>Length of Term</u>	<u>Contract Authorization</u>
Initial Term	1 yr.	\$ 350,000
Optional Extension 1	1 yr.	\$ 350,000
Optional Extension 2	1 yr.	\$ 350,000
Optional Extension 3	1 yr.	\$ 350,000
Optional Extension 4	1 yr.	\$ 350,000
TOTAL	5 yrs.	\$1,750,000

Note: Contract Authorization amounts are based on the City's estimated annual usage.

Posting Language

Authorize an amendment to an existing contract with LCG Consulting, for continued use of the UPLAN network management and modeling software, support and subscription services, to increase the amount by \$865,000 and extend the term for up to five years, for a total revised contract amount not to exceed \$1,881,000.

(Note: This contract was awarded in compliance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. No subcontracting opportunities were identified; therefore no goals were established for this contract).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$173,000 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

Contract Amendment.

Prior Council Action:

November 1, 2012 – Council approved the original contract, item 18, on a 7-0 vote.

September 20, 2018 – Council (approved) contract amendment, item ___, on a ___ vote.

For More Information:

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov or to the buyer, Debbie DePaul, at 512-322-6235 or debbie.depaul@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 – To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contact amendment is for licenses, ongoing maintenance and support services for UPLAN software. UPLAN is a full network management and modeling system integrating transmission data, Electric Reliability Council of Texas (ERCOT) data including load distribution factors, load forecasts, generation information, and fuel market updates. The software/database combination replicates the behavior of the ERCOT market so as to simulate the financial and physical operations of the entire grid. This information is critical to Austin Energy's ability to manage load, fuel pricing, and generation. This software is the main tool used to develop and analyze scenarios that form the basis of the Austin Energy Resource, Generation and Climate Protection Plan and any studies associated with it. In addition, the software is used in day-to-day operations to forecast the market and model the performance of Austin Energy's generation within that forecast on a monthly basis.

In 2007, the City awarded a contract to LCG Consulting for the license, installation and configuration of the UPLAN software, on-going support and maintenance, and database access as a result of a competitive

solicitation. In 2012, the City entered into a sole source contract with LCG Consulting, which is the sole owner and developer of the proprietary software for ongoing maintenance and support of the UPLAN software. The current contract expires October 31, 2018.

Contract Detail:

<u>Contract Term</u>	<u>Length of Term</u>	<u>Current Contract Authorization</u>	<u>Requested Additional Authorization</u>	<u>Revised Total Authorization</u>
Initial Term	5 yrs.	\$ 890,000		\$ 890,000
Administrative Increase		\$ 59,000		\$ 59,000
Contract Amendment	1 yr.	\$ 67,000		\$ 67,000
Proposed Amendment	5 yrs.		\$865,000	\$ 865,000
TOTALS	11 yrs.	\$1,016,000	\$865,000	\$1,881,000

Note: Contract Authorization amounts are based on the City's estimated annual usage.

Posting Language

Authorize negotiation and execution of a contract with Johnson Controls Inc., to provide chiller maintenance, repairs and upgrades, for a term of five years for a total contract amount not to exceed \$3,350,000.

(Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established).

Lead Department

Purchasing Office.

Client Department(s)

Austin Energy.

Fiscal Note

Funding in the amount of \$587,730 is available in the Fiscal Year 2018-2019 Operating Budget of Austin Energy. Funding for the remaining contract term is contingent upon available funding in future budgets.

Purchasing Language:

Sole Source.

Prior Council Action:**For More Information:**

Inquiries should be directed to the City Manager's Agenda Office, at 512-974-2991 or AgendaOffice@austintexas.gov or to the buyer, Terry V. Nicholson, at 512-322-6586 or Terry.Nicholson@austinenergy.com.

Council Committee, Boards and Commission Action:

September 17, 2018 - To be reviewed by the Electric Utility Commission.

Additional Backup Information:

The contract will provide preventative and corrective maintenance, operational inspections, repairs, improvements, and upgrades on the York chillers located at Austin Energy's district cooling plants. The chillers transform electrical energy into thermal energy which is then distributed to customers in the form of chilled water and steam services. Preventative maintenance on these systems is required to ensure system reliability and maintain Austin Energy's ability to provide uninterrupted chilled water service to commercial customers.

Johnson Controls Inc. is the manufacturer of York chiller systems and their service branch is the only authorized company to provide maintenance on the proprietary mechanical equipment.

The current contract expires July 31, 2019; however, the authorization is nearly exhausted.

Item 11

Council Date:

October 18, 2018

Posting Language:

Approve an ordinance amending City Code Chapter 15-9 to allow the remetering and resale of electric service for the purpose of electric vehicle charging.

Fiscal Note:

There is no financial impact for this item.

Prior Council Action:

For More Information:

Jeff Vice, Director, Local Government Relations (512) 322-6087; Karl Popham, Manager, Electric Vehicles & Emerging Technologies (512) 322-6005.

Council Committee, Boards and Commission Action:

September 17, 2018 – To be reviewed by the Electric Utility Commission. September 18, 2018 – To be reviewed by the Resource Management Commission.

Additional Backup Information:

This action will amend City Code Section 15-9-121 to allow third parties to deploy, own, and operate electric vehicle (EV) charging stations for compensation. Specifically, this change amends the code to state that restrictions on the remetering and resale of energy do not apply to the provision of retail electric-vehicle charging service at the point of remetering or resale.

The existing City Code language was adopted prior to availability of electric vehicles and is a barrier to third party investment in Austin's electric vehicle charging infrastructure, limiting investment by private businesses, multifamily residential communities, and EV manufacturers.

The proposed City Code amendment demonstrates Austin's support of third-party EV charging infrastructure investment by allowing private partnerships. This model for third-party EV infrastructure investment minimizes costs and risks to Austin Energy while still providing the utility the opportunity to sell the energy at established rates.

This request supports Council Resolution No. 20150604-048, Austin Community Climate Plan to achieve net-zero community-wide greenhouse gas emissions by 2050 and Council Resolution No. 20170817-061 Austin Energy Climate Protection and Resource Management Plan to 2027.

ORDINANCE NO. _____

AN ORDINANCE AMENDING CITY CODE CHAPTER 15-9 RELATING TO REMETERING AND RESALE OF SERVICE FOR THE PURPOSE OF ELECTRIC VEHICLE CHARGING.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Code Section 15-9-121 (*Remetering and Resale of Service*) is amended to add a new subsection (E) as follows:

(E) Subsections (B) and (C) do not apply to the remetering or resale of electric service for the sole purpose of providing retail electric-vehicle charging service at the point of remetering or resale.

PART 2. This ordinance takes effect on _____, 2018.

PASSED AND APPROVED

_____, 2016 §
§
§ _____
Steve Adler
Mayor

APPROVED: _____ **ATTEST:** _____
Anne L. Morgan Jannette S. Goodall
City Attorney City Clerk

Posting Language:

Approve an ordinance amending City Code Section 15-9-121 (Remetering and Resale of Service) to allow third party investments to deploy and operate public electric vehicle (EV) charging stations.

TITLE 15. - UTILITY REGULATIONS.

§ 15-9-121 - REMETERING AND RESALE OF SERVICE.

Link to § 15-9-121: https://library.municode.com/tx/austin/codes/code_of_ordinances?nodeId=TIT15UTRE_CH15-9UTSERE_ART8REUSUTSE_S15-9-121RERESE

- (A) A customer shall comply with the regulations adopted by the Texas Public Utility Commission and the Texas Commission on Environmental Quality if the customer resells utility services.
- (B) A customer may not remeter or resell utility service provided by the City except as authorized by the City.
- (C) A retail customer may not remeter or resell utility service provided by the City at a higher price than the price charged to the customer by the City.
- (D) After notice, the City may disconnect utility service to a customer who is remetering or reselling utility service in violation of this section.
- (E) Subsections (B) and (C) do not apply to the remetering or resale of electric service for the sole purpose of providing retail electric vehicle charging service at the point of remetering or resale.

Source: 2003 Code Section 15-9-36; 1992 Code Section 18-4-055; Ord. 040805-02.

