



# City of Austin

## Recommendation for Action

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**File #:** 24-4544, **Agenda Item #:** 48.

5/2/2024

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### **Posting Language**

Approve a settlement in *City of San Antonio acting by and through the City Public Service Board of San Antonio, a Texas municipally-owned utility and City of Austin, Texas v. NRG South Texas, LP; Texas Genco GP, LLC; Texas Genco LP, LLC; and NRG Energy, Inc. and Constellation Energy Generation, LLC*, and an amendment to the Amended and Restated South Texas Project Participation Agreement and other associated agreements consistent with the settlement.

### **Lead Department**

Law Department.

### **Fiscal Note**

This item has no fiscal impact.

### **For More Information:**

Don Ballard, Division Chief, (512) 974-2691.

### **Additional Backup Information:**

This action settles litigation and resolves the City's dispute regarding the proposed sale of an interest in the South Texas Project to Constellation and the City's rights of first refusal.