



City of Austin

Recommendation for Action

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

5/2/2024

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.