



CITY OF KEENE

R-2016-28

In the Year of Our Lord Two Thousand andSixteen.....

A RESOLUTIONRELATING TO EVERSOURCE ENERGY'S PETITION TO PUBLIC UTILITIES
COMMISSION FOR DISTRIBUTION RATE TARIFF FOR COST RECOVERY.....

Resolved by the City Council of the City of Keene, as follows:

A Resolution in support of a finding by the New Hampshire Public Utilities Commission that New Hampshire law does not authorize the Petition for Approval of Gas Capacity Contract (DE 16-241) between Public Service Company of New Hampshire d/b/a Eversource Energy and Algonquin Gas Transmission, LLC:

WHEREAS, on or about February 18, 2016, a Petition for Approval of Gas Infrastructure contract between Public Service Company of New Hampshire d/b/a Eversource Energy ("Eversource") and Algonquin Gas Transmission, LLC ("Petition for Approval") was filed for review and approval by the New Hampshire Public Utilities Commission; and

WHEREAS, the Petition for Approval also seeks to allow Eversource the recovery of associated costs through a new distribution rate tariff, to be assessed on all Eversource customers; and

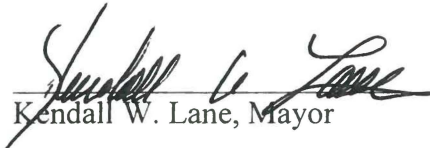
WHEREAS, the Public Utilities Commission is engaged in a review process to determine the following issues raised by the Petition for Approval:

- Whether Eversource has the corporate authority to enter into the Access Northeast Contract under RSA Chapter 374-A and RSA 374:57;
- Whether Eversource's entering into the Access Northeast Contract, development of the Electric Reliability Service Program ("ERSP"), and assessment of the Long-term Gas Transportation and Storage Contract ("LGTSC") would violate the Restructuring Principles of RSA Chapter 374-F, or any other New Hampshire law, or any federal law, including the Federal Power Act;
- Whether the LGTSC assessment would be permitted under RSA Chapter 374-A, RSA 374:57, and RSA Chapter 378, and Commission precedential standards for ratemaking, as just, reasonable, and in the public interest;
- Whether the RFP process presented by Eversource in support of its selection of the Access Northeast Contract comports with the requirements of N.H. Code Admin. Rules Puc 2100, Order No. 25,860, and the standards of prudence applied by the Commission for such contracting;

- Whether the assertions made by Eversource regarding expected benefits and costs of its participation in the Access Northeast Contract are supported by the evidence, including evidence of economic, engineering, and environmental costs, benefits, and feasibility;
- Whether ERSP and companion FERC tariff filing comport with relevant federal law, including the Natural Gas Act, and whether FERC approval should be a condition precedent for the enactment of any Commission approval; and

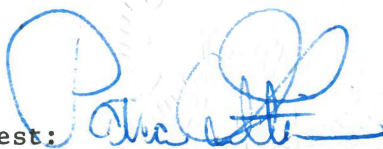
WHEREAS, the City Council, at a regular City Council meeting on June 16, 2016, voted to authorize the submission of a Resolution to the Public Utilities Commission stating the opposition of the Keene City Council to the Petition for Approval filed by Eversource, and urging the Public Utilities Commission to find that New Hampshire law does not provide Eversource with the corporate authority to enter into the proposed contract with Algonquin Gas Transmission;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Keene, New Hampshire, hereby requests that the New Hampshire Public Utilities Commission find, at the conclusion of its review process, that Public Service Company of New Hampshire d/b/a Eversource Energy does not have the corporate authority under New Hampshire law to enter into the proposed contract with Algonquin Gas Transmission, LLC, or for a recovery of costs through a new distribution rate tariff, and that the Petition for Approval be denied and that a copy of this Resolution be sent posthaste to the New Hampshire Public Utilities Commission.


Kendall W. Lane, Mayor

PASSED July 21, 2016

A true copy; attest:



City Clerk