

ORDINANCE NUMBER 16-02-18-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, RELATING TO THE FRANCHISE BY AND BETWEEN THE CITY OF LAGO VISTA ("CITY") AND THE PEDERNALES ELECTRIC COOPERATIVE, INC. FOR THE PROVISION OF ELECTRICAL SERVICE WITHIN THE CITY, AND PROVIDING AN EXTENSION OF SUCH AGREEMENT; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Lago Vista entered into a franchise with the Pedernales Electric Cooperative, Inc. ("PEC") pursuant to Ordinance No. 84-09-24-01; and

WHEREAS, the City of Lago Vista desires to extend the franchise agreement in order to facilitate rate and cost studies that will result in a new negotiated Franchise Agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAGO VISTA, TEXAS, THAT:

Section 1. Recitations The facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim.

Section 2. Extension. The Franchise Agreement entered into with Pedernales Electric Cooperative in 1985 expired in 2014 and was reinstated and extended in July, 2015 by the City Council of the City of Lago Vista until December 31, 2015 and is hereby reinstated and extended until June 30, 2016 or until the parties have been able to negotiate a new Franchise Agreement. All other terms of the original Franchise Agreement remain the same.

Section 3. Authorization. The City Council hereby authorizes the City Manager to execute the Letter Agreement attached hereto and incorporated herein by reference for all purposes.

Section 4. Effective Date. This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the City Charter.

Section 5. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED this the 18th day of February, 2016.

ATTEST:


Sandra Barton, City Secretary

CITY OF LAGO VISTA


Dale Mitchell, Mayor