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ORDINANCE NO.

3 **AN ORDINANCE GRANTING A TEN-YEAR EXTENSION TO THE**
4 **FRANCHISE GRANTED BY ORDINANCE NO. 20081016-031 TO**
5 **PEDERNALES ELECTRIC COOPERATIVE INC., TO CONSTRUCT,**
6 **MAINTAIN, OPERATE AND USE A TRANSMISSION AND**
7 **DISTRIBUTION SYSTEM IN THE CITY OF AUSTIN TO PROVIDE**
8 **ELECTRIC UTILITY SERVICE.**

9
10 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

11
12 **PART 1.** On October 16, 2008, the City adopted Ordinance no. 20081016-031
13 granting a Franchise to Pedernales Electric Cooperative ("PEC") to use the City's
14 rights-of-way for the purpose of placing, maintaining, repairing, and operating
15 PEC's electrical distribution facilities serving customers within that part of its
16 certificated service area that lies in the boundaries of the City of Austin, the term
17 of which expires on October 27, 2020.

18
19 **PART 2.** PEC provided the City timely notice requesting an extension of the
20 Franchise under the City Council's authority in Article XI of the City Charter
21 (*Franchises and Public Utilities*) to renew or extend a franchise for a utility's use
22 of the City's public rights-of-way.

23
24 **PART 3.** The Franchise granted by Ordinance No. 20081016-031 is hereby
25 renewed as if set forth here in full and extended for an additional ten-year term to
26 commence on October 28, 2020, expiring on October 27, 2030.

27
28 **PART 4.** In compliance with the provisions of the City Charter, this Ordinance,
29 upon being introduced at a regular meeting of the Council, shall be read at three
30 separate regular meetings of the Council and shall not be passed finally until
31 thirty days after the first reading. In accordance with the Charter and state law,
32 within five days following each of its three readings the caption of this
33 Ordinance shall be published one time in a daily newspaper published in the
34 City, and the cost of publication shall be reimbursed by PEC. This ordinance
35 shall take effect sixty days after its final passage.

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38   **PART 5.** This ordinance takes effect on _____, 2020.

39

40

41   **PASSED AND APPROVED**

42   §
43   §
44   _____, 2020   § _____
45   Steve Adler
46   Mayor
47
48   **APPROVED:** _____   **ATTEST:** _____
49   Anne L. Morgan   Jannette S. Goodall
50   City Attorney   City Clerk
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