

07

ORDINANCE NO. 1

AN ORDINANCE GRANTING TO TEXAS POWER & LIGHT
COMPANY, ITS SUCCESSORS AND ASSIGNS, AN ELECTRIC
LIGHT, HEAT AND POWER FRANCHISE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. That there is hereby granted to Texas Power & Light Company, its successors and assigns (herein called the "Grantee"), the right, privilege and franchise until August 1, 2003, to construct, maintain and operate in the present and future streets, alleys, and public places of the Town of Addison, Texas, and its successors, electric light and power lines, with all necessary or desirable appurtenances (including underground conduits, poles, wires, transmission lines and other structures and telephone wires for its own use), for the purpose of supplying electricity to the said Town, the inhabitants thereof, and persons and corporations beyond the limits thereof, for light, heat, power and other purposes.

Section 2. Poles, structures, and other appurtenances shall be so erected and maintained as not to interfere unreasonably with traffic over streets and alleys. The location of all poles, conduits and other structures shall be fixed under the supervision of the street and alley committee of the Town of Addison, or the successors to the duties of that committee, but not so as to interfere unreasonably with the proper operation of said lines.

Section 3. The service furnished hereunder to said Town and its inhabitants shall be first class in all respects considering all circumstances, and shall be subject to such reasonable rules and regulations as the Grantee may make from time to time. The Grantee may require reasonable security for the payment of its bills.

Section 4. The Grantee shall hold the Town harmless from all expense or liability for any act or neglect of the Grantee hereunder.

Section 5. That no acceptance of this franchise by Texas Power & Light Company, it shall pay to the Town of Addison, the sum of ONE HUNDRED SEVENTY-FIVE (\$175.00) DOLLARS as street rental for twelve (12) months succeeding August 1, 1953, and on August 1, 1954, and annually thereafter on August 1st, of each succeeding year for the life of this franchise, Texas Power & Light Company, its successors and assigns, shall pay to the Town of Addison, a sum equal to two per cent (2%) of its gross revenue received from the sale of electric energy by said company from its residential and commercial business conducted within the corporate limits of said Town for the preceding twelve months ending June 30th, in full payment for the privilege of using and occupying the streets, highways, easements, alleys, parks, and other public places in the Town of Addison, whether as rental, supervision and inspection charges, or otherwise, for twelve months succeeding August 1st of year in which payment is made. This payment shall be in lieu of any other tax or increased rate of tax or other imposition, assessment, or charges, except as valorem taxes.

Section 6. The Grantee shall file its written acceptance of this franchise within sixty (60) days after its passage and approval.

Section 7. This franchise is not exclusive, and nothing herein contained shall be construed so as to prevent the Town from granting other like or similar rights and privileges to any other person, firm or corporation.

The Mayor introduced a proposed Ordinance.

Alderman Julian made a motion that the Ordinance be passed.

The motion was seconded by Alderman Wood.

The motion carrying with it the final passage of the Ordinance prevailed by the following vote:

AYES: Aldermen Dennis, Wood, Julian and Knowles.

PRESENT: Alderman Nesbit

NOES: None