

**TOWN OF PINE ISLAND, TEXAS
FRANCHISE TAX ORDINANCE
HOUSTON LIGHTING & POWER COMPANY**

RESOLUTION AND ORDER

On October 20, 1998, the Commissioners Court of the Town of Pine Island, Texas, met with the following members present:

Ray Garrett, Mayor Presiding,
Howard Berry, Commissioner Place One, and
J.T. Jagers, Commissioner Place Two,

when among other matters, came for consideration and action the following Resolution and Order:

Whereas, the Commissioners Court of the Town of Pine Island, Texas held a public hearing concerning collecting franchise tax from Houston Lighting & Power Company; and

Whereas, after soliciting public comments, the Court finds that adoption of the franchise tax from Houston Lighting & Power Company will be in the public interest;

Therefore, be it Resolved, that Commissioners Court adopts the attached document as the Franchise Tax Ordinance with Houston Lighting & Power Company and **Orders** that it be in effect on and after this day; and

Further Resolved, that Mayor Ray Garrett is authorized to sign this Resolution and Order as the act of Commissioners Court.

The Resolution and Order was moved by Commissioner Berry, seconded by Commissioner Jagers, and adopted by the Commissioners Court on a vote of 2 members for and 0 opposed.



Ray Garrett, Mayor

STATE OF TEXAS)(

COUNTY OF WALLER)(

TOWN OF PINE ISLAND)(

ORDINANCE NO. 98-004

**ORDINANCE TO ADOPT FRANCHISE TAXES FROM
HOUSTON LIGHTING & POWER COMPANY**

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF PINE ISLAND, TEXAS:

WHEREAS, the TOWN OF PINE ISLAND, TEXAS desires to grant Houston Lighting & Power Company, the right, privilege and franchise to conduct within the Town of Pine Island, Texas, an electrical lighting and power business. As compensation for this franchise herein granted, Houston Lighting & Power Company, shall pay to the Town of Pine Island, Texas, a sum equal to four percent (4%) of the gross revenue each year. This franchise agreement shall be in full force and effect for a term and period of fifteen (15) years from and after the initial franchise agreement is executed with Houston Lighting & Power Company. Payment to the Town of Pine Island shall be made by Houston Lighting & Power Company on or before the 15th day of each February for the preceding calendar year.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF PINE ISLAND that from this date forward, Houston Lighting & Power Company shall have an executed franchise tax agreement with the Town of Pine Island, Texas.

BE IT FURTHER ORDAINED, that the Mayor of the Town of Pine Island, Texas, shall execute such franchise tax agreement with Houston Lighting & Power Company.

BE IT FURTHER ORDAINED, that this Ordinance shall take effect and be in force from and after the date of its passage, such being required to promote public health, safety and welfare of the citizens of the Town of Pine Island, Texas.

PASSED AND APPROVED by the Town of Pine Island, Texas, on this the 20th day of October, 1998.

APPROVED:



MAYOR RAY GARRETT

ATTESTED:



CITY SECRETARY, LYNNA BERRY

RESOLUTION AND ORDER

On January 5, 1999, the Commissioners Court of the Town of Pine Island, Texas, met with the following members present:

Debra Ferris, Mayor Presiding
Clay C. Cole, Commissioner Place One, and
William M. Eplen, Commissioner Place Two,

when among other matters, came for consideration and action the following Resolution and Order:

Whereas, the Commissioners Court of the Town of Pine Island, Texas held a public hearing concerning an ordinance providing for the surrender of original jurisdiction by the Town of Pine Island to regulate utility rates to the public utility commission of Texas; and

Whereas, after soliciting public comments, the Court finds that adoption of the Ordinance to surrender jurisdiction to regulate utility rates will be in the public interest;

Therefore, be it Resolved, that Commissioners Court adopts the attached document as the Ordinance providing for the surrender of original jurisdiction by the Town of Pine Island to regulate utility rates to the public utility commission and **Orders** that it be in effect on and after this day; and

Further Resolved, that Mayor Debra Ferris is authorized to sign this Resolution and Order as the act of Commissioners Court.

The Resolution and Order was moved by Commissioner Cole, seconded by Commissioner Eplen, and adopted by the Commissioners Court on a vote of 2 members for and 0 opposed.



Debra Ferris, Mayor

ORDINANCE NO. 98-007

**AN ORDINANCE PROVIDING FOR THE SURRENDER OF ORIGINAL
JURISDICTION BY THE TOWN OF PINE ISLAND TO REGULATE UTILITY
RATES TO THE PUBLIC UTILITY COMMISSION OF TEXAS**

WHEREAS, Section 33.001 of the Texas Utilities Code gives the governing body of each municipality exclusive original jurisdiction over electric rates within its municipal boundaries; and

WHEREAS, the Town of Pine Island no longer wishes to exercise original jurisdiction over electric rates; and

WHEREAS, Section 33.002(b) of the Texas Utilities Code authorizes the Town to surrender said original jurisdiction to the Public Utility Commission of Texas;

NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF PINE ISLAND:

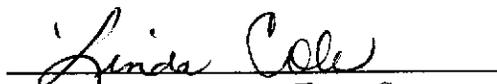
That the City Council of the Town of Pine Island hereby surrenders original jurisdiction to regulate electric utilities within the municipal limits of the Town to the Public Utility Commission of Texas as provided by the laws of the State of Texas.

Passed and approved at a meeting duly convened by the City Council of the Town of Pine Island, Texas, this the 5th day of JANUARY, 1998⁹ ⁰²



Mayor

ATTEST:



Town Secretary

(City Seal)

APPROVED:

Town Attorney