

ORDINANCE NO. 2015-26

AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING CHAPTER 110, ARTICLE IV. SECTION 110-142 OF THE CODE OF ORDINANCES; PROVIDING SEVERABILITY AND OPEN MEETINGS CLAUSES; AND PROVIDING FOR OTHER RELATED MATTERS.

Whereas, the City provides, or causes to be provided electrical services to all residences and businesses within the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, THAT;

Section. 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section. 2. Amendment. Sections 110-142 of the Code of Ordinances of the City of Burnet shall be amended as follows:

ARTICLE IV. SECTION 110-142 GUARD LIGHT SERVICE:

RATE SCHEDULE GL:

CUSTOMER LIGHT INSTALLATION FEE: The installation fee shall include the cost of materials, labor and equipment at the time of installation and shall be paid for by the customer in full at time of request.

(a) **MONTHLY CUSTOMER USAGE CHARGE:** \$12.50

(b) **AVAILABILITY:**

The Guard Light Service rate may be available, as approved by the City of Burnet under the rules, regulations, and policies as provided for in this article, at the rates set forth in this section.

(c) **APPLICABILITY:**

The Guard Light Service rate is applicable for electric service for new and existing customers and subject to the special conditions as outlined in subsection (e) of this section.

(d) **MONTHLY BILL:**

The monthly bill shall be the sum of the Customer Charge and applicable adjustments.

(e) SPECIAL CONDITIONS:

1. The City will furnish, operate, and maintain the lighting system. Service at locations where existing City owned poles and facilities are not available will be made at the discretion of the City.
2. The cost of repairing facilities damaged by acts of vandalism shall be billed to the customer.
3. The City may, upon the request of customer, relocate or change existing equipment. Customer shall be billed for all associated expenses, including appropriate overhead.
4. Extensions of lighting facilities will be made by the City only where, in the opinion of the City, the annual revenue justifies the cost of such extensions.
5. The city manager is authorized to develop administrative rules to facilitate the efficient implementation of this section and protect the best interest of the city.


Section 3. Severability. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

Section 4. 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, *Chapt. 551, Tex. Gov't. Code*.

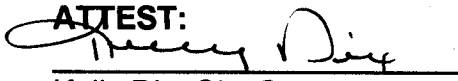
PASSED AND APPROVED on first reading this the 8th day of December, 2015.

FINALLY PASSED AND APPROVED on this the 12th day of January, 2016.

CITY OF BURNET, TEXAS


Gary Widen, Mayor

ATTEST:


Kelly Dix, City Secretary