

ORDINANCE NO. 1657

AN ORDINANCE AMENDING THE LONE STAR GAS COMPANY, A DIVISION OF ENSERCH CORPORATION, FRANCHISE ORDINANCE NO. 676 ENACTED BY THE CITY OF MESQUITE, DALLAS COUNTY, TEXAS, ON JUNE 19, 1967, OF RECORD IN THE MINUTES OF THE CITY COUNCIL, TO CHANGE THE GROSS RECEIPTS PAYMENTS PROVIDED FOR IN SECTION 7 OF SAID FRANCHISE FROM ANNUAL PAYMENTS TO QUARTERLY PAYMENTS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. Ordinance No. 676 granting a franchise to Lone Star Gas Company, a Division of ENSERCH Corporation, enacted by the City Council of the City of Mesquite, Dallas County, Texas, on June 19, 1967, of record in the Minutes of the City Council of said City, shall be and is hereby amended by deleting the first sentence of Section 7 from said Ordinance and adding in lieu thereof the following provisions to be effective from and after January 1, 1980:

"Company agrees to pay and City agrees to accept, on or before thirty (30) days from the date this amendment has been finally passed by the City and accepted by Company, a sum of money which shall be the equivalent to four percent (4%) of the gross receipts received by Company from the sale of gas to its customers within the city limits of said City from January 1, 1980 through September 30, 1980. The Company further agrees to pay the City an amount equivalent to four percent (4%) of the gross receipts received by the Company from the sale of gas to its customers within the city limits of said City during each three-month calendar quarter following the month of September, 1980, during the term of this franchise. Each of these quarterly gross receipt tax payments for such gas sales shall be due and payable on or before the tenth (10th) day after the end of the month following that calendar quarter."

SECTION 2. Except as hereinabove changed and amended, the terms, provisions, conditions and requirements of the aforesaid franchise ordinance, as enacted on June 19, 1967, shall remain in full force and effect.

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SECTION 3. This ordinance shall become effective as of January 1, 1980, if Company files its written acceptance of the provisions of this ordinance within sixty (60) days after its final passage and approval by this City, and upon acceptance, the provisions hereof shall be binding upon City and Company, its successors and assigns.

PASSED AND APPROVED on this the 1st day of December A.D. 1980.

ATTEST:

Norma G. McGaughy
City Secretary

[Signature]
Mayor
City of Mesquite, Texas

STATE OF TEXAS Y
 Y
COUNTY OF DALLAS Y

I, Norma G. McGaughy, City Secretary of the City of Mesquite, Dallas County, Texas, do hereby certify that the above and foregoing is a true and correct copy of an ordinance passed by the City Council of the City of Mesquite, Texas, at a regular session, held on the 1st day of December 1980, as it appears of record in the Minutes of said City Council in Book , page .

WITNESS MY HAND AND SEAL OF SAID CITY, this the day of , A.D. 1980.

City Secretary
City of Mesquite, Texas