

ORDINANCE NO. 3595

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING ORDINANCE NO. 2826 THEREBY ADOPTING NEW 9-1-1 EMERGENCY SERVICE FEES; PROVIDING FOR A PUBLIC HEARING; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

SECTION 1: That Ordinance No. 2826 is hereby amended by adopting new 9-1-1 emergency service fees on each telephone subscriber's local exchange access line, or its equivalent, in the City of Mesquite of Seventy-Five Cents (\$.75) per month for each residential line, Seventy-Five Cents (\$.75) per month for each business line or Seventy-Five Cents (\$.75) per month for each business trunk line. Such fees shall be used only to provide for the purchase, installation, operating and maintenance expenses of emergency service to be furnished pursuant to each individual agreement for billing ("Billing Agreement") between the City of Mesquite and the independent providers of telecommunications services ("Independent Providers").

SECTION 2: That the Independent Providers shall be advised in writing in accordance with the Billing Agreement at least 90 days prior to the desired first billing date of the fees imposed by this ordinance. One or more public hearings shall be conducted prior to the amendment of the emergency service fees imposed by this ordinance. In the event the City Council desires to amend such fees, it will provide the Independent Providers at least 90 days written notice prior to the desired implementation date of such amended fees.

SECTION 3. That the rates adopted by this ordinance shall be effective from and after December 1, 2003.

SECTION 4. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 5. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part or provision so decided to be unconstitutional, illegal or invalid and the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 6. That the present 9-1-1 emergency service fees are inadequate requires the adoption of new 9-1-1 emergency service fees, creates an urgency and an emergency for the preservation of the public health, safety and welfare, and requires that this ordinance shall become effective from and after the effective date provided herein.

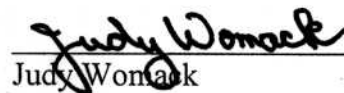
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas,
on the 18th day of August, 2003.



Mike Anderson
Mayor

ATTEST:

APPROVED:



Judy Womack
City Secretary



B. J. Smith
City Attorney