

City File
6962c
RESOLUTION #62

RESOLUTION OF INTENTION TO GRANT ELECTRIC FRANCHISE

WHEREAS Pacific Gas and Electric Company, a California utility corporation, has filed with the Council of the City of Amador City an application requesting that a franchise be granted to it of the character and for the purposes mentioned in the form of notice hereinafter set forth; and

WHEREAS in the opinion of said Council the public good requires that said franchise be granted;

NOW, THEREFORE, BE IT RESOLVED that said Council intends to grant said franchise, that hearing of objections to the granting thereof will be held at the time and place specified in the form of notice hereinafter set forth which the Clerk of said City is hereby directed to publish at least once within fifteen days after the passage of this resolution in the AMADOR DISPATCH, a newspaper of general circulation within said City, and that said notice shall be in the following words and figures:

"NOTICE OF INTENTION TO GRANT FRANCHISE

NOTICE IS HEREBY GIVEN that Pacific Gas and Electric Company, a California utility corporation, has filed its application with the Council of the City of Amador City requesting said Council to grant it a franchise for an indeterminate period, under the Franchise Act of 1937, (1) to use, for transmitting and distributing electricity, suited for lighting, for use by consumers for any and all lawful purposes other than lighting, all poles, wires, conduits and appurtenances which are now or may hereafter be lawfully placed and maintained in the public streets and places within said City under that certain franchise of grantee acquired pursuant to Section 19 of Article XI of the Constitution of the State of California, as said section existed prior to its amendment on October 10, 1911, (2) to construct, maintain and use in said public streets and

places all poles, wires, conduits and appurtenances, including communication circuits, whenever and wherever said constitutional franchise is not now nor shall hereafter be available therefor, necessary to transmit and distribute electricity suited for, and for use by consumers for, any or all lawful purposes, and (3) to utilize said poles, wires, conduits and appurtenances in said public streets and places for transmitting electricity for use outside the boundaries of the City for any and all lawful purposes, and providing the terms and conditions of the franchise so granted.

If said franchise shall be granted to it, said Pacific Gas and Electric Company, its successors and assigns, hereinafter designated grantee, shall during the life thereof pay to said City two per cent of the gross annual receipts of said grantee arising from the use, operation or possession of said franchise; provided, however, that such payment shall in no event be less than a sum which shall be equivalent to one-half per cent of the gross annual receipts derived by grantee from the sale of electricity within the limits of said City under both the franchise to be granted and the franchise now owned by said grantee by virtue of Section 19 of Article XI of the Constitution of the State of California as said section existed prior to its amendment on October 10, 1911. Said percentage will be paid annually from the date of the granting of the franchise applied for and in the event such payment shall not be made said franchise shall be forfeited. Said City Council proposes to grant said franchise for an indeterminate period.

NOTICE IS HEREBY FURTHER GIVEN that any and all persons having any objections to the granting of said franchise may appear before said Council at the City Hall of said City at the hour of 7 p.m. on Thursday, the 10th day of November, 1960, and be heard thereon; and

NOTICE IS HEREBY FURTHER GIVEN that at any time not later than the hour so set for hearing objections any person interested may make written protest stating objections against the granting of said franchise which protest must be signed by the protestant and delivered to the City Clerk of said City, and the Council shall at the time set for hearing said objections proceed to hear and pass upon all protests so made.

For further particulars reference is hereby made to said application filed as aforesaid in the office of said Council, and also to the resolution adopted on the 13th day of October, 1960, declaring its intention to grant said franchise.

Dated: October 13, 1960.

By order of the Council of the City of Amador City.

Alvin Biagi
Clerk of the City of Amador City "

The foregoing resolution was duly passed and adopted by the Council of the City of Amador City at a regular meeting of the said Council held on the 13th day of October, 1960, by the following vote:

AYES: Councilmen P. Daubenspeck Jr., F. J. O'hanneson
V. Nicoletti

NAYS: Councilmen J. F. Steffen

ABSENT: Councilmen None

R. L. Lynch
Mayor of the City of Amador City

ATTEST:

Alvin Biagi
Clerk of the City of Amador City