

RESOLUTION NO. 2022-R-211

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONSENT TO THE ASSIGNMENT OF THE FRANCHISE AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND TAMPA ELECTRIC COMPANY D/B/A PEOPLES GAS SYSTEM (TECO) FOR THE PROVISION OF GAS SERVICE TO THE RESIDENTS OF THE CITY OF NORTH MIAMI; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

WHEREAS, on October 30, 2006, the City of North Miami (“City”) entered into a non-exclusive franchise agreement with Peoples Gas System, a division of Tampa Electric Company (“TECO”) to provide gas service to the residents of the City; and

WHEREAS, TECO Energy, Inc. (“TECO”), the parent company to Tampa Electric Company, is in the process of reorganizing portions of its business (“Reorganization”); and

WHEREAS, under the Reorganization, all of the assets, rights, and obligations of PGS (including the gas distribution system facilities located in the City’s rights-of-way and governed by the Franchise) will be transferred to a new corporation called Peoples Gas System, Inc.; and

WHEREAS, in accordance with Section 2 of the Franchise Agreement, PGS hereby requests the City’s written consent to an assignment of the Franchise to its newly formed affiliate, Peoples Gas System, Inc.; and

WHEREAS, the City Council desires to authorize the execution of the letter of consent agreeing to the assignment of the franchise by TECO to Peoples Gas System, Inc.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. **Consent to Assignment.** The City Council hereby consents to the assignment of the franchise by Peoples Gas System, a division of Tampa Electric Company to Peoples Gas System, Inc.

Section 2. **Authorization of City Manager.** The City Council hereby authorizes the City Manager to execute the Letter of Consent, in substantially the form attached hereto as Exhibit "1".

Section 3. **Effective Date.** This Resolution shall be effective immediately upon adoption.

PASSED AND ADOPTED by a 4-0 vote of the City Council of the City of North Miami, Florida, this 13th day of December, 2022.

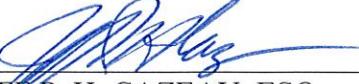

ALIX DESULME, Ed.D.
VICE-MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Desulme

Seconded by: Galvin

Vote:

Vice Mayor Alix Desulme, Ed.D.

(Yes) (No)

Councilman Scott Galvin

(Yes) (No)

Councilwoman Kassandra Timothe, MPA

(Yes) (No)

Councilwoman Mary Estimé-Irvin

(Yes) (No)