

**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.

  X   (Yes)        (No)

Councilman Scott Galvin

  X   (Yes)        (No)

Councilwoman Kassandra Timothe, MPA

  X   (Yes)        (No)

Councilwoman Mary Estimé-Irvin

  X   (Yes)        (No)