

December 8, 2021

WHEREAS, on October 30, 1985, City Council authorized an Agreement for Street Lighting Service with Dallas Power & Light Company, now known as Oncor Electric Delivery LLC by Resolution No. 85-3519; and

WHEREAS, this Agreement remains in force and continues each year, until canceled by either party with three months written notice; and

WHEREAS, Article IV of the Agreement states, "Company and Customer may from time to time during the term of this Agreement agree to additions to or deletions from Street Lighting System and Company will make such changes. When such changes involve street lighting facilities owned by Company, Company will make the changes at its own cost and expense subject to its rights under Article VI. When such changes involve street lighting facilities owned by Customer, Customer agrees to reimburse Company all reasonable and necessary costs and expenses for such changes;" and

WHEREAS, Oncor Electric Delivery denotes the Work Requests as "Supplement to the agreement for street lighting service by and between Oncor Electric Delivery Company LLC and City of Dallas dated December 10, 1985," the Work Requests do not amend the agreement or alter its terms and therefore are not contract documents requiring execution by the City Manager and approval as to form by the City Attorney, but are merely orders placed pursuant to the agreement; and

WHEREAS, Oncor Electric Delivery is a regulated public utility and the only entity permitted to construct or modify Oncor-owned street light facilities.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the Director of Transportation, or their designee, is hereby authorized to execute Work Requests to place orders for street lighting under the terms of the existing contract with ONCOR Electric Delivery, Inc. approved by Council Resolution No. 85-3519, so long as sufficient appropriations have been made to fund the amount of the orders.

SECTION 2. That this resolution shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so resolved.