

**ORDINANCE NO. 23-\_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF DENTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A SUPPLEMENT TO THE AGREEMENT FOR STREET LIGHTING SERVICE BY AND BETWEEN ONCOR ELECTRIC DELIVERY COMPANY LLC AND THE CITY OF DENTON FOR TOWNSEND GREEN PHASE 2 – MCKINNEY STREET AND TRINITY ROAD AUTHORIZING THE EXPENDITURE OF FUNDS; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Denton ("City") has approved an Agreement for Street Lighting Service (the "Master Streetlight Agreement") with Oncor Electric Delivery Company LLC (ONCOR) to outline ONCOR's provision of streetlight services to the portions of Denton receiving electric service from ONCOR; and.

**WHEREAS**, the Master Streetlight Agreement requires that all requests for installation or construction of Facilities to be served by ONCOR pursuant to the Master Streetlight Agreement would come to Council for approval as a supplement to the Agreement as shown in Exhibit A; and

**WHEREAS**, on December 14, 2021, City Council authorized Supplemental Agreement No. 1 for the Country Club Terrace Phases 1 and 2; and

**WHEREAS**, February 15, 2022, City Council authorized Supplemental Agreement No. 2 for Townsend Green Phase 1 – McKinney Street and Trinity Road; and

**WHEREAS**, Townsend Green Phase 2 – McKinney Street and Trinity Road ("Townsend Green") is currently in development and would be served by ONCOR pursuant to the Master Streetlight Agreement and

**WHEREAS**, ONCOR has provided the Supplemental Agreement No. 3 to the Master Streetlight Agreement it requires (the "Supplement"), which is attached hereto as Exhibit A, and

**WHEREAS**, after careful review and consideration, City staff recommend the adoption of the Supplement to clearly outline service delivery standards and options for enhanced streetlight facilities provided by ONCOR to Townsend Green; and

**WHEREAS**, the City Council finds it is in the public interest to approve the Supplement to the Master Streetlight Agreement;

**NOW, THEREFORE,**

**THE COUNCIL OF THE CITY OF DENTON HEREBY ORDAINS:**

**SECTION 1.** The findings and recitals in the preamble of this Ordinance are true and correct and are incorporated into the body of this Ordinance as if set out fully herein.

**SECTION 2.** The City Council finds that the Supplemental Agreement No. 3 to the Master Streetlight Agreement is necessary to establish specific agreements for the Townsend Green residential development.

**SECTION 3.** The City Manager, or designee, is authorized to execute the Supplemental Agreement No. 3 to the Master Streetlight Agreement, attached hereto as Exhibit A.

**SECTION 4.** The City Manager is further authorized to carry out all obligations and duties of the City as set forth in the Supplement, including but not limited to the expenditure of funds.

**SECTION 5.** This ordinance will become effective immediately upon its passage and approval.

The motion to approve this Ordinance was made by \_\_\_\_\_ and seconded by \_\_\_\_\_. This Ordinance was passed and approved by the following vote [ \_\_\_ - \_\_\_ ]:

	<b>Aye</b>	<b>Nay</b>	<b>Abstain</b>	<b>Absent</b>
Mayor Gerard Hudspeth:	_____	_____	_____	_____
Vicki Byrd, District 1:	_____	_____	_____	_____
Brian Beck, District 2:	_____	_____	_____	_____
Paul Meltzer, District 3:	_____	_____	_____	_____
Joe Holland, District 4:	_____	_____	_____	_____
Brandon Chase McGee, At Large Place 5:	_____	_____	_____	_____
Chris Watts, At Large Place 6:	_____	_____	_____	_____

PASSED AND APPROVED this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
GERARD HUDSPETH, MAYOR

ATTEST:

JESUS SALAZAR, CITY SECRETARY

BY: \_\_\_\_\_

APPROVED AS TO LEGAL FORM:

MACK REINWAND, CITY ATTORNEY

BY: \_\_\_\_\_

Digitally signed by Benjamin Samples  
DN: cn=Benjamin Samples, o=City of Madison, ou=City of Madison  
Government, ou=Legal, cn=Benjamin Samples,  
email=Benjamin.Samples@cityofmadison.com  
Date: 2024.03.27 11:51:01 -0500



EXHIBIT "A" – Registered

WR #: WO 22455795 Project Name: Townsend Green Ph. 2

**SUPPLEMENT TO THE AGREEMENT FOR STREET LIGHTING SERVICE BY AND BETWEEN ONCOR ELECTRIC DELIVERY COMPANY AND \_\_\_\_\_**  
City of Denton

This Supplement ("Supplement") to the Agreement for Street Lighting Service dated 1/7/2020 ("Agreement"), is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2024, by Oncor Electric Delivery Company LLC, a Delaware limited liability company ("Company") and \_\_\_\_\_, City of Denton ("Customer") both hereinafter referred to as the "Parties." In consideration of the mutual promises and undertakings herein set forth, the Parties hereby agree to amend the Agreement as follows:

- The following Request for Street Lighting Service is hereby added to the Agreement:  
Request for Street Lighting Service dated \_\_\_\_\_, attached hereto.
- This Supplement shall become effective upon execution by the Parties.
- This Supplement is subject to the terms and conditions of the Agreement.
- If Customer has arranged for its designated agent or representative ("Customer's Agent") to pay to Company the contribution-in-aid-of-construction ("CIAC") referenced in the Agreement, then Customer's Agent shall execute this Amendment for the sole purpose of establishing such agent's agreement to pay such CIAC.
- Except as otherwise provided herein, the Agreement shall continue in full force and effect in accordance with its terms.

IN WITNESS HEREOF, the Parties have caused this Supplement to be executed in several counterparts, each of which shall be deemed an original but all shall constitute one and the same instrument.

ONCOR ELECTRIC DELIVERY COMPANY

City of Denton

  
\_\_\_\_\_  
Signature - Oncor Representative

\_\_\_\_\_  
Signature - Customer Representative

Joe Rice  
\_\_\_\_\_  
Printed Name - Oncor Representative

\_\_\_\_\_  
Printed Name - Customer Representative

New Construction Management Supervisor  
\_\_\_\_\_  
Title - Oncor Representative

\_\_\_\_\_  
Title - Customer Representative

1/4/2024  
\_\_\_\_\_  
Date Signed - Oncor Representative

\_\_\_\_\_  
Date Signed - Customer Representative

.....  
\*\*For CIAC purposes only pursuant to Section (4) above\*\*

N/A - No CIAC  
\_\_\_\_\_  
Signature - Customer's Agent

N/A - No CIAC  
\_\_\_\_\_  
Printed Name - Customer's Agent

N/A - No CIAC  
\_\_\_\_\_  
Title - Customer's Agent

N/A - No CIAC  
\_\_\_\_\_  
Date Signed - Customer's Agent

**AGREEMENT FOR STREET LIGHTING SERVICE SUPPLEMENT**  
**(for Cities with No Current Master Street Light Agreement)**  
**WR NUMBER 3574896 WO 22455795**

City of CITY OF DENTON, Texas ("City") and Oncor Electric Delivery ("Company")

City requests and authorizes Company to provide street lighting as follows below and on sketch(s) attached hereto and made a part hereof.

Actions: Addition 7 Removal 0

Action	Quantity	Wattage	Light Source	Rate Schedule/ Group	Luminaire Style	Identifying Luminaire/Pole Type	Location Address, etc.) (See Attached Sketch)
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30</i>	<i>001- 33.19073/-97.06095 Structure ID: 3319073- 09706095</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>002- 33.18983/-97.06092 Structure ID: 3318983- 09706092</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>003-33.18972/-97.0619 Structure ID: 3318972- 09706190</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>004- 33.18942/-97.06282 Structure ID: 3318942- 09706282</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>005-33.1882/-97.06327 Structure ID: 3318820- 09706327</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>006- 33.19076/-97.06283 Structure ID: 3319076- 09706283</i>
<i>A</i>	<i>1</i>	<i>55</i>	<i>LC</i>	<i>A</i>	<i>CH</i>	<i>LEDCH55 SLPR30 COMPANY</i>	<i>007-33.1906/-97.06188 Structure ID: 3319060- 09706188</i>

Under these additional conditions (if any)

**EXHIBIT A**

1. City agrees to pay Company \$0.00 in consideration of Company's agreement to install said street lights and understands that no construction work will begin until after Company has received full payment.
2. Company agrees to install, own, operate and maintain said street lights in accordance with its street lighting tariff. However, if City or Developer fails to pay, on demand, the amount indicated above, this supplemental agreement is automatically terminated.
3. All parties agree that Company will retain for its use and benefit the payment received hereunder in consideration of its obligation to install said street lights and that Company at all times has title to, and complete ownership and control of, said street lights.
4. Company is not liable for loss or injury caused by delay or failure to install the electric facilities necessary to

reasonably beyond control of the Company. If Company is prevented from installing such electric facilities by any of the above causes, Company agrees to return to City or Developer, without interest, the entire amount of City or Developer's payment, thereby terminating this supplement and Company's obligation to provide the electric facilities described herein.

ACCEPTED BY COMPANY	ACCEPTED BY CITY	ACCEPTED BY DEVELOPER (if applicable)
SIGNATURE	SIGNATURE	SIGNATURE
TITLE	TITLE	TITLE
DATE SIGNED	DATE SIGNED	DATE SIGNED

WR # 3574896

<b>Engineering</b>	<b>Service Center</b>	<b>Distribution Services</b>
PREPARED BY	COMPLETED BY	APPROVED FOR BILLING BY
DATE	DATE	DATE

DESIGN CONTACT INFO:  
 BRANDON ALLEN  
 TEL: 817-685-2629  
 CELL: 469-875-0792  
 BVALLEN@PIKE.COM

ALTERNATE CONTACT:  
 CODY BUSH  
 TEL: 817-685-2618  
 CLBUSH@PIKE.COM

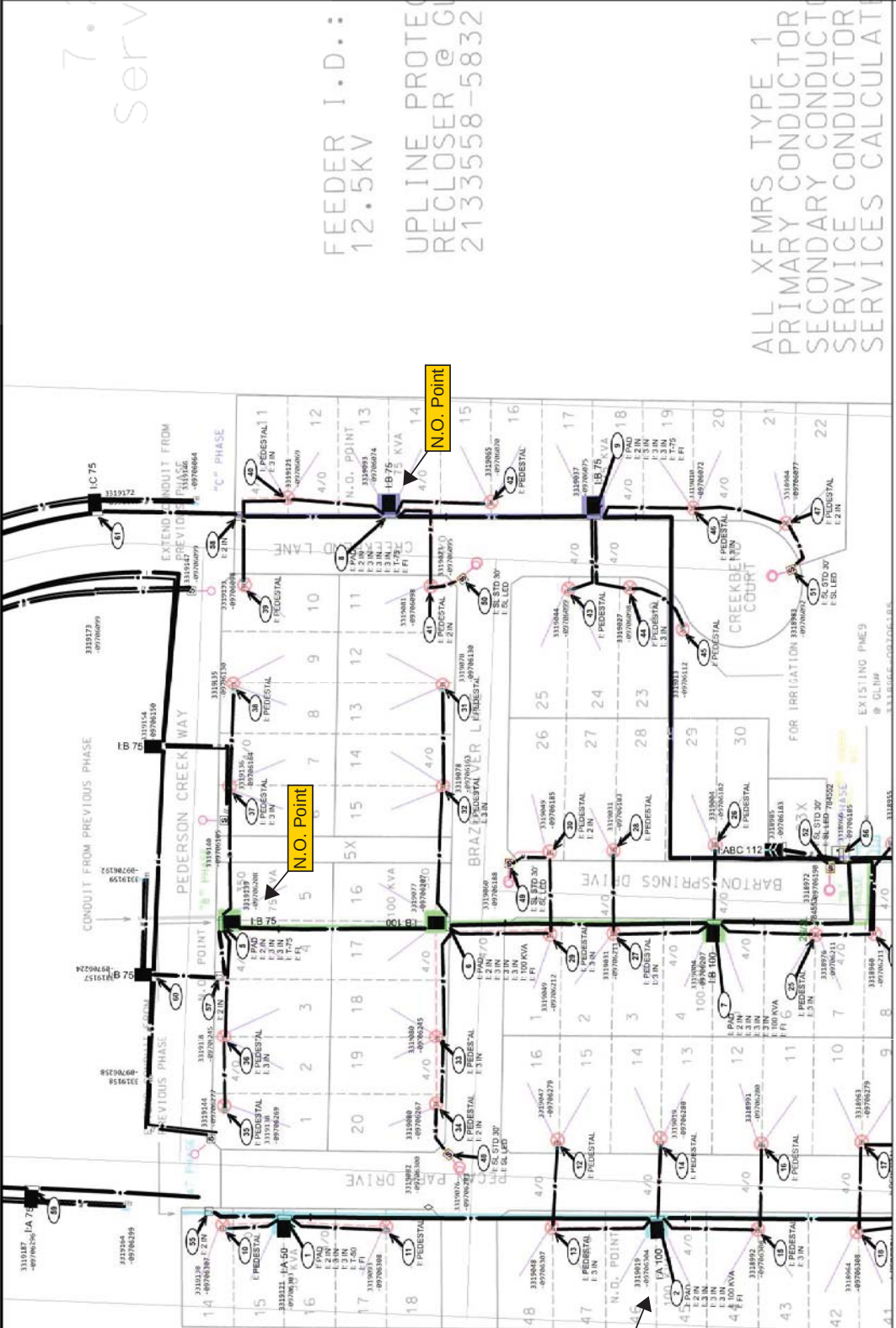
FEEDER I.D.:  
 BLAGG3912

PROTECTIVE DEVICE  
 IS THE RECLOSER @  
 21335558-5832

PRIMARY VOLTAGE  
 7.2/12.5 KV

DESIGNER: COLE RODGERS 817-685-2673  
 SUPERVISOR: BRANDON ALLEN 817-685-2629

ALL PRIMARY WIRE IS 1/0 UG AL.  
 ALL SECONDARY CONDUCTOR IS 4/0  
 UNLESS SPECIFIED.  
 ALL SERVICES ARE 1/0 UG AL



### ELECTRIC CONSTRUCTION PRINT

WR Name: FWINDTOWNSEND GREEN PHASE 2/H  
 Date: 2022/07/27  
 Scale: 1"=40'  
 Customer:  
 Address: 7117 PEDERSON CRK WY, DENTON, TX 76208  
 Location:  
 Job Status: Design  
 Svc Ctr / Office: LAKE DALLAS  
 Designer: COLE RODGERS, U968  
 Project Mgr: JOSPEH RICE, U915

911 ADDRESS:  
 7117 PEDERSON  
 CRK WY, DENTON,  
 TX 76208

**NO 100% MARKING OF  
 CONSTRUCTION  
 STATUS FOR THIS WR  
 ONLY MARK 99% &  
 ELECTRIC IN SERVICE**

serv

FEEDER I.D.:  
 12.5KV

UPLINE PROTECT  
 RECLOSER @ G  
 21335558-5832

ALL XFMR TYPE 1  
 PRIMARY CONDUCTOR  
 SECONDARY CONDUCTOR  
 SERVICE CONDUCTOR  
 SERVICES CALCULATED

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DESIGN CONTACT INFO:  
 BRANDON ALLEN  
 TEL: 817-685-2629  
 CELL: 469-875-0792  
 BWALLEN@PIKE.COM

ALTERNATE CONTACT:  
 CODY BUSH  
 TEL: 817-685-2618  
 CLBUSH@PIKE.COM

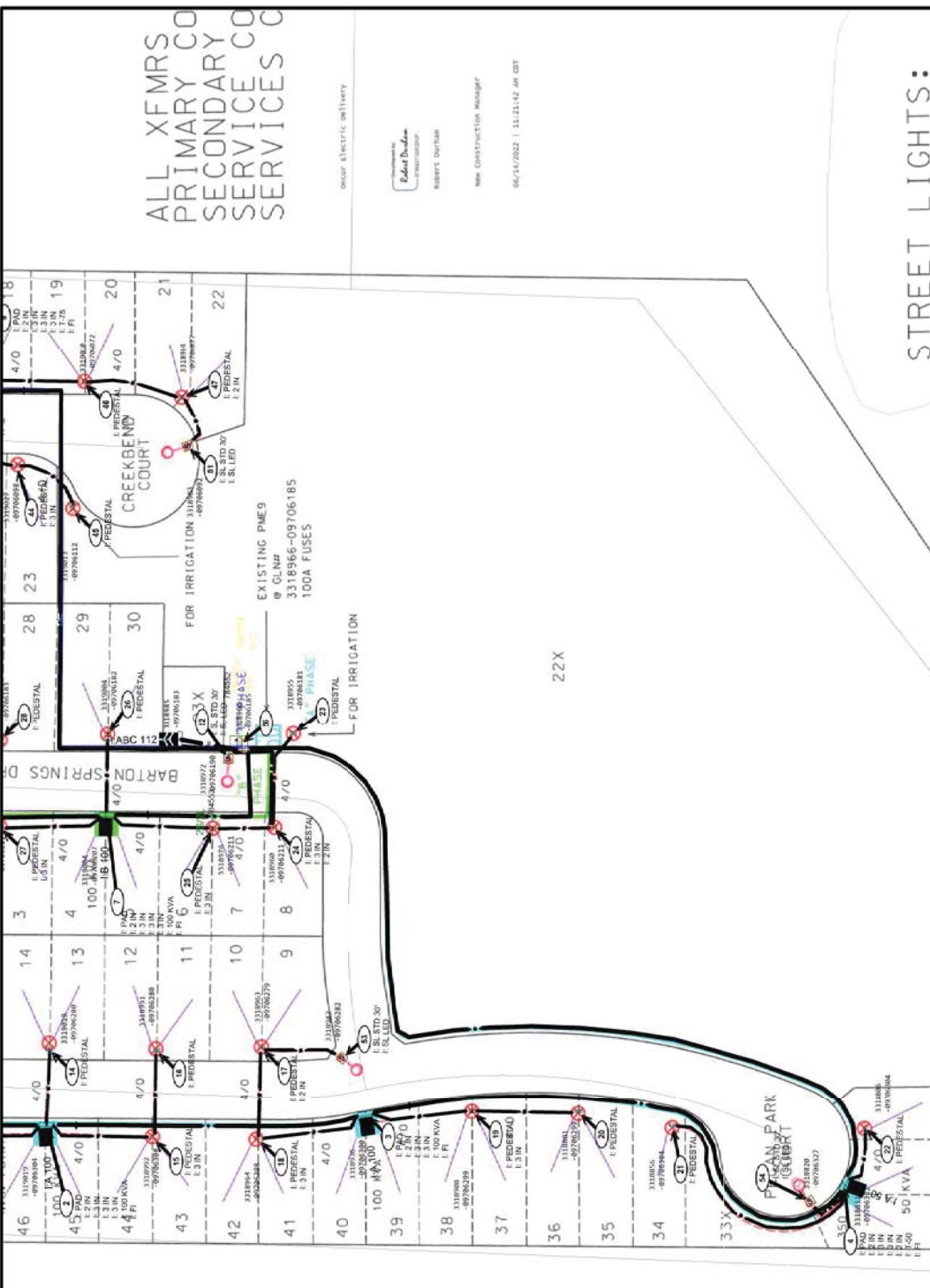
DESIGNER: COLE RODGERS 817-685-2673  
 SUPERVISOR: BRANDON ALLEN 817-685-2629

FEEDER I.D.  
 BLAGG3912

ALL PRIMARY WIRE IS 1/0 UG AL.  
 ALL SECONDARY CONDUCTOR IS 4/0  
 UNLESS SPECIFIED.  
 ALL SERVICES ARE 1/0 UG AL

PROTECTIVE DEVICE  
 IS THE RECLUSER @  
 2133558-5832

PRIMARY VOLTAGE  
 7.2/12.5 KV



ALL XFMR'S  
 PRIMARY CO  
 SECONDARY CO  
 SERVICES CO  
 SERVICES CO

ONOFF ELECTRIC DELIVERY

Robert Duda  
 PROJECT MANAGER

Robert Duda  
 NEW CONSTRUCTION MANAGER

06/14/2022 | 11:21:42 AM CST

STREET LIGHTS:

NO 100% MARKING OF  
 CONSTRUCTION  
 STATUS FOR THIS WR  
 ONLY MARK 99% &  
 ELECTRIC IN SERVICE

911 ADDRESS:  
 7117 PEDERSON  
 CRK WY, DENTON,  
 TX, 76208



**ELECTRIC CONSTRUCTION PRINT**

WR Number: 3574896 Date: 2022/07/27 WR Name: FWINDTOWNSEND GREEN PHASE 2JH  
 Sheet: 2 of 2 Scale: 1"=40' Customer:  
 Job Status: Design Svc Ctr / Office: LAKE DALLAS Address: 7117 PEDERSON CRK WY, DENTON, TX 76208  
 Designer: COLE RODGERS, U968 Location:  
 Project Mgr: JOSPEH RICE, U915

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