

CITY OF COLD LAKE
BYLAW #486-FA-13
FRANCHISE AGREEMENT WITH ATCO ELECTRIC LTD.

A BYLAW OF THE CITY OF COLD LAKE (the "Municipality") TO AUTHORIZE THE MAYOR AND CHIEF ADMINISTRATIVE OFFICER TO ENTER INTO AN AGREEMENT GRANTING ATCO ELECTRIC LTD., (the "Company") THE RIGHT TO PROVIDE DISTRIBUTION ACCESS SERVICES WITHIN THE MUNICIPALITY.

WHEREAS, pursuant to the provisions of the Municipal Government Act, R.S.A. 2000 c. M-26, as amended (the "Act") the Municipality desires to grant and the Company desires to obtain, an exclusive franchise to provide electric distribution service within the Municipality for a period of ten (10) years subject to the right of renewal as set forth in the said agreement and in the said Act;

AND WHEREAS, the Council of the Municipality and the Company have agreed to enter in an Electric Distribution System Franchise Agreement (the "**Agreement**"), in the form of annexed hereto;

AND WHEREAS, it is deemed that the Agreement would be to the general benefit of the consumers within the Municipality.

NOW THEREFORE, the Council of the Municipality enacts as follows:

- 1) THAT the Electric Distribution System Franchise Agreement, a copy of which is annexed hereto as Schedule "A", be and the same is hereby ratified, confirmed and approved, and the Mayor and Chief Administrative Officer are hereby authorized to enter into Electric Distribution System Franchise Agreement for and on behalf of the Municipality, and the Chief Administrative Officer is hereby authorized to affix thereto the corporate seal of the Municipality.
- 2) THAT the Electric Distribution System Franchise Agreement annexed hereto as Schedule "A" is hereby incorporated in, and made part of, this Bylaw.
- 3) THAT the Council consents to the exercise by the Company within the Municipality of any of the powers given to the Company by the Water, Gas and Electric Companies Act, R.S.A. 2000 c. W-4, as amended.
- 4) THAT this Bylaw shall come into force upon the Electric Distribution System Franchise Agreement being approved by the Alberta utilities commission and upon being given third reading and finally passed.

FIRST READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta, this 28 day of May, A.D. 2013, on motion by Councillor Lefebvre.

CARRIED
UNANIMOUSLY

SECOND READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta, this 27 day of August, A.D. 2013, on motion by Councillor Buckle.

CARRIED
UNANIMOUSLY

THIRD AND FINAL READING passed in open Council duly assembled in the City of Cold Lake, in the Province of Alberta, this 27 day of August, A.D. 2013, on motion by Councillor Plain.

CARRIED
UNANIMOUSLY

**CITY OF COLD LAKE
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Executed this ____ day of _____, 2013.

CITY OF COLD LAKE

MAYOR

CHIEF ADMINISTRATIVE OFFICER