

THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

ORDINANCE

APPROVING A NON-EXCLUSIVE LICENSE AGREEMENT WITH HOOKS GAS PIPELINE, LLC, FOR USE OF CITY RIGHT-OF-WAY FOR THE PURPOSE OF INSTALLING AND MAINTAINING FACILITIES TO TRANSPORT NATURAL GAS THROUGH CITY LIMITS FOR END USE OUTSIDE OF CITY LIMITS.

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WHEREAS, Hooks Gas Pipeline, LLC (Hooks), headquartered in Montgomery County, Texas, builds and operates natural gas pipelines in five Texas counties, namely Bexar, Comal, Denton, Harris and Montgomery; and

WHEREAS, Hooks requested a license agreement from the City to construct a natural gas pipeline through City limits to supply natural gas to other entities who will provide retail natural gas service outside of City limits; and

WHEREAS, the license agreement does not grant Hooks the authority or permission to provide, directly or indirectly, natural gas sales or distribution services to end users or retail customers within City limits; and

WHEREAS, the installation, maintenance, and repair of the facilities over or under the public right-of-way will be done in a manner consistent with all City of San Antonio regulations, including the Right-of-Way Management Ordinance and Utility Excavation Criteria Manual. **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The License Agreement between the City of San Antonio and Hooks Gas Pipeline, LLC is approved in substantially the same form as it appears in Exhibit A.

SECTION 2. The City Manager or designee is hereby authorized to execute the License Agreement and any and all documents necessary to fulfill the purpose and intent of this Ordinance.

SECTION 3. Funds received for this ordinance will be deposited in Fund 11001000, Internal Order 207000000300 and General Ledger 4103130.

SECTION 4. The financial allocations in this Ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or the City Manager’s designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

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SECTION 5. This ordinance is effective immediately upon the receipt of eight affirmative votes, or in the event eight affirmative votes are not received, on the tenth day after passage.

PASSED AND APPROVED this 26th day of January, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney

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01/26/23
Item No. ____

EXHIBIT A

(ROW License Agreement)