

**TOWN OF MOFFAT, COLORADO  
ORDINANCE NO. 4-2009**

**AN ORDINANCE AMENDING AN ELECTRIC FRANCHISE  
GRANTED BY THE TOWN OF MOFFAT, SAGUACHE COUNTY,  
COLORADO, TO PUBLIC SERVICE COMPANY OF  
COLORADO, ITS SUCCESSORS AND ASSIGNS**

**WHEREAS**, the Town of Moffat is currently collecting a Franchise Fee from Xcel Energy that is less than similarly situated municipalities,

**NOW THEREFORE**, be it ordained by the Board of Trustees of the Town of Moffat, Colorado:

Section I. Ordinance No. 40 pertaining to the Public Service Company (now Xcel Energy and hereafter known as "Company") franchise is hereby amended as follows:

Article 3, §3.1. Franchise Fee is repealed and re-enacted as follows:

§ 3.1. Franchise Fee. In consideration for the grant of this franchise, the Company shall pay the Town a sum equal to three percent (3%) of all revenues received from the sale of electricity within the Town, excluding the amount received from the Town itself, and excluding all revenue received in excess of \$2,500.00 per annum from each customer at any one location.

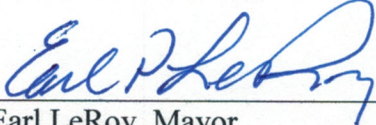
Section II. This Ordinance is deemed necessary for the protection of the health, safety, and welfare of the citizens of Moffat.

FIRST READING this 1<sup>st</sup> day of September, 2009.

SECOND READING and DONE and SIGNED this 6<sup>th</sup> day of October, 2009.

REINTRODUCED AND REPASSED this 5<sup>th</sup> day of January, 2010.

TOWN OF MOFFAT

  
\_\_\_\_\_  
Earl LeRoy, Mayor

ATTEST:

Johann F. McKee  
Johann McKee, Town Clerk

CERTIFICATION

I hereby certify that the above Ordinance was introduced and read on September 1<sup>st</sup>, 2009, and read in full, approved and adopted at the regular meeting of the Board of Trustees of the Town of Moffat, Colorado on the 6<sup>th</sup> day of October, 2009, and then reintroduced and re-passed on the 5<sup>th</sup> day of January 2010, and posted at the following locations in the Town of Moffat: the post office, Scenic Country Station, the community center, Moffat School, Saguache County Credit Union and Sangre de Cristo Trading Post.

Johann F. McKee  
Johann McKee, Town Clerk



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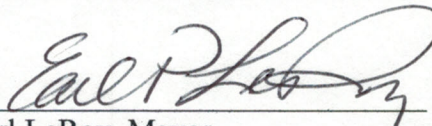
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TOWN OF MOFFAT

  
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Earl LeRoy, Mayor

ATTEST:

Johann F. McKee  
Johann McKee, Town Clerk

CERTIFICATION

I hereby certify that the above Ordinance was introduced and read on 1 September, 2009, and read in full, approved and adopted at the regular meeting of the Board of Trustees of the Town of Moffat, Colorado on the 6<sup>th</sup> day of October, 2009 and posted at the following locations in the Town of Moffat post office, community center, credit union.

Johann F. McKee  
Johann McKee, Town Clerk

