

ORDINANCE NO. _____

An ordinance amending the expiration date applicable to Southern California Gas Company Franchise Ordinance No. 168164 so as to extend the term of the franchise.

WHEREAS, in 1992, the City granted a franchise authority, Ordinance No. 168164, to Southern California Gas Company to: (a) install, construct, replace, reconstruct, repair and retain its gas system in streets located in the City of Los Angeles; (b) maintain and operate said gas system; and (c) engage in the business of the transmission and distribution of gas to customers within the City of Los Angeles;

WHEREAS, the franchise authority granted to Southern California Gas Company in Ordinance No. 168164 was for a 20-year term set to expire on December 31, 2012;

WHEREAS, in the course of the last several years, staff of several City departments, including the Bureau of Street Services, Bureau of Engineering, Department of Transportation, City Attorney, City Administrative Officer, Chief Legislative Analyst and City Council have been negotiating the terms and conditions of a new franchise ordinance to allow Southern California Gas Company to prepare a bid for said franchise;

WHEREAS, Ordinance No. 182350 was adopted by the City Council on December 11, 2012, extending the expiration date of the franchise to June 30, 2013;

WHEREAS, Ordinance No. 182614 was adopted by the City Council on June 28, 2013, extending the expiration date of the franchise to June 30, 2014;

WHEREAS, Ordinance No. 183146 was adopted by the City Council on June 27, 2014, extending the expiration date of the franchise to December 31, 2014;

WHEREAS, Ordinance No. 183313 was adopted by the City Council on December 2, 2014, extending the expiration date of the franchise to March 31, 2015;

WHEREAS, Ordinance No. 183501 was adopted by the City Council on April 1, 2015, extending the expiration date of the franchise to June 30, 2016;

WHEREAS, Ordinance No. 184311 was adopted by the City Council on May 25, 2016, extending the expiration date of the franchise to June 30, 2017; and

WHEREAS, Ordinance No. 185008 was adopted by the City Council on June 2, 2017, extending the expiration date of the franchise to December 31, 2017; and

WHEREAS, on June 29, 2017, the California Supreme Court decided the matter of *Jacks v. City of Santa Barbara*, the outcome of which has significant impacts on the terms to be negotiated in a new franchise agreement with Southern California Gas

Company. Therefore, it is necessary to extend the current franchise beyond the December 31, 2017, expiration date previously adopted to ensure that Southern California Gas Company continues to operate in the City under the terms set forth in Ordinance No. 168164.

NOW, THEREFORE,


**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Section 2.2 of Ordinance No. 168164 granting to Southern California Gas Company a franchise authority is hereby amended by deleting "December 31, 2017" and inserting therein "June 30, 2019."

Sec. 2. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
TANEA YSAGUIRRE
Deputy City Attorney

Date 12/12/17

File No. 12-1880-S7

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I hereby certify that the foregoing ordinance was introduced at the meeting of the Council of the City of Los Angeles November 8, 2017, and was passed at its meeting of November 21, 2017.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____