

# **AGENDA ITEM SUMMARY SHEET**

## **City of Rollingwood**

**Meeting Date: March 9, 2022**

**Submitted By:**

Mayor Massingill

**Agenda Item:**

Update, discussion and possible action a Franchise Agreement with Austin Energy and certain utility projects related to utility easement

**Background:**

The city's franchise agreement with Austin Energy expired in February 2021. At the July 21, 2021 City Council Meeting (item 19) the City Council directed the City Administrator and City Attorney to negotiate the additional requests for franchise agreement in the attachment and adding an item to clean up and remove outdated and unused lines and attachments with Austin energy. Below is the link to the packet for the July 21, 2021 City Council meeting.

<https://meetings.municode.com/adaHtmlDocument/index?cc=ROLLWDTX&me=4ce60a31f07e4bf89b95f5a8695bf356&ip=True>

Accordingly, the City of Rollingwood sent a letter to Austin Energy on October 25, 2022 (attached). No response was received.

The city has noted other areas of concern in recent communications with Austin Energy:

- Resistant to properly completing responsible person form as required by building official
- Failure to timely complete pole replacements and removal of old poles on Ashworth
- Police relocation to facilitate Pleasant/Nixon Drainage Project
- Continued lack of appropriate coordination and inefficient requirements for permitting applications at the City of Austin for Rollingwood building projects.

The city has not received a franchise fee payment from the City of Austin since May 2021.

**Action Requested:**

Discussion among City Council and direction to staff regarding how to proceed

**Fiscal Impacts:**

No significant fiscal implication to the City is anticipated.

**Attachments:**

1. Executed 2011 Franchise Agreement
2. Proposed amendment to 2011 Franchise Agreement from City of Austin
3. Letter sent to Austin Energy dated October 25, 2021