

CHAPTER 111

IOWA POWER AND LIGHT COMPANY ELECTRIC FRANCHISE

111.01 Franchise Granted

111.02 Nonexclusive Franchise

111.01 FRANCHISE GRANTED. Iowa Power and Light Company, a corporation, its successors and assigns (hereinafter referred to as the “Company”) are hereby granted and vested with the right, franchise and privilege for a period of twenty-five (25) years[†] from and after the adoption and approval of the ordinance codified in this chapter, as provided by law, to acquire, construct, operate and maintain in the City the necessary facilities for the production, distribution, transmission and sale of electric energy for public and private use and to construct and maintain along, upon, across and under the streets, highways, avenues, alleys, bridges and public places the necessary fixtures and equipment for such purposes; and for the term of the franchise the Company is further granted the right of eminent domain, the exercise of which is subject to Council approval upon application by the Company.

111.02 NONEXCLUSIVE FRANCHISE. The franchise shall not be exclusive and shall not restrict in any manner the right of the Council or any other governing body of the City in the exercise of any regulatory power which it may now have, or hereafter be authorized or permitted, by the laws of the State.

[†] **EDITOR’S NOTE:** Ordinance No. 89-101, adopting an electric franchise for the City, was passed and adopted on May 8, 1989.