

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE EXECUTION OF A GAS LEASE AGREEMENT BETWEEN THE CITY OF MANSFIELD AND CHESAPEAKE EXPLORATION, LLC FOR CITY-OWNED PROPERTY LOCATED AT 3100 EAST BROAD STREET

WHEREAS, the City bid out City-owned properties for mineral leases and “no-drill” sites in December, 2005; and

WHEREAS, Chesapeake Exploration, LLC has requested a perpetual sub-surface easement on the property that will be part of the drilling route that will reach other properties; and

WHEREAS, Chesapeake Exploration, LLC desires to lease the gas minerals on property owned by the City located at 3100 East Broad Street; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City of Mansfield to execute a gas lease agreement between the City of Mansfield and Chesapeake Exploration, LLC for the above-described property; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS:

SECTION 1.

That the City Manager or his designee is hereby authorized to execute a gas lease agreement between the City of Mansfield and Chesapeake Exploration, LLC.

SECTION 2.

This Ordinance shall be cumulative of all provisions of all other Ordinances of the City of Mansfield, Texas except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the conflicting provisions of such Ordinances are hereby repealed.

SECTION 3.

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance since the same could have been enacted by the City Council without incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 4.

This ordinance shall take effect immediately from and after its passage on third and final reading as the City Charter provides.

FIRST READING APPROVED ON THIS _____ DAY OF _____, 2013.

SECOND READING APPROVED ON THIS _____ DAY OF _____, 2013.

DULY PASSED ON THE THIRD AND FINAL READING BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS THIS _____ DAY OF _____, 2013.

David L. Cook, Mayor

ATTEST:

Vicki Collins, City Secretary

EFFECTIVE: _____

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY