

ORDINANCE NO. 684

AN ORDINANCE AMENDING STAYTON CITY ORDINANCE NO. 617, AN ORDINANCE GRANTING TO THE STAYTON COOPERATIVE TELEPHONE COMPANY A FRANCHISE TO ERECT AND MAINTAIN A TELEPHONE SYSTEM WITHIN THE CITY OF STAYTON AND DECLARING AN EMERGENCY.

THE CITY OF STAYTON ORDAINS as follows:

SECTION 1: Section 13 of Ordinance No. 617 is hereby amended to read:

Section 13.

In consideration of the rights, privileges, and franchises hereby granted, Stayton Cooperative Telephone Company, Inc., its successors and assigns, shall pay to the City of Stayton a franchise fee each month until the expiration of this franchise agreement. Beginning 1 January 1991, the franchise fee shall be four percent (4%) per annum of the gross revenues, as defined in ORS 221.515(2), as may be amended from time to time, earned by Stayton Cooperative Telephone Company, Inc. within the corporate limits of the City of Stayton.

The City of Stayton and the Stayton Cooperative Telephone Company mutually agree that the City of Stayton may increase the franchise fee to the maximum amount allowed by law by giving Stayton Cooperative Telephone Company ninety (90) days' written notice of the increase.

SECTION 2: Within thirty (30) days after enactment of this ordinance and approval by the Mayor, Stayton Cooperative Telephone Company shall file with the City Administrator for the City of Stayton a written acceptance, attached hereto as Attachment A and by this reference made a part of this ordinance, stating that Stayton Cooperative Telephone Company accepts this ordinance and agrees to comply with all the terms and conditions of this ordinance.

SECTION 3: It is hereby adjudged and declared that existing conditions are such that this ordinance amending Ordinance No. 617, a franchise agreement between the City of Stayton and Stayton Cooperative Telephone Company, Inc., is necessary to serve the public health, safety, welfare, convenience, and environmental amenities of the City of Stayton and the inhabitants thereof, and this ordinance shall be in full force and effect when executed by the mayor.

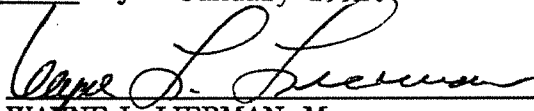
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Amending Stayton Cooperative Telephone Franchise

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PASSED BY THIS COMMON COUNCIL this 7th day of January 1991.

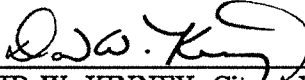
SIGNED BY THE MAYOR this 8th day of January 1991.



WAYNE L. LIERMAN, Mayor

Date

ATTEST

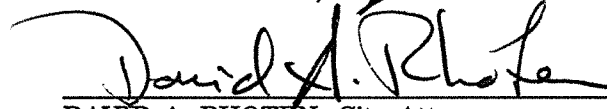


DAVID W. KINNEY, City Administrator

1-8-91

Date

APPROVED AS TO FORM



DAVID A. RHOTEN, City Attorney

1/10/91

Date

dk:b

ACCEPTANCE OF ORDINANCE NO. 684
City of Stayton, Oregon

JAN 21 1991

TO THE MAYOR AND COUNCIL OF THE CITY OF STAYTON:

WHEREAS, on the 17th day of December, 1990, the Common Council of the City of Stayton, Oregon, enacted Ordinance No. 684, which is:

AN ORDINANCE AMENDING STAYTON CITY ORDINANCE NO. 617, AN ORDINANCE GRANTING TO THE STAYTON COOPERATIVE TELEPHONE COMPANY A FRANCHISE TO ERECT AND MAINTAIN A TELEPHONE SYSTEM WITHIN THE CITY OF STAYTON.

WHEREAS, the ordinance was granted upon the condition that the grantee, Stayton Cooperative Telephone Company, shall, within thirty (30) days of the passage and approval of the ordinance, file with the City Administrator or the City of Stayton, its written acceptance of all terms and conditions of the ordinance:

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that Stayton Cooperative Telephone Company does hereby accept Stayton City Ordinance No. 684 and all the terms and conditions of said ordinance.

IN WITNESS WHEREOF, Stayton Cooperative Telephone Company, Inc. has caused this acceptance to be duly executed this 16th day of January, 1991.

STAYTON COOPERATIVE TELEPHONE COMPANY

By: 
Kenneth E. Sandner, General Manager

Date: January 16, 1991

Received by the City of Stayton:

By: 

Date: 21 January 1991