

ORDINANCE NO. 1002

AN ORDINANCE AMENDING ORDINANCE NO. 986 (STAYTON COOPERATIVE TELEPHONE COMPANY "SCTC" FRANCHISE) SECTION 4.16.030, EXTENDING THE TERM OF THE FRANCHISE UNTIL DECEMBER 31, 2017.

WHEREAS, the City of Stayton ("Grantor") is authorized by state statutes and its charter to grant non-exclusive franchises to persons desiring to occupy rights-of-way within the City;

WHEREAS, Stayton Cooperative Telephone Company ("Grantee"), owns, maintains, and operates a telecommunications system in rights-of-way in the City and provides telecommunications services under grant of a previous franchise by the City (Ordinance No. 957);

WHEREAS, the Grantee now wishes to utilize its existing telecommunications system to provide cable services, and the provision of such services requires separate authorization from the City in the form of a cable franchise under applicable federal law;

WHEREAS, the City of Stayton needs additional time to update Section 4.16; and,

WHEREAS, SCTC has agreed to extend the franchise term by one (1) additional year (Exhibit A, "Acceptance").

NOW, THEREFORE, the Stayton City Council does ordain as follows:

Stayton City Ordinance No. 986, Section 4.16.030, TERM, is amended to delete "...twelve years (12)..." to be substituted by "...until December 31, 2017..."

ADOPTED BY THE STAYTON CITY COUNCIL THIS 5TH DAY OF DECEMBER, 2016.

CITY OF STAYTON

Signed Dec 5, 2016

By: Henry A. Porter
Henry A. Porter, Mayor

Signed 12/5, 2016

Attest: Keith D. Campbell
Keith D. Campbell, City Administrator

APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney

**Exhibit A
Acceptance**

This is to advise the City of Stayton, Oregon (“City”) that Stayton Cooperative Telephone Company (“Grantee”) hereby accepts the terms and provisions of Ordinance No. 1002, passed by the Stayton City Council on December 5, 2016 (the Franchise) granting a Franchise authorizing the provision of cable services for a limited term. The Grantee agrees to abide by each and every term of the Franchise.

Signed 12/29/, 2016

By: 
Curt Thornton, SCTC President