

ORDINANCE NO. 986

AN ORDINANCE AMENDING ORDINANCE NO. 974 (STAYTON COOPERATIVE TELEPHONE COMPANY "SCTC" FRANCHISE) SECTION 4.16.030, EXTENDING THE TERM OF THE FRANCHISE UNTIL DECEMBER 31, 2016.

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. 974, Section 4.16.030, TERM, is amended to delete "...twelve years (12)..." to be substituted by "...until December 31, 2016..."

ADOPTED BY THE STAYTON CITY COUNCIL THIS 2<sup>ND</sup> DAY OF NOVEMBER, 2015.

CITY OF STAYTON

Signed 11/21, 2015

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

Signed 11/2, 2015

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

APPROVED AS TO FORM:

David A. Rhoten  
David A. Rhoten, City Attorney

**Exhibit A  
Acceptance**

TO: Keith Campbell  
City Administrator  
City of Stayton  
362 N. Third Avenue  
Stayton, OR 97383

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. 986, passed by the Stayton City Council on November 2, 2015 (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.

BY Curt Thornton  
TITLE President  
SIGNATURE Curt Thornton  
DATE 11/5/15