

ORDINANCE NO. 1003

AN ORDINANCE AMENDING ORDINANCE NO. 876 (WAVE BROADBAND FORMERLY UVISION) SECTION 15 DURATION, RENEWAL AND RENEGOTIATION EXTENDING THE TERM OF 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, Wave Broadband formally Uvision ("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;

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 Ordinance No. 876, Section 15; and,

WHEREAS, Wave Broadband has agreed to extend the term of the franchise to December 31, 2017 (see Exhibit A "Acceptance").

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

Stayton City Ordinance No. 876, Duration, Renewal and Renegotiations, is amended to delete "...for ten years)..." 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

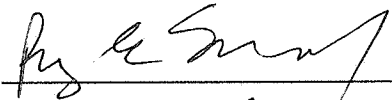
APPROVED AS TO FORM:

David A. Rhoten
David A. Rhoten, City Attorney

**Exhibit A
Acceptance**

This is to advise the City of Stayton, Oregon ("City") that Wave Broadband ("Grantee") hereby accepts the terms and provisions of Ordinance No. 1003, 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 January 6, 201~~6~~⁷

By: 
Title: EVP-Legal