

CITY OF MILWAUKIE, OREGON

ORDINANCE NO. 1721

AN ORDINANCE OF THE CITY OF MILWAUKIE RENEWING THE FRANCHISE OF US WEST COMMUNICATIONS, INC., SUCCESSORS AND ASSIGNS THE RIGHT AND PRIVILEGE TO CONDUCT A GENERAL COMMUNICATION BUSINESS, AND TO PLACE, ERECT, LAY, MAINTAIN AND OPERATE IN, UPON, OVER AND UNDER THE STREETS, ALLEYS, AVENUES, THOROUGHFARES, AND PUBLIC HIGHWAYS, PLACES AND GROUNDS WITHIN THE CITY OF MILWAUKIE POLES, WIRES AND OTHER APPLIANCES AND CONDUCTORS FOR ALL TELEPHONE AND OTHER COMMUNICATION PURPOSES; AUTHORIZING THE MAYOR TO ENTER INTO SUCH AGREEMENT; AND DECLARING AN EMERGENCY.

The twenty year franchise for the communication facilities and services provided by US West Communications, Inc. (formerly Pacific Northwest Bell Telephone Company), described in the title of this ordinance is now before the City Council for renewal. The Council believes that the franchise should be renewed under the terms and conditions set forth in Exhibit A, attached hereto, and by this reference made a part hereof.

NOW, THEREFORE, THE CITY OF MILWAUKIE DOES ORDAINS AS FOLLOWS:

Section 1. The terms and conditions of the attached Franchise Agreement, Exhibit A, are hereby approved and adopted as part of this ordinance as if specifically set forth.

Section 2. The Mayor is authorized and directed to sign the attached agreement on behalf of the Council.

Section 3. Because of the need to have continuous telephone communication and the need to have a stable revenue flow

to the City from franchise fees, an emergency is declared and this ordinance shall take effect upon its passage.

Read the first time on May 19, 1992 and moved to second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council on May 19, 1992.

Signed by the Mayor on May 19, 1992.

CITY OF MILWAUKIE

By: Craig J. Lomnicki
Craig Lomnicki, Mayor

ATTEST:

Pat DuVal
Pat DuVal, City Recorder

APPROVED AS TO FORM:

[Signature]
O'DONNELL, RAMIS, CREW & CORRIGAN