

ORDINANCE NO. 2435

AN ORDINANCE EXTENDING THE FRANCHISE OF CENTRAL ELECTRIC COOPERATIVE, INC. THROUGH AUGUST 4, 2022

Recitals

- A. Central Electric Cooperative, Inc. ("Franchisee") is the holder of an electric light and power service franchise granted by the City of Bend (the "City") pursuant to Ordinance No. NS-1773 (the "Franchise") as extended by Ordinance No. NS-2403.
- B. The Franchise expires on February 4, 2022.
- C. The City and Franchisee are negotiating a new franchise agreement, but need additional time to finalize all terms, and therefore agree to extend the franchise for six months from its current date of expiration.

THE CITY OF BEND ORDAINS AS FOLLOWS:

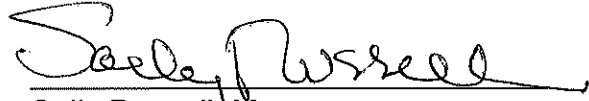
- Section 1.** The term of the Franchise is extended and shall continue until August 4, 2022. The City Manager is authorized to further extend the franchise for up to three additional months beginning from the expiration of the extended term if negotiations are not completed and a new agreement seems likely.
- Section 2.** Continued use of City rights of way by Franchisee after February 4, 2022 shall be deemed acceptance of the extension by Franchisee.
- Section 3.** The City Council finds that this ordinance is necessary for the health, safety, and welfare of the public, and finds that an emergency exists. To limit the amount of time Franchisee is operating in the right-of-way without a franchise, the ordinance is necessary on an emergency basis and will be effective immediately upon adoption on its second reading.

First Reading: February 2, 2022

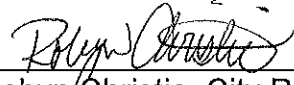
Second reading and adoption by roll call vote: February 16, 2022

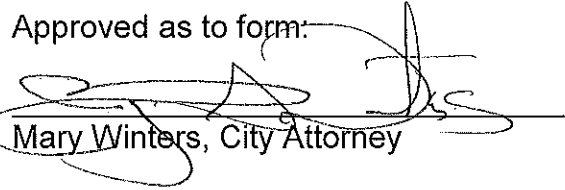
YES: Mayor Sally Russell
Mayor Pro Tem Gena Goodman-Campbell
Councilor Barb Campbell
Councilor Melanie Kebler
Councilor Anthony Broadman
Councilor Megan Perkins
Councilor Rita Schenkelberg

NO: none


Sally Russell, Mayor

ATTEST:


Robyn Christie, City Recorder

Approved as to form:

Mary Winters, City Attorney