CITY OF HAWLEY

ORDINANCE NO. 268

AN ORDINANCE AMENDING THE ELECTRIC UTILITY FRANCHISE AND THE GAS UTILITY FRANCHISE EXTENDING THE FRANCHISE TO JANUARY 31, 2015

THE CITY COUNCIL OF THE CITY OF HAWLEY ORDAINS AS FOLLOWS:

SECTION 1: ELECTRIC UTILITY FRANCHISE.

The Electric Utility Franchise codified in Section 3-6-4:B, which provides:

"Grant of Franchise: The city hereby grants to the franchisee, for a period extending to January 31, 2015, the right to transmit, furnish, deliver or receive electric energy within the limits of the city as they now exist or as they may be extended or revised in the future. For those purposes, franchisee may establish the necessary facilities and equipment in and along the streets and public places within the city. The franchisee may also do reasonable things necessary or customary to accomplish those purposes, subject, however, to the further provisions of this franchise."

is amended to provide as follows:

"Grant of Franchise: The city hereby grants to the franchisee, for a period extending to January 31, 2040, the right to transmit, furnish, deliver or receive electric energy within the limits of the city as they now exist or as they may be extended or revised in the future. For those purposes, franchisee may establish the necessary facilities and equipment in and along the streets and public places within the city. The franchisee may also do reasonable things necessary or customary to accomplish those purposes, subject, however, to the further provisions of this franchise."

SECTION 2: GAS UTILITY FRANCHISE.

The Gas Utility Franchise codified in Section 3-7-4:B, which provides:

"Grant of Franchise: The city hereby grants to the franchisee, for a period extending to January 31, 2015, the right to transmit, furnish, deliver or receive gas energy within the limits of the city as they now exist or as they may be extended or revised in the future. For those purposes, franchisee may establish the necessary facilities and equipment in and along the streets and public places within the city. The franchisee may also do reasonable things necessary or

customary to accomplish those purposes, subject, however, to the further provisions of this franchise."

is amended to provide as follows:

"Grant of Franchise: The city hereby grants to the franchisee, for a period extending to January 31, 2040, the right to transmit, furnish, deliver or receive gas energy within the limits of the city as they now exist or as they may be extended or revised in the future. For those purposes, franchisee may establish the necessary facilities and equipment in and along the streets and public places within the city. The franchisee may also do reasonable things necessary or customary to accomplish those purposes, subject, however, to the further provisions of this franchise."

SECTION 3: All other provisions of the Electric Utility Franchise and Gas Utility Franchise are hereby reaffirmed.

SECTION 4: This ordinance will become effective after publication as required by law, but no earlier than January 31, 2015.

PASSED AND ADOPTED by the City Council of the City of Hawley, Minnesota, this 20 day of OCTOBER, 2014.

Gary E. Johnson

Gary E. Johnson, Mayor

ATTEST:

Lisa Jetvig, City Clerk