

A BILL FOR AN ORDINANCE GRANTING TO)
 PACIFICORP, AN OREGON CORPORATION, DOING)
 BUSINESS AS PACIFIC POWER & LIGHT COMPANY,)
 AND TO ITS SUCCESSORS AND ASSIGNS, A)
 NONEXCLUSIVE RIGHT AND FRANCHISE FOR A)
 PERIOD OF TWENTY (20) YEARS TO CONSTRUCT,)
 MAINTAIN AND OPERATE, IN, ON, AND UNDER THE)
 PRESENT AND FUTURE STREETS, ALLEYS, BRIDGES)
 AND PUBLIC PLACES IN THE CITY OF LEBANON,)
 OREGON, ELECTRIC LIGHT AND POWER LINES AND)
 APPURTENANCES AND COMMUNICATION FACILITIES)
 FOR THE PURPOSE OF SUPPLYING ELECTRICITY)
 AND ELECTRIC SERVICE TO THE CITY OF LEBANON,)
 THE INHABITANTS THEREOF AND OTHERS. SUBJECT)
 TO THE TERMS AND CONDITIONS AND TO THE)
 MAKING OF PAYMENTS SPECIFIED IN THE ORDIN-)
 ANCE, AND PROVIDING FOR THE REPEAL OF ORDIN-)
 ANCE NO. 1688 OF THE CITY OF LEBANON, PASSED)
 AND APPROVED JANUARY 25, 1978 AND PROVIDING)
 FOR THE REPEAL FOR ORDINANCE NO. 1594 OF THE)
 CITY OF LEBANON, PASSED AND APPROVED MAY)
 11, 1976.)

Ordinance Bill Number 7
 for 1999

Bill Number 2242

THE CITY OF LEBANON ORDAINS AS FOLLOWS:

Section 1: The City of Lebanon, Linn County, Oregon, hereinafter called the City, hereby grants to PacificCorp, an Oregon corporation doing business as Pacific Power & Light Company, and to its successors and assigns, hereinafter called Grantee, a right and franchise for the period of twenty (20) years from and after the effective date of this ordinance, to construct , maintain, and operate in, on, and under the present and future streets, alleys, bridges and public places of the City, hereinafter referred to as "streets", electric light and power lines, with all the necessary or desirable appurtenances, and communication facilities for the purpose of supplying electricity and electric service to the City and to the inhabitants thereof, subject to the terms and conditions and to the making of payments hereinafter specified. However, within 180 days before a period of ten (10) years from the effective date of this ordinance, either party may notify the other of its intention to renegotiate or amend this ordinance prior to the tenth anniversary of the effective date of this ordinance. Notice shall be given of a party's intent to negotiate the terms of this ordinance by sending such notice by regular or certified mail to the other

party, or its successor to this franchise, at such address which shall be indicated from time to time by the parties.

Section 2: The right and franchise hereby granted shall be nonexclusive. The City may at any time during the term of this franchise grant rights or franchises for uses consistent with this franchise and appropriate statutes, rules, and regulations.

Section 3: The location and methods of installation and maintenance of all poles, wires, fixtures, underground lines, and appurtenances thereto (hereinafter referred to as "facilities") shall be subject at all times to reasonable regulation by the Council of the City, and all such facilities shall be so constructed and maintained as to interfere as little as practicable with street or other traffic. When required by any City construction project, the Grantee shall relocate its underground facilities within forty-five (45) days of receiving written notice, by letter or by submission of final plans, from the City to relocate the private facility. Upon request, the City Engineer or designee may extend the deadline for good cause, determined solely by the City Engineer or designee. If the City incurs damages due to the Grantee's failure to promptly relocate its facilities, the Grantee will be responsible for all damages, including attorney fees, if any. All facilities shall be installed and at all times maintained by grantee in accordance with good electrical practice. All new facilities installed by the Grantee shall be installed underground, unless the new facilities are within an area currently served above ground, in which case this provision shall not apply. Upon request, the City Engineer or designee may allow above ground construction for good cause, to be determined by the City Engineer or designee. If the removal or relocation of facilities is caused by an identifiable development of property in the area, or is made for the convenience of a customer, grantee may charge the expense of removal or relocation to the developer or customer.

Section 4. Grantee's service shall be continuous and shall be adequate for the requirements of the City and its inhabitants, subject to accidents, interferences, or interruptions beyond the reasonable control of Grantee, and shall be furnished under such reasonable rules and regulations as grantee may make from time to time for the proper conduct of its business. Such service and all rates and charges therefore and all rules and regulations pertaining thereto or to the making of necessary and proper extension of service shall be subject at all times to any rules, regulations and orders lawfully prescribed by the Oregon Public Utility Commission; or by any other governmental authority having jurisdiction.

Section 5. When necessary, to permit any duly authorized person to move any building or structure across or along any City streets, Grantee shall temporarily raise or remove its facilities, as

necessary upon reasonable notice in advance from the Recorder of the City, and at such time and in such manner as may be reasonably required to accommodate such moving, consistent with the maintenance of proper service to Grantee's customers; provided, that the owner or mover of the building or structure shall first pay or satisfactorily secure Grantee's costs arising therefrom or related thereto, including any interruption of Grantee's service to its customers caused thereby.

Section 6. The City may, upon reasonable notice to Grantee and without payment or charge therefore, attach its fire alarm, police signal wires, data/cable wiring or traffic control systems for municipal purposes only to the poles of Grantee, but at its own risk and only in accordance with good electrical practice. If there is not sufficient space available thereon for said purposes, grantee's structures may be changed, altered, or rearranged at City's expense so as to provide proper clearance for such wires or appurtenant facilities. Such facilities shall be subject to interference by Grantee only when and to the extent necessary for the proper construction, maintenance, operation or repair of Grantee's facilities.

As additional consideration for the franchise and privileges granted to the Grantee by this ordinance, the City shall have the right and privilege to install, or affix and maintain street lights, wires, and equipment for municipal purposes upon the structures and installations of the Grantee. For the purposes of this provision, the term "municipal purposes" means all municipal purposes except the distribution of electric power to the public.

Section 7. Grantee shall protect and save the City, its officers, employees and agents, harmless against and from any and all damage claims, and any and all loss, liability, cost or expense, occasioned by any negligent act or omission of Grantee in the construction, maintenance, operation, or repair of Grantee's property or any use thereof, and grantee shall at all times comply with any lawful present or future charter provisions, ordinances, rules or regulations or the City relating to the manner of occupation or use, or to the repair or improvement of said streets.

Section 8. Grantee may trim all trees and vegetation which overhang said City streets, whether such trees or vegetation originate within the streets or outside said streets, in such a manner and to such an extent as will prevent the branches or limbs or other parts of such trees or vegetation from touching or interfering with its facilities, so long as no trees and vegetation are trimmed or cut back further than may be reasonably necessary to prevent such interference and to allow the proper operation and maintenance of said facilities. Nothing contained in this section shall prevent Grantee, when necessary and with the approval of the owner of the property on which they may be located, from cutting down and

removing any trees and vegetation which overhang said streets.

Section 9. Payment of the franchise fee shall be made as follows:

(a) Grantee shall pay to the City a franchise fee or charge equivalent to five and 94/100's percent (5.94%) of Grantee's gross operating revenues as the same is defined herein.

(b) "Gross operating revenue" means Grantee's gross revenues from the sale and use of electricity and electric service within the corporate limits of the City; other than such revenues derived from business done with the government of the United States or any agency thereof, and after deducting therefrom any amounts paid by Grantee to the United States or to the State of Oregon as excise, occupation, or business taxes upon the sale or distribution of electric service in the City. Grantee also may at its option deduct uncollectible accounts of customers within the City.

(c) The franchise fee shall not be in addition to any other license, occupation, franchise or excise taxes or charges which might otherwise be levied or collected by the City from Grantee with respect to grantee's electric business or the exercise of this franchise within the corporate limits of the City and the amount due to the City under any such other license, occupation, franchise or exercise taxes or other charges for corresponding periods shall be reduced by deducting therefrom the amount of said franchise fee paid hereunder.

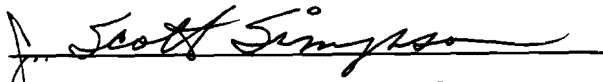
(d) The franchise fee shall be paid monthly on or before the 20th day of each month during the term hereof, and shall be computed upon the gross operating revenue accruing during the previous calendar month or portion thereof.

Section 10. This non-exclusive right and franchise is based upon the franchisee's providing electrical service to the citizens of the City of Lebanon. In the event that said franchisee shall, at a future time within the effective time of this ordinance, provide further utility services to the citizens of the City of Lebanon such as, but not limited to, telecommunications services, water services, or the leasing of its facilities to other utility providers, or other services not provided by the franchisee as of the date of this ordinance, the franchisee shall give prompt notice to the City of these changes. In the event additional services are provided to the City, the franchise shall be the subject of a separate franchise agreement between the City and the Grantee.


Section 11. Upon the effective date hereof, but not otherwise, Ordinance No. 1668 of the City of Lebanon passed and approved January 25, 1978 and Ordinance No. 1594 of the City of Lebanon passed and approved May 11, 1976 are repealed, in addition to any other ordinances which have been heretofore adopted and which are contrary to the provisions of this ordinance.

Section 12. This ordinance shall take effect thirty (30) days after its enactment by the Council and approval by the Mayor, but shall become null and void unless within sixty (60) days after such enactment Grantee shall file with the Recorder Grantee's written acceptance of the terms, conditions and obligations to be compiled with or performed by it hereunder.

Passed by the Council of the City of Lebanon by a vote of 5 for and 0 against, and approved by the Mayor this 26th day of May, 1999.


Mayor of the City of Lebanon, Oregon

ATTEST:


City Recorder

CERTIFICATION BY RECORDER OF
CITY OF LEBANON

STATE OF OREGON)

) ss

County of Linn)

I, Judith L. Wendland, Recorder of the City of Lebanon, Linn County, State of Oregon, do hereby certify: That the foregoing extracts of minutes of meeting of the Council of the City of Lebanon held on the 26th Day of May, 1999, and on the 9th Day of June, 1999, respectively, are full, true and correct copies of that portion of the minutes of said meeting which relate to the introduction, consideration, and passage of Ordinance No. 7 of said City. I further certify that the foregoing copy of said Ordinance is a full, true and correct copy of the original thereof, as the same is in my custody as Recorder of said City of Lebanon, that said Ordinance was duly passed by the affirmative vote of 5 Councilors at a regular meeting of the Council of said City duly and regularly called and held at which 5 Councilors, being a quorum, were present and acting: that said Ordinance was duly attested by me as Recorder, and was presented to any duly approved by the Mayor, within three days of the passage thereof.

WITNESS my hand and the Seal of the City of Lebanon this 14th Day of _____

July, 1999.

(SEAL)

Judith L. Wendland
Recorder of the City of Lebanon, Oregon



CITY ADMINISTRATOR

CITY OF LEBANON
925 MAIN STREET
LEBANON, OREGON 97355-3200
PHONE: (541) 451-7422
FAX: (541) 451-1260

CERTIFICATION OF TRUE COPY

I, JUDITH L. WENDLAND, City Recorder Pro Tem for the City of Lebanon, State of Oregon, certify that I have compared the foregoing copy with the original of record in my office, and the attached is a true copy of said original.

I further certify that J. Scott Simpson, whose signature appears on the original of said document, is and was at the time of signing, the Mayor of the City of Lebanon.

Dated this 14 day of July, 1999.



Judith L. Wendland, City Recorder Pro Tem

**MINUTES
LEBANON CITY COUNCIL
JUNE 9, 1999**

MEMBERS PRESENT Mayor Scott Simpson; Councilors: Floyd Fisher, Ron Miller, Wayne Rieskamp, Dan Thackaberry, Ken Toombs

STAFF PRESENT Judy Wendland, City Administrator Prop Tem; Tom McHill, City Attorney, Mike Healy, Chief of Police; Jim Ruef, Director of Public Works; Doug Parker, City Planner

CALL TO ORDER, FLAG SALUTE, ROLL CALL

The regular meeting of the Lebanon City Council was called to order by Mayor Simpson at 7:36 P.M., June 9, 1999 in the Lebanon School District Room at 485 S. Fifth Street. Roll call was taken with five members present. Councilor Stan Usinger was absent.

APPROVAL OF MINUTES

1. MINUTES OF THE MAY 26, 1999 CITY COUNCIL MEETING

The Minutes of the May 26, 1999 Lebanon City Council Meeting were approved as submitted.

PUBLIC HEARING

2. ANNUAL LIQUOR LICENSE RENEWAL RECOMMENDATIONS

Mayor Simpson opened the Public hearing at 7:37 P.M.

Chief of Police Healy stated that the Police Department does not possess any documented evidence to support the denial of requests for liquor license renewals for the following establishments: M&M Rental #4, Knot Hole Market, Clementine's, Linn Lanes, Rite Aid #5369, Blue Sky Restaurant, El Charro Restaurant, Ixtappa Family Restaurant, Pizza King of Lebanon, Star Lite Tavern. Chief Healy explained that although on the sign-off sheets there were a few of the establishments that showed denial by the Building Dept., all of these businesses have been approved at this time. Director of Public Works Ruef, representing the Building Dept., confirmed this statement.

There being no comment from the audience, Mayor Simpson closed the Public Hearing at 7:38 P.M.

Councilor Rieskamp asked the reason for these denials by the Building Dept. Mr. Ruef explained that in every case it was open permits where no action had been taken. The applicants were called by Staff and made aware this would have to be done before approval could be made. All these were cleared and approved.

A motion was made by Councilor Toombs, seconded by Councilor Thackaberry and passed with four yeas and one nay by Councilor Miller that:

statements or evidence sufficient to afford the City Council and the parties involved, an opportunity to respond to the issue will preclude appeal to the Land Use Board of Appeals based upon the issue.

Mayor Simpson asked the Councilors for any ex parte contact or conflict of interest. There was none, except the formal acknowledgement that the applicant is the City of Lebanon.

City Planner Parker stated this is for File A-99-3, property known as Gill's Landing Annex, south of Grant Street and east of the SPRR Railroad tracks and is currently vacant. The Planning Commission conducted a Public Hearing on April 21, 1999 regarding this proposal and upon completion of this hearing voted to recommend to the City Council that the annexation proposal and requested zoning be approved.

Mayor Simpson opened the Public Hearing at 7:49 P.M.

There being no comments from the audience, Mayor Simpson closed the Public Hearing at 7:49 P.M.

Councilor Miller asked about the proposed zoning. Mr. Parker confirmed that the requested zoning is Limited Industrial (ML) - light industrial.

City Attorney McHill read the following Ordinance by title:

A BILL FOR AN ORDINANCE ANNEXING AND ZONING PROPERTY FOLLOWING HEARING AND UPON THE WRITTEN CONSENT FILED WITH THE CITY COUNCIL BY LANDOWNERS IN SAID AREA PURSUANT TO ORS 222.120 AND ORS 222.170.

A motion was made by Councilor Miller, seconded by Councilor Toombs and passed unanimously by roll call that:

The Bill for an Ordinance annexing and zoning property following hearing and upon the written consent filed with the City Council by landowners in said area pursuant to ORS 222.120 and ORS 222.170 be adopted.

5. ANNEXATION - BOB ROBERTSON (A-99-2)

City Attorney McHill stated that the next hearing was for A-99-2 and the same information he gave for the previous Public Hearing applies to this request for annexation and the criteria is shown on Page 9 of the Staff Report. Mr. McHill asked if there was anyone in the audience who wished him to repeat the information he previously gave pertaining to annexations. No one in the audience responded.

Mayor Simpson asked for any conflict of interest or ex parte contact from the Councilors. There was none.

1400, 1500 and 1600, total acreage 2.245 acres which includes .445 acres abutting Airport right-of-way.

Mayor Simpson opened the Public Hearing at 7:57 P.M.

Jeff Wilson, property owner, P.O. Box 788, Lebanon, confirmed the desire to go ahead with connecting the sewer and water lines.

There being no further comments from the audience, Mayor Simpson closed the Public Hearing at 7:58 P.M.

Councilor Toombs referring to the March 9, 1999 letter to City Planner Parker from the City's Building Dept. regarding the conditions on some of these properties, asked Mr. Parker if the corrections have been made. Mr. Parker replied that they have been resolved enough to qualify for annexation.

City Attorney McHill read the following Ordinance by title:

A BILL FOR AN ORDINANCE ANNEXING AND ZONING PROPERTY FOLLOWING HEARING AND UPON THE WRITTEN CONSENT FILED WITH THE CITY COUNCIL BY LANDOWNERS IN SAID AREA PURSUANT TO ORS 222.120 AND ORS 222.170

A motion was by Councilor Toombs, seconded by Councilor Rieskamp and passed unanimously by roll call that:

A Bill for an Ordinance annexing and zoning property following Hearing and upon the written consent filed with the City Council by landowners in said area pursuant to ORS 222.120 and ORS 222.170 be adopted.

7. CITY OF LEBANON'S PROPOSED USES OF 1999-00 STATE REVENUE SHARING FUNDS

City Administrator Pro Tem Wendland stated that each year requires the City to take a number of steps to be eligible to receive the State revenue sharing funds. A Public Hearing is required to held before the Budget Committee and the City Council. The use of the state revenue sharing is as a supplement to the General Fund, receiving between \$60,000 and \$68,000 a year from the beer and wine taxes that the State collects. The amount received is based on population.

Mayor Simpson opened the Public Hearing at 8:01 P.M.

There being no comments from the audience, Mayor Simpson closed the Public Hearing at 8:01 P.M.

not increased and feels more money should go into the parks. She is not in favor of increases in the Police Department budget or the proposed levy.

There being no further comments from the audience, Mayor Simpson closed the Public Hearing at 8:23 P.M.

Mayor Simpson temporarily adjourned the regular order of business of the Lebanon City Council and convened as Northwest Lebanon Urban Renewal District at 8:24 P.M.

9. 1999-00 NORTHWEST LEBANON URBAN RENEWAL DISTRICT BUDGET

City Administrator Pro Tem Wendland stated there was nothing new to report on the Northwest Lebanon Urban Renewal District except that they are working on their construction projects.

Mayor Simpson opened the Public Hearing at 8:25 P.M.

There being no comments from the audience, Mayor Simpson closed the Public Hearing at 8:25 P.M.

Mayor Simpson adjourned as the Northwest Lebanon Urban Renewal District and convened as the Lebanon Urban Renewal District at 8:25 P.M.

10. 1999-00 LEBANON URBAN RENEWAL DISTRICT BUDGET

City Administrator Pro Tem Wendland stated the Council authorized a bond sale for improvements in South Main Road and Airport Road area. Staff will be issuing that sale on June 16, 1999. It will be somewhere between 3.3 and 3.5 million dollars. Ms. Wendland stated she contacted all of the investment companies and advisors in the Lebanon phone book to let them know the date of the sale so they may market the sale locally. Staff is anticipating an interest rate of around 5.75.

Mayor Simpson opened the Public Hearing at 8:26 P.M.

There being no comments from the audience, Mayor Simpson closed the Public Hearing at 8:26 P.M.

Mayor Simpson adjourned as the Lebanon Urban Renewal District and reconvened the regular order of business of the Lebanon City Council at 8:27 P.M.

11. WATER RATE INCREASES

City Administrator Pro Tem Wendland stated Staff has prepared legislation for a 5% increase in water rates and waste water increase of 10%. These increases are intended to cover operating costs. The Capital Improvements Committee recommended a much higher increase in the waste water rates but Staff did not want to forward something of that measure without going through the public input process. During the Fall there will be

found that this franchise agreement did not state in the title whether or not it was exclusive or nonexclusive. Mr. McHill stated it has now been corrected and it is a nonexclusive franchise with a rate of increase from 4% to 7%.

City Attorney McHill read the following Ordinance by title:

A BILL FOR AN ORDINANCE GRANTING A NON-EXCLUSIVE FRANCHISE BY THE CITY OF LEBANON TO CENTURYTEL OF OREGON, INC. dba CENTURYTEL ITS SUCCESSORS AND ASSIGNS THE RIGHT TO FURNISH, SELL, AND DISTRIBUTE TELECOMMUNICATIONS SERVICES TO THE CITY AND TO ALL PERSONS, BUSINESSES AND INDUSTRIES WITHIN THE CITY AND THE RIGHT TO ACQUIRE, CONSTRUCT, INSTALL, LOCATE, MAINTAIN, OPERATE AND EXTEND INTO, WITHIN AND THROUGH SAID CITY ALL FACILITIES REASONABLY NECESSARY TO FURNISH, SELL AND DISTRIBUTE A TELEPHONE PLANT, TRANSMISSION LINE OR LINES AND TO TRANSMIT COMMUNICATIONS IN AND TO THE CITY OF LEBANON TO ALL PERSONS, BUSINESSES AND INDUSTRIES WITHIN THE CITY, AND IN THE TERRITORY ADJACENT THERETO AND THE RIGHT TO MAKE REASONABLE USE OF ALL STREETS AND OTHER PUBLIC PLACES AS MAY BE NECESSARY, AND FIXING THE TERMS AND CONDITIONS THEREOF

A motion was made by Councilor Toombs, seconded by Councilor Rieskamp and passed unanimously be roll call that:

The Bill for an Ordinance granting non-exclusive franchise by the City of Lebanon to CenturyTel of Oregon, Inc. dba CenturyTel its successors and assigns the right to furnish, sell, and distribute telecommunications services to the City and to all persons, businesses and industries within the City and the right to acquire, construct, install, locate, maintain, operate and extend into, within and through said city all facilities reasonably necessary to furnish, sell, and distribute a telephone plant, transmission line or lines and to transmit communications in and to the City of Lebanon to all persons, businesses and industries within the City, and in the territory adjacent thereto and the right to make reasonable use of all streets and other public places as may be necessary, and fixing the terms and conditions thereof be adopted.

15. WESTSIDE INTERCEPTOR FINAL ROCK COST

Director of Public Works Ruef stated that at the City Council meeting of April 14th a request was made for a large change order on the Westside Interceptor Project which would cover the amount of imported granular (crushed rock) backfill used instead of native material in the contaminated areas of the project. It was also discussed that the contractor might make other claims for reimbursement for changing conditions on the project. Staff has negotiated a sum of \$133,262.97 for the rock backfill change order and has obtained a statement from the Contractor that there will be no further claims on the project. Mr. Ruef recommended that City Council approve the change order.

OTHER MATTERS

CIP COMMITTEE

Mayor Simpson announced that the CIP Committee has recommended the appointment of Joyce Weatherly, Bill Shockley and Brian Norlund to the CIP Committee. Mayor Simpson approved these appointments.

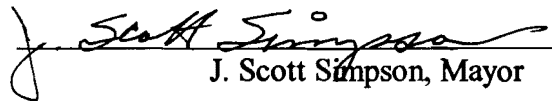
CITIZEN COMMENTS

There were none.

ADJOURNMENT

There being no further business to be conducted, Mayor Simpson adjourned the meeting of the Lebanon City Council at 8:45 P.M.

Recorded by Dorothy Nicholson, Secretary



J. Scott Simpson, Mayor

ATTEST:



Judith L. Wendland, City Administrator Pro Tem

Richard D. Westerberg
Vice President, Customer Operations

2484 Washington Blvd., Suite 400
Ogden, Utah 84401
(801) 629-4210, Fax: (801) 629-4223



**ACCEPTANCE OF ORDINANCE NO. 7 for 1999, Bill No. 2242
BY PACIFICORP, an Oregon corporation
doing business as
PACIFIC POWER & LIGHT COMPANY**

PACIFICORP, an Oregon corporation, doing business as **Pacific Power & Light Company**, hereby unconditionally accepts Ordinance No. 7 for 1999, Bill No. 2242 of the City of Lebanon, Linn County, Oregon, and all the terms, provisions and conditions thereof, said ordinance being entitled:

AN ORDINANCE GRANTING TO PACIFICORP, AN OREGON CORPORATION, DOING BUSINESS AS PACIFIC POWER & LIGHT COMPANY, AND TO ITS SUCCESSORS AND ASSIGNS, A NONEXCLUSIVE RIGHT AND FRANCHISE FOR A PERIOD OF TWENTY (20) YEARS TO CONSTRUCT, MAINTAIN AND OPERATE, IN, ON, AND UNDER THE PRESENT AND FUTURE STREETS, ALLEYS, BRIDGES AND PUBLIC PLACES IN THE CITY OF LEBANON, OREGON, ELECTRIC LIGHT AND POWER LINES AND APPURTENANCES AND COMMUNICATION FACILITIES FOR THE PURPOSE OF SUPPLYING ELECTRICITY AND ELECTRIC SERVICE TO THE CITY OF LEBANON, THE INHABITANTS THEREOF AND OTHERS. SUBJECT TO THE TERMS AND CONDITIONS AND TO THE MAKING OF PAYMENTS SPECIFIED IN THE ORDINANCE, AND PROVIDING FOR THE REPEAL OF ORDINANCE NO. 1668 OF THE CITY OF LEBANON, PASSED AND APPROVED JANUARY 25, 1978 AND PROVIDING FOR THE REPEAL OF ORDINANCE NO. 1594 OF THE CITY OF LEBANON, PASSED AND APPROVED MAY 11, 1976.

which said ordinance was duly submitted at a regular meeting of the Council of the City of Lebanon and read by title the first time on the 26th day of May, 1999, was read by title the second time on the 26th May, 1999, and on the 26th day of May, 1999 was duly signed by the Mayor and attested by the Recorder.

DATED this 21st day of July, 1999.

PACIFICORP, an Oregon corporation,
doing business as
PACIFIC POWER & LIGHT COMPANY

By: Richard D. Westerberg

RICHARD D. WESTERBERG
Vice President

Witness: Valerie Smith