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SECTION 1 SHORT TITLE

This chapter shall be known and may be cited as the "Coweta Cable Television Permit Ordinance". (Ord. No.459, 10/13/94)

SECTION 2 DEFINITIONS

For the purposes of this permit, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future tense, words in plural include the singular and words in the singular include the plural. The word "shall" is always mandatory and not directory.

1. "Affiliate" means any person who owns or control, is owned or controlled by, or is under common ownership or control with grantee;
2. "Basic cable service" means any service tier which includes the retransmission of local television broadcast signals and includes educational and government access channels;
3. "Cable act" means the Communications Act of 1934, as amended by the Cable Television Consumer Protection and Competition Act (Public Law No.102-385, 1992) and as the same may hereafter be amended;
4. "Cable channel" or "Channel" means a portion of the electromagnetic frequency spectrum which is used in a cable television system and which is capable of transmitting a television channel as defined by the FCC;
5. "Cable service" means the one-way transmission to subscribers of video and audio programming or other programming services and subscriber interaction, if any, which is required for the selection of video and audio programming or other programming services provided through electric or electronic signals, or which utilizes any facility or equipment of the cable system;
6. "Cable television system" or "cable system" or "system" means the facilities consisting of antennae, coaxial cables, fiber optic cables, wave guides, conductors of other closed transmission paths and associated signal generation, reception and control equipment, and other equipment designed to provide cable services or other lawful service to subscribers and users;
7. "City" means the City of Coweta, Oklahoma, a municipal corporation in its present incorporated form or in any other reorganized or changed form;

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8. "Completion of system rebuild" means the reconstruction and upgrade of the cable system or part thereof as required by Section 14 hereof, including above and underground trunk and feeder cables, amplifiers, power supplies, connectors, splitters and tap installations, head end and hub rebuild or upgrade and any and all other construction necessary for the cable system or part thereof to be ready to deliver cable service to subscribers;
9. "Council" means the city council of the city or any body constituting in the future the legislative body of the city;
10. "FCC" means the Federal Communications Commission or its successor;
11. "Fiber trunk cable" means any part of the cable system which utilizes fiber optic cable for the purpose of transmitting video, audio or other lawful signals;
12. "Grantee" means the TCI Cablevision of Oklahoma, Inc., or its lawful successor, transferee or assignee;
13. "Gross operating revenues" mean any and all fees, charges, cash, credits, property of any kind or nature, consideration, compensation or receipts derived directly or indirectly by grantee, its affiliates, subsidiaries, parents, or arising from or attributable to the operation of the cable television system, except that the term shall not include:
 - a. The amount of any refunds, corrective billing credits or other repayments made to subscribers or users;
 - b. Any taxes on service furnished by grantee, imposed directly or indirectly on any subscriber or user by any municipal corporation, political subdivision, state or other governmental unit and collected by grantee for the governmental unit;
 - c. Receipts for the sale or transfer of tangible property;
 - d. Receipts for the sale or transfer of the system;
 - e. Receipts from the installation or reconnection of cable service, the transfer of an existing connection, the moving of a cable television outlet, or other non-recurring charges to a subscriber or user for technical or installation services; and
 - f. Charges, credits, compensation, or payments on a commercially reasonable basis to an affiliate, subsidiary or parent for services rendered to grantee;

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14. "Other lawful service" means any service other than cable service provided through electric or electronic signals or which utilizes any facility or equipment of the cable system;
15. "Person" means an individual, corporation, partnership, association, joint stock company, trust corporation or governmental entity;
16. "Permit" means the rights and privileges granted by city to grantee to construct, operate, maintain and upgrade a cable television system utilizing public ways within the corporate limits of the city, for the purpose of offering cable service or other lawful service to subscribers;
17. "Public way" means the surface of and the space above and below any public street, highway, freeway, bridge, alley, court, boulevard, sidewalk, parkway, way, lane, drive, circle or other public right-of-way, including but not limited to, public utility and communication easements, dedicate utility strips or rights-of-way dedicated for compatible public uses, and any temporary or permanent fixtures or improvements located within or held by city in the service area which entitles city or grantee to its use for the purpose of installing, operating, repairing and maintaining the cable television system;
18. "Service area" means the present corporate limits of the city and any additions caused by annexation or other lawful means;
19. "State-of-the-art" means the most current technology which is economically feasible, has been performance tested and is commonly accepted by industry standards for cable television systems of comparable size;
20. "Subscriber" means any person lawfully receiving cable service or other lawful service from the cable television system; and
21. "System rebuild" means the reconstruction and upgrade as required by Section 13 hereof the cable television system existing in the service area utilizing fiber optic cable and technology which is the state-of-the-art as of the date of the approval of this permit.

(Ord. No.459, 10/31/94)

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SECTION 3 GRANT OF PERMIT

- A. City hereby grants to grantee a permit to enter upon the public ways to install, construct, operate, maintain, rebuild and upgrade in, upon, along, across, above and under the public ways a cable television system for the purpose of providing cable service and other lawful services to subscribers subject to the terms, conditions and provisions contained in this permit, the charter and applicable laws and regulations of Oklahoma and the United States of America.
- B. This permit shall be the measure of the rights, privileges and liabilities of city as well as the grantee. In any court proceeding involving any claim against the city or other governmental entity, or any official, member, employee, or agent of the city or entity, arising from the regulation of cable service or from a decision of approval or disapproval with respect to a grant, renewal, transfer, or amendment of this permit, any relief, to the extent such relief is required by any provision of federal, state, or local law, shall be limited to injunctive relief and declaratory relief.
- C. This permit shall not be exclusive and nothing herein shall be construed to divest city of its control and regulation of the public ways. (Ord. No.459, 10/31/94)

SECTION 4 RULES OF GRANTEE

The grantee shall have the authority to promulgate and enforce such reasonable rules, regulations, terms and conditions governing the conduct of its business as it shall deem necessary to enable grantee to exercise its rights and perform its obligations under this permit and to assure uninterrupted cable service to each and all of its subscribers. Such rules, regulations, terms and conditions shall not be in conflict with the provisions of this permit, the rules and regulations of the FCC or any other body having lawful jurisdiction. The rules of grantee shall become effective only upon or after, if a later effective date is specified therein, the filing of copies of such rules with the city clerk and the secretary to the council. (Ord. No.459, 10/31/94)

SECTION 5 SERVICE STANDARDS

Grantee shall maintain and operate the cable system and render efficient cable service in accordance with such rules and regulations as shall be promulgated by the FCC. wherever it is necessary to interrupt cable service for the purpose of making repairs, adjustments or installments, grantee shall do so at such time as will cause the least inconvenience to subscribers, and unless such interruption is unforeseen and immediately necessary, grantee shall give reasonable notice to subscribers. (Ord. No.459, 10/31/94)

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SECTION 6 REGULATION BY CITY

- A. Grantee in the installation, maintenance and operation of the cable television system shall, at all times, be subject to the terms and provisions of the general ordinances of the city and to the lawful exercise of the police power of the city.
- B. Grantee shall be subject to the lawful exercise by city of all other powers, functions, rights, privileges and immunities of regulation of the cable system, cable service or other lawful service granted or delegated to city by the charter, by the constitution and laws of Oklahoma or the laws and regulations of the United States of America. (Ord. No.459, 10/31/94)

SECTION 7 USE OF SYSTEM BY CITY

- A. City shall have the right, at no cost, to locate equipment upon and make attachments to the cable television system owned by grantee in connection with city systems. Attachments shall be installed and maintained in accordance with the requirements of the electrical code of city and only after written notice to grantee. Upon request by city, grantee agrees to construct attachments to the system for exclusive use by the city, its departments, boards, authorities, commissions and agencies for governmental purposes, other than for the operation of a cable television system, at the incremental cost of such attachments at the time of construction. Grantee shall assume no liability or expense in connection with any city attachment to or use of the cable television system. City use shall be in such manner as not to interfere with the use and maintenance of the cable television system by the grantee.
- B. City, in its use and maintenance of such equipment and fixtures, shall at all times comply with the rules and regulations of grantee in order that there be a minimum danger of contact or conflict between the equipment and fixtures of grantee and the equipment and fixtures used by city.
- C. City shall be solely responsible and save grantee harmless for all claims and demands to persons or property arising out of the use by the city of the cable television system. (Ord. No. 459, 10/31/94)

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SECTION 8 CONDITIONS OF USE OF PUBLIC WAYS

- A. All transmission and distribution structures, lines and equipment erected by grantee within the service area shall be located so as not to obstruct or interfere with the proper use of the public ways and other public places, and to cause minimum interference with the rights of property owners who abut any of the public ways and places, and not to interfere with existing public utility installations. In all areas of the service area where all cables, wires or other like facilities of public utilities are placed underground, grantee shall place its cables, wires, or other like facilities underground to the maximum extent existing technology reasonably permits and shall mark such facilities, indicating their location by a method approved by city's department of public works. Upon request, grantee shall furnish to and file with city maps, plats and permanent records of the location and character of all facilities constructed, including underground facilities. Such maps, plats, and permanent records shall be updated as required by city.
- B. In case of any disturbance of pavement, sidewalk, driveway or other surfacing, grantee shall, at its own expense, replace and restore all paving, sidewalk, driveway or other surface of any public way disturbed in accordance with the standards and specifications of the city.
- C. If at any time during the period of this permit city shall elect to alter or change the grade or location of any water line, sewer line, street, alley or other public way, grantee shall, upon reasonable notice by city, remove and relocate its poles, wires, cables, conduits, manholes and other surface of any public way disturbed in accordance with the standards and specifications of the city.
- D. Grantee shall not place poles, conduits, or other fixtures above or below ground where the same will interfere with any gas, electric, telephone fixtures, water hydrant or other utility, and all such poles, conduits or other fixtures placed in any public way shall be so placed as to comply with all requirements of the city.
- E. Grantee shall, on request of any person holding a house moving permit issued by city, temporarily move its cables, equipment or fixtures to permit the moving of buildings with the expense of such temporary removal to be paid by the person requesting the same. Grantee shall be given not less than forty-eight (48) hours advance notice to arrange for such temporary changes.

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- F. Grantee shall have the authority to trim any trees upon and overhanging the public ways of city so as to prevent the branches of trees from coming in contact with the equipment and cables of grantee, except that at the option of city such trimming may be done by city, or under its supervision and direction, at the expense and liability of grantee and other franchise and permit grantees.
- G. City shall not be liable to grantee for any damage to grantee's cable television system caused by any city employee while performing emergency repairs within the public ways. In all other circumstances when city employees negligently damage grantee's cable system, city shall only be liable to grantee for the grantee's actual cost of materials, equipment and labor necessary to effect repairs, with no allowance for interruptions to service or loss of revenues, subject to any applicable limits of liability established by the Oklahoma Governmental Tort Liability Act. Grantee, no later than January 1 of each year, shall file with the city clerk a schedule of the current cost of materials, equipment and labor necessary to make repairs. (Ord. No.459, 10/31/94)

SECTION 9 ERECTION, REMOVAL AND JOINT USE OF POLES

- A. No poles, conduits or other structures shall be erected or installed by grantee without prior approval of city with regard to location, height, type and other pertinent aspects. Grantee shall not have a vested right to retain the location of any pole, conduit or structure installed by grantee. Such poles, conduits or structures shall be removed or modified by grantee at its own expense when necessary for the convenience of city.
- B. Where poles, conduits or other structures of any public utility company are available for use by grantee, city may require grantee to use such poles, conduits and structures if the permission and consent of such public utility company may be obtained by grantee and if the terms of the use available to grantee are just and reasonable.
- C. Where a public utility serving city desires to make use of the poles, conduits or other structures of grantee but an agreement with grantee cannot be reached, city may require grantee to permit such use for such consideration and upon such terms as the council shall determine to be just and reasonable if the use would not unduly interfere with use of the cable television system.
- D. Where city owned utility poles are available for use by grantee, grantee shall pay city the same pole rental per annum as paid by grantee for the use of poles owned by public utilities. (Ord. No.459, 10/31/94)

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SECTION 10 PERMIT FEE

- A. Grantee shall pay to city as compensation for the rights and privileges enjoyed under this permit an annual fee on a calendar year basis equal to five percent (5%) of the gross operating revenues received by grantee from the operation of the cable system in the service area. The fee, together with any accumulated interest, shall be payable annually on or before the 60th day after the end of the preceding calendar year on gross operating revenues received for that year. If the payment is not timely made, interest upon any unpaid portion shall accrue at the rate of one and one-half percent (1.5%) per year until paid. Grantee shall file annually with the city within sixty (60) days after the end of each calendar year, a complete and accurate statement verified by an officer of the grantee of all gross operating revenues received by grantee from the operation of the cable television system within the service area for the preceding calendar year for which such permit fee is based. If grantee fails or refuses to pay such fee, city may maintain an action against grantee for the amount of such fee and interest and all expenses of collecting same, including reasonable attorneys fees.
- B. If permitted by federal law, in the event grantee or an affiliate accepts a franchise, permit, license, authorization or other agreement of any kind with any municipal corporation or other governmental subdivision wholly or partially within Wagoner County, Oklahoma, for the purpose of constructing or operating a cable system or providing cable services to any part of a city or other governmental subdivision which provides for the payment as compensation for the rights and privileges enjoyed thereunder of an annual fee in excess of five percent (5%) of the gross operating revenues from the cable system in that municipal corporation or other governmental subdivision, then this permit shall be deemed amended as of the effective date of the other franchise, permit, license, authorization or other agreement and grantee shall thereafter pay to city as compensation for the rights and privileges enjoyed thereunder an annual fee equal to the same percentage of gross operating revenues in the service area as is paid by the grantee under such other franchise, permit, license, authorization or other agreement. (Ord. No.459, 10/31/94)

SECTION 11 RATES TO SUBSCRIBERS

Subject to the provisions of the constitution and laws of the United States of America, the Cable Act and the constitution and laws of Oklahoma, the council may regulate the rates of grantee for the basic cable service to be furnished by grantee under this permit. No rates shall be adopted or changed by the council except after notice to the public and to grantee and after a public hearing. (Ord. No.459, 10/31/94)

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SECTION 12 LIABILITY OF GRANTEE. INSURANCE AND INDEMNIFICATION

Grantee shall defend and hold city harmless from all loss sustained by city by reason of any suit, judgment, execution, claim or demand resulting from the construction, operation or maintenance by grantee of a cable television system in the service area. Grantee shall maintain in full force and effect for the term of this permit, at grantee's sole expense, a general comprehensive liability insurance policy, in protection of city, the council, and city officers, boards, commissions, agents and employees, issued by a company authorized to do business in the State of Oklahoma, protecting city and all persons against liability for loss or damage for personal injury, death and property damage occasioned by the operations of grantee under this permit in the minimum amount of One Million Dollars (\$1,000,000.00); provided, if the maximum liability of city under the Oklahoma Governmental Tort Liability Act should be increased to more than One Million Dollars (\$1,000,000.00), the amount of liability insurance required hereunder shall be increased to that amount. Grantee shall file with the city clerk certificates of the insurance required hereunder in a form satisfactory to the city attorney. (On No.459, 10/31/94)

SECTION 13 SYSTEM REBUILD

- A. The cable television system now owned and operated by grantee within the City of Tulsa service area provides a maximum of forty (40) video channels and consists of coaxial cables, amplifiers, conductors and other equipment and facilities which represented the state-of-the art at the time of construction. Upon acceptance of this permit, and in reliance thereon, grantee, in accordance with Section 14, shall rebuild and upgrade the cable television system utilizing fiber optic cables, coaxial distribution cables and state-of-the-art technology. Upon completion of the system rebuild, the system shall have an available channel capacity of at least seventy-two (72) video channels; additionally upon completion, the city shall be provided service as a part of the City of Tulsa System.
- B. Grantee shall not charge a subscriber any direct fee or assessment for the system rebuild, including the upgrade of drops required for service to a subscriber (Ord. No.459, 10/31/94)

SECTION 14 SYSTEM REBUILD SCHEDULE AND EXTENSION

- A. Grantee shall review the system rebuild's design and schedule with city in order that city may elect to make attachments to the system during construction. Construction of the system rebuild shall commence within one-hundred eighty (180) days after the acceptance of this permit. Grantee shall maintain a construction schedule of the system rebuild as follows:

Eighteen (18) months after commencement of construction, the system rebuild shall have been completed.

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- B. Construction of the system rebuild shall provide for upgraded cable service to all residences and properties in developed areas within the corporate limits of the city. Thereafter, the system shall be extended and cable service provided to any area where there are then existing thirty-five (35) homes within one mile of the existing cable system. In other areas, grantee may charge for extension of the cable system based upon the cost of labor and materials.
- C. The time for completion of the system rebuild may be extended or excused by the council for any period during which grantee experiences delays or interruptions due to circumstances reasonably beyond its control including, but not limited to, necessary utility changes or rearrangements, governmental or regulatory restrictions or requirements, major strikes, litigation, lock-outs, war (declared or undeclared), national emergency, economic conditions, fire, earthquakes and acts of God. (Ord. No.459, 10/31/94)

SECTION 15 OPERATIONAL STANDARDS

- A. Grantee shall maintain and operate the cable system so as to provide video, audio and other signals to be delivered with signal strength and quality levels which meet the parameters specified by the FCC and any other normally accepted industry standards. Grantee shall construct the system rebuild and operate and maintain the system in a manner consistent with all ordinary care and all applicable laws, ordinances, construction standards, and FCC technical standards. Upon request, grantee shall provide city a report of the results of any FCC required proof of performance test conducted by grantee.
- B. Grantee shall maintain equipment capable of providing standby battery power for trunk amplifiers for a minimum period of two (2) hours.
- C. Grantee shall, as a part of the system rebuild, provide capacity for interactive services which may be added to the system as such services become technically and economically feasible.
- D. Grantee may interconnect the cable television system within the service area with cable television systems owned or operated by grantee within adjacent cities.
- E. Upon request, grantee shall provide subscribers with a parental control locking device or digital code capable of blocking or otherwise preventing a television set from receiving a channel or audio signal, for which grantee imposes a separate charge.

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- F. Under normal operating conditions, each of the following standards shall be met no less than ninety-five percent (95%) of the time on an annual basis:
1. Standard installations shall be performed within seven (7) business days after an order has been placed; and
 2. Except when beyond the control of grantee, grantee shall respond to cable service interruptions promptly and in no event later than twenty-four (24) hours.
- G. Grantee shall establish procedures for receiving, acting upon and resolving subscriber complaints which shall be subject to the approval of the city manager of the city.
- H. City shall notify grantee in writing of any complaint from subscribers or of any failure of grantee to comply with the terms and conditions of this permit. Grantee, upon receipt of such notice, shall promptly investigate the complaint and take such action as is necessary to provide cable service to subscribers and to operate the system as required. (Ord. No.459, 10/31/94)

SECTION 16 SERVICES TO SUBSCRIBERS

- A. Grantee shall provide to subscribers as a part of its basic cable service local television broadcast signals as required by the Cable Act and FCC regulations subject to obtaining the consent of the local broadcast stations as required by law, and educational and public affairs programming including local educational and governmental programs.
- B. Upon completion of the system rebuild, grantee shall have the capacity to offer to subscribers programming on at least fifty (50) video channels including the video channels offered as a part of basic cable service, premium, pay-per-view, a la carte, etc.
- C. Grantee shall provide audio services.
- D. Upon request, and at a reasonable charge, grantee shall provide to subscribers an input selector switch to permit broadcast television reception from an antenna. (Ord. No.459, 10/31/94)

SECTION 17 GOVERNMENTAL AND EDUCATIONAL USES

- A. Until the completion of the system rebuild, grantee shall provide to state accredited public, private and parochial schools and institutions of higher learning in the service area for educational services at no cost to the school or institution, at least, the following:

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1. One free service outlet to the cable television system to all public, private and parochial schools and institutions of higher learning, with additional service outlets to be provided at the cost of labor and materials, and with no monthly service charge for service outlets or for services which are not offered on a premium or pay-per-view basis; and
 2. Grantee shall provide maintenance, at no cost, of cables, amplifiers and other distribution equipment owned by grantee and used for educational programming, and shall provide, at no cost, technical assistance required for the use of channels for educational use.
- B. Upon completion of the system rebuild, grantee shall provide for governmental and educational use and for networking among governmental or educational users, at no cost to such users, the following:
1. One channel on the system for shared use, under the coordination of Independent School District Number One of Tulsa County, Oklahoma, for the exclusive use of Independent School District Number One of Tulsa County, Oklahoma, Tulsa Junior College and other state accredited elementary and secondary schools within the service area and service areas of other cable television Systems owned by the grantee and interconnected with the cable system within Tulsa and/or Wagoner County, which develop, staff and operate facilities and equipment to provide programming on a continuing basis; and
 2. Three (3) channels on the system for joint and cooperative use by the city, other cities which have granted the grantee a permit or franchise to provide cable service and are interconnected with the cable television system, state accredited elementary and secondary schools and institutions of higher learning within the service area, the service areas of other cable television systems owned by the grantee and interconnected with the cable system.
- C. Grantee shall provide one free service outlet to the system with additional service outlets to be provided at the cost of labor and materials, and with no monthly service charge for service outlets or for services which are not offered on a premium or pay-per-view basis for each state accredited school and institution of higher learning for the channels allocated for educational use. Grantee shall provide, at no cost, connections for video originations from the Tulsa Education Service Center and, upon completion of the system rebuild, from one point at each institution of higher learning. Upon request from the city,

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grantee shall provide, at the direct cost to the grantee of labor and materials, connections for video originations from other points designated by the city. Grantee shall maintain, at no cost, cable television channels used for governmental and educational use and shall provide, at no cost, technical assistance required for the use of channels for governmental and educational use.

- D. Grantee shall have the right to temporarily use any unused portion of a channel located under Subsection B and Subsection D of this section for governmental and educational use which is not being fully utilized, as defined herein, provided such use shall not interfere with any educational or governmental use. If the channels provided under this section for governmental and educational use are being fully utilized, grantee shall provide at no cost to the user for additional governmental and educational use the first channel added to the cable television system above the seventy-two (72) channels which shall be available upon completion of the system rebuild. Thereafter, grantee shall provide at no cost to the user for governmental and educational use the first channel added to the cable television system above eighty-four (84) channels, above ninety-six (96%) channels, above one hundred and eight (108) channels, and additional channels in a like progression as channels are added to the cable television system. Use of such additional channels shall be allocated as provided in Subsection B of this section. Generally, a channel shall be considered as being fully utilized if more than an average of forty-eight (48) hours per week over a six (6) month period of programming other than character generated programming is offered. School terms, seasonal and special concerns shall be considered in determining whether a channel is fully utilized. If a channel allocated for governmental or educational use is being temporarily used by the grantee, the governmental or educational institution for which the channel has been allocated shall have the right to require the return of the channel or portion thereof by a written statement to grantee that the institution is prepared to fully utilize the channel or portion thereof in which event the channel or portion thereof shall be returned to such institution within three (3) months after receipt by grantee of the statement.
- E. Grantee shall not make any separate or premium charge to a subscriber for access to educational or governmental channels.

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- F. All channels allocated for governmental and educational use shall be of the same quality as the channels on the cable system for cable service. All channels allocated for educational use shall be available to subscribers in the service area and the service areas of other cable television systems interconnected with the cable system.
- G. When a channel allocated for governmental or educational use has been assigned a channel number or position by the grantee, such channel number or position shall not be changed until at least six (6) months written notice has been given to the user of such channel (Ord. No.459, 10/31/94)

SECTION 18 SERVICES TO CITY

Grantee shall provide the following services to city:

1. Channel space as provided in Section 17 at no charge for the dissemination of information to the public;
2. A service outlet, at no cost to city, to each city facility within the service area including, but not limited to, city hall, the police department, fire stations, public libraries, government office of Wagoner County located in the service area, the senior citizens center, WARO-MA Community Action Center, recreation centers, and maintenance facilities. Additional service outlets shall be provided at the cost of labor and materials with no monthly service charge for connections, service outlets or non-premium services; and
3. A means of simultaneously interrupting all channels other than local broadcast channels on the cable television system to prevent emergency audio and, upon completion of the system rebuild, moving character generated video messages by local public safety, civic defense and other public officials. The emergency override system receives as a result of the tie-in with Tulsa satisfies this section. (Ord. No.459, 10/31/94)

SECTION 19 COMPLIANCE AND MONITORING

- A. Grantee will provide written notification to the city prior to offering any other lawful service and grantee shall file with the city a copy of its authority to provide such service, if any has been obtained.

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- B. City may perform technical tests of the cable system during reasonable times and in a manner which does not unreasonably interfere with the normal business operations of grantee or the cable system in order to determine whether or not grantee is in compliance with the terms hereof and applicable state or federal laws. Except in emergency circumstances, such tests may be undertaken only after giving grantee reasonable notice thereof and providing a representative of grantee an opportunity to be present during such test. In the event that such testing demonstrates that grantee has substantially failed to comply with a material requirement hereof the reasonable costs of such tests shall be borne by grantee. In the event that such testing demonstrates that grantee has substantially complied with such material provisions hereof, the cost of such testing shall be borne by city. Except in emergency circumstances, such testing shall be undertaken no more than two (2) times in a calendar year and the results thereof shall be made available to grantee. Upon request, grantee shall furnish to and file with city the results of technical tests that grantee conducts for itself or others.
- C. On or after September 1, 1998 and every five (5) years thereafter, council may commence proceedings, which afford public notice, public participation and open meetings, for the purpose of identifying future cable system community needs and interests, including channel capacity and customer service, and reviewing grantee's performance during the preceding five (5) years. Upon request by the council, grantee shall cause to be conducted a survey, as approved by the council, to determine community needs, desires and ratings of grantee's performance. The survey shall be made available to the public and shall specifically address, among other items, the demand for new services in relation to the cost of providing such services so as to ascertain the overall need for channel expansion.
- D. Upon completion of any five (5) year review provided for in this section, grantee and city shall meet, confer and, if deemed necessary by either, renegotiate in good faith and terms and conditions of this permit relating to community needs, channel capacity and customer service. (Ord. No.459, 10/31/94)

SECTION 20 DEFAULT OF GRANTEE PENALTIES AND REVOCATION

- A. The rights and privileges granted by the city to grantee under this permit shall continue and remain in full force and effect until revoked by the council. In the event that city or the council believes that grantee has not complied with the terms of this permit, city or the council shall notify grantee in writing of the exact nature of the alleged default.

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- B. Grantee shall have thirty (30) days from receipt of a written notice of default to:
1. Respond contesting the alleged assertion of a default; or
 2. Cure such default or, in the event that, by the nature of default, such default cannot be cured within the thirty (30) day period, initiate reasonable steps to remedy such default completed.
- C. In the event that grantee contests the assertion of a default or fails to respond to a notice of default or the alleged default is not remedied within thirty (30) days after grantee is notified thereof, the council shall schedule a hearing to investigate the default. The council shall notify grantee of the time and place of such hearing and provide grantee with an opportunity to be heard.
- D. In the event the council, after such hearing, determines that grantee is in default of any provision of this permit, the council may:
1. Assess liquidated damages to city caused by the default by grantee as follows:
 - a. For default in the completion of the system rebuild as required by Sections 13 and 14 hereof, the sum of One Thousand Dollars (\$1,000.00) per day for the first thirty (30) days after the expiration of the time for the completion of the system rebuild or part thereof as required by Sections 13 and 14 hereof, Two Thousand Five Hundred Dollars (\$2,500.00) per day for each day more than thirty (30) days past the expiration of the time for completion of the system rebuild or part thereof as required by Sections 13 and 14 hereof and Thirty-five Hundred Dollars (\$3,500.00) per day for each day more than sixty (60) days past the expiration of the time for completion of the system rebuild or part thereof as required by Sections 13 and 14 hereof, provided that the total amount of liquidated damages assessed under this subsection shall not exceed Two Hundred Thousand Dollars (\$200,000.00);
 - b. For knowingly failing to provide data, documents or information as required in this permit, Two Hundred Fifty Dollars (\$250.00) per day for each day the failure occurs or continues; and
 - c. For knowingly failing to comply with the service and operational standards of this permit, Five Hundred Dollars (\$500.00) per day for each day the failure occurs or continues.

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- d. Amounts of liquidated damages in this section are deemed appropriate as of the effective date of this permit. Such damages, at the time of any council assessment, will be adjusted to equivalent values. Damages identified in this section shall be adjusted in accordance with changes in the United States Department of Labor; Bureau of Statistics Consumer Price Index City Average for Urban Wage Earners and Clerical Workers ("C.P.I.") measured from the effective date of this permit to the date of assessment by the council. In the event a substantial change is made in the method of establishing the C.P.I. or the C.P.I. or successor is not available, a reliable governmental or other independently determined publication, evaluating information used in determining the C.P.I. shall be used in lieu of the C.P.I.;
 2. In the case of a default of a provision of this permit which is not cured by grantee or the subject of damages assessed as provided herein, the council may revoke this permit in its entirety; or
 3. Seek specific performance of any provision, which reasonably lends itself to such remedy, or injunctive relief as an alternative to damages or termination of this permit.
 4. Grantee shall not be relieved of any of its obligations to comply promptly with any provision of this permit by reason of any failure of city to enforce prompt compliance.
- E. Grantee shall not be held in default with the provisions of this permit, nor suffer any enforcement or penalty relating thereto, where such alleged default is caused by strikes, acts of God, power outages or other events reasonably beyond the ability of grantee to control. (Ord.No.459, 10/30/94)

SECTION 21 ASSIGNABILITY

- A. If grantee shall at any time assign, sell, lease or otherwise transfer in any manner whatsoever its rights and privileges under this permit to any person, such action shall be in writing and a duly authenticated copy shall be filed with the city clerk. Such action shall not become effective until the transferee shall have agreed in writing with city to become responsible for the full performance of all the conditions, liabilities, covenants and obligations contained in this permit and until such action shall have been approved by the council, provided such approval shall not be unreasonably withheld. The council may require evidence that the transferee possesses the financial, technical and legal capability to perform all of the conditions, liabilities, covenants and obligations contained in this permit. If the council fails to act upon a proposed transfer within sixty (60) days after the transferee shall have agreed in writing to become responsible for the full performance of all of the conditions, liabilities, covenants and obligations of this permit, then such action shall be deemed to have been approved.

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- B. No approval of city shall be required for a transfer in trust, by mortgage, by other hypothecation, or by assignment of any rights, title or interest of grantee in this permit or the cable television system in order to secure indebtedness of grantee. (Ord. No.459, 10/31/94)

SECTION 22 RIGHT OF CITY TO PURCHASE SYSTEM

- A. City shall have the right at any time after fifteen (15) years after the effective date of this permit granted herein to purchase the cable television system of grantee located within the service area and to terminate this permit, if the purchase is approved by a majority of the qualified electors of city voting at a special or general election. At anytime after the right to purchase the cable television system of grantee shall have accrued under the terms hereof, the question of the purchase of the cable television system may be submitted at the next succeeding election of the city upon petition to the council of twenty-five percent (25%) of the qualified electors of the city. Grantee shall be compensated for the fair market value of the cable television system located within the service area with such value to be determined by the majority of three (3) appraisers, one to be appointed by the mayor of the city, one by grantee, and the third by the first two (2) appraisers. The appraisers shall be persons of recognized skill, ability and experience with respect to the appraisal and valuation of cable television systems. If grantee shall refuse to select an appraiser for thirty (30) days after approval by the qualified electors of the city of the purchase, the value of the cable television system located with the service area shall be fixed by the vote of a majority of the council if the two (2) appraisers appointed by the mayor and by grantee shall fail to agree upon the third appraiser within thirty (30) days after their appointment, the third appraiser, upon the application of either city or grantee, shall be appointed by the associate judge of the district court of Wagoner County, Oklahoma.
- B. The fair market value of the cable television system shall be determined by the majority of the appraisers within ninety (90) days after the appointment of the third appraiser. City shall have ninety (90) days from the receipt of written notice of the decision of the appraisers within which to pay grantee in cash the appraised value of the cable television system pursuant to the terms of this permit, provided, that if between the date of the appraisal of the cable television system and the date of payment therefor, reasonable and necessary additions, betterments and replacements shall have been made by grantee to the cable television system, city shall pay in addition to the value established by the appraisers the reasonable cost of such additions, betterments and replacements. (Ord. No.459, 10/31/94)

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SECTION 23 NON-DISCRIMINATION

- A. Grantee shall not deny any person or group of potential cable subscribers access to cable service because of race, color, religion, national origin, age, gender, physical handicap or the income of residents in the local area in which a person or group resides.
- B. Grantee shall not discriminate in the rates or charges for cable services or in making available cable services or facilities of the system. Grantee shall not extend any preference or advantage to any subscriber or potential subscriber to the system or to any user or potential user of the system., Grantee may conduct promotional campaigns to stimulate subscriptions to cable services or other lawful uses of the system and grantee may establish bulk billing rates and rate schedules for different classes of subscribers and cable service which any subscriber coming within such bulk billing group, rate or service classification shall be entitled.
- C. Grantee shall not discriminate against any employee or applicant for employment because of race, color, religion, age, gender or national origin. Grantee shall comply with all applicable laws and regulations of the United States and of Oklahoma with respect to employment and personnel practices. (Ord. No.459, 10/13/94)

SECTION 24 MODIFICATION

The city, after notice and public hearing may modify this permit to provide for such standards and exercise such powers, functions, rights or privileges as may now or hereafter be permitted, delegated or mandated by federal or state law, rule or regulation regarding the cable system, cable service or other lawful service. (Ord. No.459, 10/31/94)

SECTION 25 MISCELLANEOUS PROVISIONS

- A. Grantee shall keep books and records for periods of time reasonably established by the city to determine compliance with the terms of this permit. City, after reasonable notice, shall have the right to review the books and records, including any complaints, of grantee during normal business hours as is reasonably necessary to monitor compliance with the terms hereof. Such records shall include, but shall not be limited to, any public records required to be kept by grantee pursuant to the rules and regulations of the FCC. Grantee shall not be required to disclose information which it reasonably deems to be proprietary or confidential in nature; provided this exception shall not be construed to include financial records necessary to enable the city to determine compliance with grantee's fee

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payment obligations. Subject to open meeting and record disclosure laws of the State of Oklahoma, city agrees to treat any information disclosed by grantee to it on a confidential basis and only to disclose it to employees, representatives and agents thereof that have a need to know, or in order to enforce the provisions hereof. The council may inspect the books and records of grantee as necessary to determine compliance with the terms of this permit, compel attendance of witnesses and may by ordinance revoke this permit as provided in Section 20 hereof for failure or refusal of grantee or any officer, employee or agent thereof to testify or to produce such books or records.

- B. Copies of all petitions, applications, and communications submitted by grantee to the FCC, or any other federal or state regulatory commission or agency having jurisdiction in respect to any matters affecting cable television operations authorized pursuant to this permit, shall be submitted to the city clerk upon request.
- C. Grantee shall pay the cost of publication of this ordinance.
- D. In the event city enters into a franchise, permit, license, authorization or other agreement of any kind with any person other than grantee or city for the purpose of constructing or operating a cable television system or providing cable service or other lawful service within the same service area, which contains terms more commercially or economically favorable with regard to government and educational channels and service, system operational service standards, fees to the city or rates to subscribers and users, or in the event city enters into a franchise, permit, license, authorization or other agreement of any kind with any person other than grantee for the purpose of constructing or operating a cable television system or providing cable service or other lawful service within the same service area, which contains terms more favorable to city with regard to government and educational channels and service, system operational service standards, fees to the city or rates to subscribers and users, then grantee and city shall meet, confer and, if deemed necessary by either, renegotiate in good faith the terms and conditions of this permit relating to government and educational channels and service, system operational service standards, fees to the city or rates to subscribers and users.
- E. Notices or responses served upon city or grantee shall be in writing, and shall be deemed to have been duly given to the required party three (3) business days after having been posted in a properly sealed and correctly addressed envelope by certified or registered mail, postage prepaid, at a post office or branch thereof regularly maintained by the U.S. Postal Service.

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- F. All notices or responses between city and grantee shall be addressed and delivered by certified or registered mail as follows: if to the City, City Clerk, City of Coweta, P.O. Box 850, Coweta, Oklahoma 74429 with copies to the City Manager, and the City Attorney at the same address; if to grantee, TCI Cablevision of Oklahoma, Inc., 8421 E 61st St., Suite U, Tulsa, Oklahoma 74133; with a copy to TCI Cablevision of Oklahoma, Inc., Attn: Division Counsel, 4700 South Syracuse Street, Suite 1100, Denver, Colorado, 80237. Any notice given by grantee to the city clerk shall be accompanied by instructions to the clerk referencing this section and directing the clerk to file and maintain such notice with the original of this ordinance. City and grantee may designate other addressees or addresses from time to time by giving notice to the other. (Ord. No.459, 10/31/94)

SECTION 26 ACCEPTANCE BY GRANTEE

- A. Grantee shall file with the city clerk of the city within thirty (30) days after passage, approval by the mayor and prior to publication of this ordinance, a written acceptance of this permit and the terms and conditions thereof as set out herein.
- B. Grantee by the acceptance of this permit shall be deemed to have waived and released any claim the grantee might have against the city by reason of a declaration, ruling or judgment by a court as to the invalidity of this permit or any part thereof (Ord. No.459, 10/31/94)

SECTION 27 SEVERABILITY

If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof. (Ord. No.459, 10/31/94)

Appendix 5- Public Works Authority

APPENDIX 5

COWETA PUBLIC WORKS AUTHORITY

(RESERVED)

Appendix 6 - State Laws

APPENDIX 6

SELECTED PROVISIONS OF STATE LAW APPLICABLE TO CITY

(FROM TITLE 11 OF THE OKLAHOMA STATUTES, CITIES AND TOWNS)

8	Officers - General Provisions
10	Council-Manager Form of Government
14	Municipal Ordinances
16	Municipal Elections
17	Municipal Finances
22	General Powers of Municipalities
27	Courts

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

ORDINANCE NO	DISPOSITION
383	ANNEXATION—(SPECIAL)
384	ADOPTING CODE OF ORDINANCES
385	ILLEGAL DUMPING OF SOLID WASTE (10-216)
386	REZONE (SPECIAL)
387	ANNEXATION (SPECIAL)
388	CLOSES STREET (SPECIAL)
389	REZONING (SPECIAL)
398	ADOPTING SUBDIVISION REGULATIONS BY REFERENCE (12-401)
391	OPERATION OF MOTOR VEHICLES AND EXCESSIVE ACCELERATION (15-557)
392	3% USE TAX (7-501 TO 7-519)
393	REZONE (SPECIAL)
394	REZONE (SPECIAL)
395	REZONE (SPECIAL)
396	OFFICE OF TREASURER (2-404)
397	CITY CLERK-TREASURER OFFCE TO BE ABANDONED (2-406)
398	CITY MANAGER DESIGNATED ADMINISTRATIVE OFFICER TRASH & WEEKS (8-105)
399	EXTEND TIME PERIOD FOR FIREWORKS SALES (10-303)
400	GUIDELINES FOR OPEN BURNING (13-107)
401	REGULATES SALE OF USED VEHICLES (9-501 TO 9-504)
402	REGULATES REFUSE COLLECTION, TRANSPORTATION, DISPOSAL (17-101)
403	BANS DESTRUCTION OF MAIL BOXES (10-215)
404	NOT USED
405	CERTAIN ANIMALS NOT BE KEPT WITHIN CITY (4-105)
406	REGULATES POOL HALLS AND FAMILY RECREATION CENTERS (9-601 -09-613)
407	REZONE (SPECIAL)
408	REZONE (SPECIAL)
409-	REZONE (SPECIAL)
410	REGULATES PARK FACILITIES (11-101 -11-105)
411	REGULATES SALE OF USED VEHICLES (9-501)
412	CREATES PARK AND RECREATION BOARD (11-111 – 11-115)
413	REGULATES SIZE OF ACCESSORY BUILDINGS IN RS DISTRICT (12-201)
414	ADOPTS MAJOR STREET AND HIGHWAY PLAN (14-301)
415	CREATES OFFICE OF LOCAL ENERGY OFFICER AND COMMITTEE (2-506)
416	BRIDLE TRAILS SEWER ASSESSMENT COSTS ASSESSED (SPECIAL)
417	VEHICULAR TRAFFIC IN DIVIDED LANE ROADWAYS (15-501)
418	DESIGNATES WARD NUMBERS AND BOUNDARIES (1-202)
419	BRIDLE TRAILS SEWER ASSESSMENT COSTS ASSESSED (SPECIAL)
420	JUNK MOTOR VEHICLES IN RESIDENTIAL DISTRICTS (12-201)
421	PROHIBITS TURNING LEFT OF CENTER TO PARK (15-910)
422	REGULATES ANIMAL CONTROL (4-101-4-121)
423	REZONE (SPECIAL)
424	INDUSTRIAL USERS DISCHARGE TO SANITARY SEWER REGULATED (17-101)
425	MODIFIES AMBULANCE RATES AND SERVICE (8-507-8-510)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

426	MODIFIES SEWER RATES (17-101)
427	ANNEXATION (SPECIAL)
428	ADOPTS ADDRESSING SYSTEM (5-107)
429	PURCHASING AUTHORITY FOR CITY MANAGER (7-104)
430	POSSESSION OF DRUG PARAPHERNALIA A VIOLATION (10-418)
431	MODIFIES WATER AND SEWER RATES (17-101)
432	REZONE (SPECIAL)
433	REZONE (SPECIAL)
434	CONFISCATION, SALE, DESTRUCTION OF WEAPONS (10-312)
435	CITY TREASURER RESIDENCY REQUIREMENT (2-404)
436	ANNEXATION (SPECIAL)
437	CEMETERY RATES, COWETA CEMETERY FUND (11-301-11-302)
438	RURAL FIRE FUND CREATED (13-226)
439	BUILDING PERMIT FEES ESTABLISHED (5-106)
440	REGULATE USE OF PUBLIC RIGHTS-OF-WAY, SIGN PLACEMENT (10-311)
441	EXPAND SIZE OF PARKS AND RECREATION BOARD, TERM (11-112)
442	REZONE (SPECIAL)
443	SERVICE FEE FOR VISA, MASTERCARD CHARGES (7-111)
444	AMEND GENERAL PENALTY, JUDGE AUTHORITY FOR RESTITUTION (1-108)
445	NOT USED
446	PROHIBIT PARKING ON RESIDENTIAL STREET (15-717)
447	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
448	RETURN CHECK FEE (7-112)
449	ESTABLISH RURAL FIRE (13-225)
450	E911 5% SERVICE FEE (7-310 ET SEQ.)
451	ANNEXATION (SPECIAL)
452	MODIFY WATER AND SEWER RATES (17-101)
453	CREATE SELF-INSURANCE FUND (7-110)
454	CREATE ECONOMIC DEVELOPMENT FUND (7-109)
455	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
456	CREATE E911 FUND (7-113)
457	REGULATES CONSTRUCTION, REPAIR OF WATER SUPPLY SYSTEM (17-201, 17-202)
458	REZONE (SPECIAL)
459	CABLE TELEVISION PERMIT TO TCI CABLEVISION (APP 4)
460	ANNEXATION (SPECIAL)
461	MODIFY WATER, GARBAGE AND SEWER RATES (17-101)
462	ANNEXATION (SPECIAL)
463	REZONE (SPECIAL)
464	VACATE UTILITY EASEMENT (SPECIAL)
465	ISSUE G.O. BONDS (SPECIAL)
466	ISSUE G.O. BONDS (SPECIAL)
467	PSO FRANCHISE ELECTION (SPECIAL)
468	CREATE CITY AND PUBLIC WORKS DRUG TESTING PROCEDURES (2-507)
469	REZONE (SPECIAL)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

469-A	MODIFY RURAL FIRE FUND (13-226)
470	REZONE (SPECIAL)
471	E911 5% TAX (7-310 TO 7-316)
472	CREATE MISSION BELL MUSEUM BOARD (11-401 TO 11-405)
473	CITY MANAGER PURCHASING AUTHORITY (7-104)
474	REZONE (SPECIAL)
475	HEARING PROCESS BEFORE CITY COUNCIL-STATE OR FEDERAL PROGRAMS (12-601)
476	CITY COUNCIL CONFLICTS OF INTEREST DISCLOSURE REQUIREMENTS (2-209)
477	1996 CODE OF ORDINANCES CODIFICATION (SPECIAL)
478	AMEND EMPLOYEE RETIREMENT (SPECIAL)
479	REZONE (SPECIAL)
480	REZONE (SPECIAL)
481	REZONE (SPECIAL)
482	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
483	AMEND EMPLOYEE RETIREMENT SYSTEM-LOAN PARTICIPATION (SPECIAL)
484	ANNEXATION (SPECIAL)
485	ANNEXATION (SPECIAL)
486	TAX INCENTIVE DISTRICT NUMBER 1 PROJECT PLANT (7-601)
487	REZONE (SPECIAL)
488	REZONE (SPECIAL)
489	OMRF JOINDER AGREEMENT (SPECIAL)
490	VACATE STREET IN MEKKO VILLAGE (SPECIAL)
491	REZONE (SPECIAL)
492	BUILDING PERMIT FEES (5-106)
493	MECHANICAL CONTRACTOR FEES (5-802 TO 5-804)
494	APPOINT CIVIL DEFENSE DIRECTOR (13-402)
495	AMEND FIREWORKS ORDINANCE (10-303)
496	ESTABLISH DOWNTOWN ADVISORY BOARD (12-601)
497	REZONE (SPECIAL)
498	PUD/STEVE MCCALL/HWY 51B (SPECIAL)
499	AMEND DILAPIDATED HOUSING ORDINANCE (8-601)
500	AMEND SEAT BELT ORDINANCE (15-556)
501	REZONE (SPECIAL)
502	PUD/DENNIS TROTT/HWY 51 & 275 TH (SPECIAL)
503	REZONE (SPECIAL)
504	REZONE (SPECIAL)
505	PREVENTION OF NICOTINE ADDICTION AMONG YOUTH (10-419)
506	DOMESTIC ABUSE/WARRANTLESS ARREST (10-502)
507	ANNEXATION (SPECIAL)
508	INDUSTRIAL SEWER ORDINANCE REAPPROVED (10-301 TO 17-311)
509	REPEAL NO PARKING ON RESIDENTIAL STREETS (15-717)
510	ANNEXATION (SPECIAL)
511	REZONE (SPECIAL)
512	PUD/INDUSTRIAL PARK/HWY 51 AND 111 TH (SPECIAL)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

513	COUNCIL COMPENSATION (2-209)
514	REZONE (SPECIAL)
515	PUD/POST OAK AND POST OAK II (SPECIAL)
516	REZONE (SPECIAL)
517	E911 ADDRESSING (SPECIAL)
518	ANNEXATION (SPECIAL)
519	REZONE (SPECIAL)
520	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
521	AMEND CITY MANAGER PURCHASING AUTHORITY (7-104)
522	REZONE (SPECIAL)
523	REZONE (SPECIAL)
524	JUVENILE CODE (SPECIAL)
525	ANNEXATION (SPECIAL)
526	REZONE (SPECIAL)
527	PUD/PANDA PROPERTY (SPECIAL)
528	ANNEXATION (SPECIAL)
529	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
530	REZONE (SPECIAL)
531	GENERAL PENALTY INCREASED TO \$500.00 (1-108)
532	REZONE (SPECIAL)
533	ANNEXATION (SPECIAL)
534	MODIFY COMPETITIVE BIDDING AMOUNT TO \$12,500 (7-106)
535	REZONE (SPECIAL)
536	CITY MANAGER REIMBURSE CERTAIN AMBULANCE EXPENSES (8-516)
537	REZONE (SPECIAL)
538	DE-ANNEXATION (SPECIAL)
539	DE-ANNEXATION (SPECIAL)
540	ECONOMIC DEVELOPMENT FOR IDPLP (SPECIAL)
541	GARAGE SALES (9-701 TO 9-704)
542	ANNEXATION (SPECIAL)
543	PARK VIEW EAST SEWER SPECIAL ASSESSMENTS (SPECIAL)
544	ANNEXATION (SPECIAL)
545	ANNEXATION (SPECIAL)
546	REZONE (SPECIAL)
547	REZONE (SPECIAL)
548	ECONOMIC DEVELOPMENT ON CDBG (SPECIAL)
549	ANNEXATION (SPECIAL)
550	ANNEXATION (SPECIAL)
551	ANNEXATION (SPECIAL)
552	ANNEXATION (SPECIAL)
553	PIPELINE CAPACITY LEASE PERMIT (7-701)
554	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
555	VACATE UTILITY EASEMENT (SPECIAL)
556	NOT USED

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

557	REZONE (SPECIAL)
558	CITY MANAGER PURCHASING AUTHORITY (7-104)
559	ANNEXATION (SPECIAL)
560	MODIFY AMBULANCE ORDINANCE (8-501 TO 8-516)
561	ELIMINATE OUTDOOR ADVERTISING BILLBOARDS (SPECIAL)
562	AMEND SUBDIVISION REGULATIONS/CURB & GUTTER (SPECIAL)
563	NOT USED
564	ANNEXATION (SPECIAL)
565	NOT USED
566	NOT USED
567	ANNEXATION (SPECIAL)
568	ANNEXATION (SPECIAL)
569	AMEND COMPETITIVE BIDDING (7-106)
570	REZONE (SPECIAL)
571	ZONING CODE TEXT AMENDMENT/MOBILE HOMES (SPECIAL)
572	ZONING CODE TEXT AMENDMENT/ACCESSORY BUILDINGS(SPECIAL)
573	ZONING CODE TEXT AMENDMENT/TELECOMMUNICATION TOWERS (SPECIAL)
574	REZONE (SPECIAL)
575	ZONING CODE TEXT AMENDMENT/LANDSCAPE (SPECIAL)
576	NOT USED
577	ZONING CODE AMENDMENT/SITE PLAN REVIEW (SPECIAL)
578	ANNEXATION (SPECIAL)
579	COUNCIL WARD REDISTRICTING (1-202)
580	COUNCIL CODE OF CONDUCT (2-209)
581	REZONE (SPECIAL)
582	ZONING CODE AMENDMENT/BARS & TAVERNS (SPECIAL)
583	SEWER POP-OFF DEVICE (17-214)
584	REZONE (SPECIAL)
585	REZONE (SPECIAL)
586	ANNEXATION (SPECIAL)
587	ANNEXATION (SPECIAL)
588	AMEND COMPREHENSIVE PLAN (SPECIAL)
589	ANNEXATION (SPECIAL)
590	MOVERS PERMIT/OVERSIZE LOAD REQUIREMENTS (15-305)
591	ANNEXATION (SPECIAL)
592	ANNEXATION (SPECIAL)
593	ZONING CODE AMENDMENT/MANUFACTURED HOME PLACEMENT (SPECIAL)
594	AMENDMENT TO EMPLOYEE RETIREMENT PLAN (SPECIAL)
595	AMENDMENT TO EMPLOYEE RETIREMENT PLAN (SPECIAL)
596	REZONE (SPECIAL)
597	REZONE (SPECIAL)
598	REZONE (SPECIAL)
599	ANNEXATION (SPECIAL)
600	VACATE RIGHT-OF-WAY/FIRST BAPTIST CHURCH (SPECIAL)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

601	ANNEXATION/COWETA FENCE LINE (SPECIAL)
602	ANNEXATION (SPECIAL)
603	DOWNTOWN FACADE IMPROVEMENTS GRANT PROGRAM (SPECIAL)
604	AMEND SUBDIVISION REGULATIONS/SIDEWALK DESIGN CRITERIA (SPECIAL)
605	ANNEXATION (SPECIAL)
606	ANNEXATION (SPECIAL)
607	PUD 03-01/TIMBERIDGE CROSSING I & II (SPECIAL)
608	NOT USED
609	ANNEXATION (SPECIAL)
610	DRUG PARAPHERNALIA AMENDMENT (10-418)
611	ANNEXATION (SPECIAL)
612	ANNEXATION & REZONE (SPECIAL)
613	REZONE (SPECIAL)
614	ANNEXATION (SPECIAL)
615	REZONE (SPECIAL)
616	RESZONE (SPECIAL)
617	REZONE (SPECIAL)
618	ANNEXATION (SPECIAL)
619	REZONE (SPECIAL)
620	REZONE (SPECIAL)
621	REZONE (SPECIAL)
622	ANNEXATION (SPECIAL)
623	GASOLINE PUMP THIEVERY (10-217)
624	SPECIFIC USE PERMITS (12-801)
625	ANNEXATION (SPECIAL)
626	REZONE (SPECIAL)
627	REZONE (SPECIAL)
628	NOT USED
629	ANNEXATION (SPECIAL)
630	AMEND ZONING CODE/SIGN ORDINANCE (SPECIAL)
631	ADOPT INTERNATIONAL BUILDING CODES (5-101 TO 5-108)
632	SEPTIC DISCHARGES (17-304)
633	ANNEXATION (SPECIAL)
634	REZONE (SPECIAL)
635	ANNEXATION (SPECIAL)
636	CITY CODE CODIFICATION (SPECIAL)
637	ZONING CODE AMENDMENT/OFF-SITE SIGNS (SPECIAL)
638	ZONING CODE AMENDMENT/STORAGE CONTAINERS (SPECIAL)
639	CIDA REACCEPTANCE OF BENEFICIAL INTEREST (SPECIAL)
640	JAKE BRAKES (15-307)
641	HOTEL/MOTEL TAX (7-801)
642	ANNEXATION (SPECIAL)
643	REZONE (SPECIAL)
644	REZONE (SPECIAL)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

645	REZONE (SPECIAL)
646	ZONING CODE TEXT AMENDMENT/FLOODPLAIN ADMINISTRATOR(12-509)
647	ZONING CODE TEXT AMENDMENT/ACCESSORY STRUCTURES (SPECIAL)
648	ZONING CODE TEXT AMENDMENT/LOT SPLITS/MINOR SUBS (SPECIAL)
649	ZONING CODE TEXT AMENDMENT/LANDSCAPING (SPECIAL)
650	ANNEXATION (SPECIAL)
651	ZONING CODE/SUBDIVISION REGULATIONS UPDATE (SPECIAL)
652	VACATE EASEMENTS (SPECIAL)
653	JURY FEES (6-132)
654	TRIAL BY JURY (6-129)
655	AMEND PENALTY FEES (1-108)
656	REZONE (SPECIAL)
657	REZONE (SPECIAL)
658	REZONE (SPECIAL)
659	REZONE (SPECIAL)
660	PUD-C 06-01 (SPECIAL)
661	ZONING CODE AMENDMENT/EARTH CHANGE REGULATIONS (SPECIAL)
662	ANNEXATION (SPECIAL)
663	REZONE (SPECIAL)
664	REZONE (SPECIAL)
665	REZONE (SPECIAL)
666	ANNEXATION (SPECIAL)
667	PUD-R 07-01 (SPECIAL)
668	PUD-R 07-02 (SPECIAL)
669	VACATE EASEMENT (SPECIAL)
670	PURCHASING ORDINANCE (7-901 TO 7-908)
671	AMEND COUNCIL MEETING TIMES (2-202)
672	NOT USED
673	REZONE (SPECIAL)
674	REZONE (SPECIAL)
675	ANNEXATION (SPECIAL)
676	VACATE EASEMENT (SPECIAL)
677	ZONING CODE AMENDMENT/MINOR SUBS (SPECIAL)
678	SALES TAX ELECTION (SPECIAL)
679	NOT USED
680	ANNEXATION (SPECIAL)
681	REZONE (SPECIAL)
682	REZONE (SPECIAL)
683	INTERNATIONAL FIRE CODE (13-101)
684	REZONE (SPECIAL)
685	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
686	SPECIFIC USE PERMIT/MIXED-USE DEVELOPMENT (12-803)
687	VISABILITY TRIANGLE (14-119)
688	STORMWATER DISCHARGES (12-517)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

689	CLOSE DRAINAGE EASEMENT/MISSION ACRES EAST (SPECIAL)
690	AMEND GENERAL PENALTY/JUVENILES (1-108)
691	ZONING CODE AMENDMENT/PUBLIC PARK PRINCIPAL USE IN R (SPECIAL)
692	REZONE (SPECIAL)
693	REZONE (SPECIAL)
694	ANNEXATION (SPECIAL)
695	REZONE (SPECIAL)
696	SAFETY FEATURES SWIMMING POOLS (8-801 TO 8-104)
697	ZONING CODE/CARPORTS (SPECIAL)
698	SPECIFIC USE PERMIT PROCESS (12-801 TO 12-805)
699	NOT USED
700	RIGHT-OF-WAY MAINTENANCE (12-801(A) & 12-801 (B))
701	REZONE (SPECIAL)
702	REZONE (SPECIAL)
703	NUISANCE, DANGEROUS, POTENTIALLY DANGEROUS DOGS (4-414)
704	MODIFY APPROVAL PROCESS OF CERTIFICATE OF ZONING FOR ABLE (3-108)
705	REZONE (SPECIAL)
706	REZONE (SPECIAL)
707	EMPLOYEE RETIREMENT SYSTEM AMENDMENT (SPECIAL)
708	AMEND PUBLIC NUISANCE SECTION (8-104)
709	ESTABLISH OFFENSE FOR ALLOWING MINORS TO CONSUME ALCOHOL (10-420)
710	REZONE (SPECIAL)
711	PREVENTION OF NICOTINE ADDICTION AMONG YOUTH (10-419)
712	REZONE (SPECIAL)
713	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
714	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
715	AMEND EMPLOYEE RETIREMENT SYSTEM (SPECIAL)
716	UPDATE ZONING CODE (12-201)
717	UPDATE SUBDIVISION REGULATIONS (12-401)
718	DEANNEX WHISPERING HILLS (SPECIAL)
719	DEANNEX DOBBINS KNOB SUBDIVISION (SPECIAL)
720	PLUMBING, ELECTRICAL CONTRACTORS, JOURNEYMEN (5-202)
721	FAIR HOUSING ORDINANCE (12-901 TO 12-915)
722	REZONE (SPECIAL)
723	AMEND REFUSE COLLECTION (17-401 TO 17-414)
724	REZONE (SPECIAL)
725	DILAPIDATED PERSONAL PROPERTY IN VIEW PROHIBITED (8-110-1)
726	ZONING CODE/WRECKER SERVICE & STORAGE (SPECIAL)
727	CHANGE CITY COUNCIL WARD BOUNDARIES AFTER CENSUS (1-202)
728	REZONE (SPECIAL)
729	REZONE (SPECIAL)
730	REZONE (SPECIAL)
731	AMEND REFUSE COLLECTION (17-206) *SECTION # CORRECTED BY ORD 737
732	FLOOD DAMAGE PREVENTION (12-501 TO 12-524)

CITY OF COWETA DISPOSITION OF ORDINANCE TABLE

733	ZONING CODE/SPECIFIC US LIST/CASINOS (12-803)
734	ANNEXATION/AMENDS ORD # 734 (SPECIAL)
735	ANNEXATION/AMENDS ORD #564 (SPECIAL)
736	GENERAL PENALTY CLAUSE (1-108)
737	REFUSE COLLECTION CORRECTION OF ORD #731 (17-406)
738	ALLOW CHICKENS IN CITY LIMITS(4-105)
739	ZONING CODE/PUD-C 12-02) (SPECIAL)