

**TOWN OF MORRISON, COLORADO
BOARD OF TRUSTEES**

ORDINANCE NO. 487

**AN ORDINANCE AMENDING THE EXISTING GAS AND ELECTRIC
FRANCHISE WITH PUBLIC SERVICE COMPANY OF COLORADO BY
EXTENDING ITS EXPIRATION DATE TO AND INCLUDING APRIL 30,
2020, AND DECLARING AN EMERGENCY**

WHEREAS, the Town of Morrison is a Colorado home rule municipality operating under a Charter approved by the electorate pursuant to Article XX of the Colorado Constitution and governed by its elected Board of Trustees; and

WHEREAS, the Board of Trustees has authority pursuant to the Home Rule Charter to enter into, amend and extend franchises for public utilities by ordinance; and

WHEREAS, in the exercise of this authority, the Board has previously granted a franchise to Public Service Company of Colorado for the provision of gas and electric utility service to the Town and its residents; and

WHEREAS, said franchise agreement is currently set to expire on March 2, 2020; and

WHEREAS, the parties are and have been engaged in good faith negotiations concerning the renewal of and/or adoption of a new franchise; and

WHEREAS, the Board finds that extending the current franchise to and including April 30, 2020 will serve the public interest;

NOW, THEREFORE, BE IT ORDAINED by the Board of Trustees of the Town of Morrison, Colorado, that:

SECTION 1. The franchise agreement with Public Service Company of Colorado, adopted by Ordinance No. 253, is hereby extended to and including April 30, 2020.

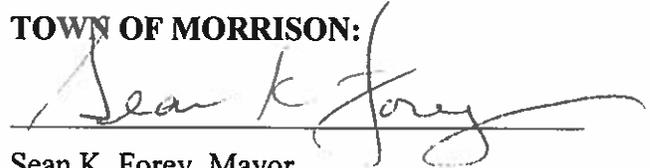
SECTION 2. Severability. If any article, section, paragraph, sentence, clause or phrase of this ordinance, or the standards adopted herein is held to be unconstitutional or invalid for any reason, such decision will not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance and each part hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

SECTION 3. Emergency Declared; Effective Date. Pursuant to Charter Section 3.10, the Board of Trustees hereby declares that an emergency exists requiring the immediate effectiveness of this ordinance, in that due to the expiration of the present franchise on March 2, 2020, it is necessary to ensure the continued effectiveness of the franchise after that date, both to allow the continuation of negotiations, and most important, to ensure uninterrupted gas and electric

utility service to the residents of the Town. This ordinance shall take effect immediately upon adoption.

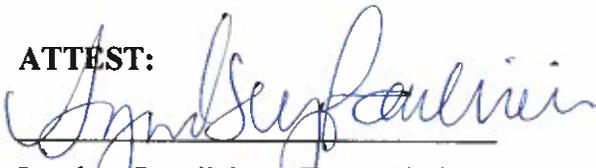
INTRODUCED, READ, PASSED AND ADOPTED this 18th day of February 2020, by a vote of 5 ayes and 0 nays.

TOWN OF MORRISON:



Sean K. Forey, Mayor

ATTEST:



Lyndsey Paavilainen, Town Clerk

Posted pursuant to Charter 3.14 on February 20, 2020

Published in the *Canyon Courier* on February 26, 2020

