

**ORDINANCE NO. 544**

**AN ORDINANCE OF THE CITY OF HIGHLAND, KANSAS GRANTING TO KANSAS GAS SERVICE, A DIVISION OF ONE GAS, INC., ITS SUCCESSORS AND ASSIGNS, AN EXTENSION TO OPERATE UNDER A CONTRACT FRANCHISE FOR THE RIGHT TO FURNISH, SELL, AND DISTRIBUTE NATURAL GAS TO CUSTOMERS WITHIN THE CITY, AND TO MAKE REASONABLE USE OF THE PUBLIC RIGHT OF WAY AS MAY BE NECESSARY TO CONSTRUCT, OPERATE, AND MAINTAIN FACILITIES FOR THE FURNISHING, SALE, AND DISTRIBUTION OF NATURAL GAS TO CUSTOMERS WITHIN THE CITY, AND FIXING THE TERMS AND CONDITIONS THEREOF.**

Whereas, Kansas Gas Service, a Division of ONE Gas, Inc. ("Kansas Gas Service") currently operates under a contract franchise granted and authorized by the City through Ordinance No. 469 passed on February 13<sup>th</sup>, 2008.

Whereas, pursuant to Section 10 of said Ordinance, the Ordinance became effective on April 4, 2008.

Whereas, Ordinance No. 469 granted the contract franchise for a term of 10 years.

Whereas, it is in the best interest of the community to continue to allow Kansas Gas Service to sell and distribute natural gas during the interim period during which the City and Kansas Gas Service finalize the terms and conditions of any ordinance granting a new franchise term.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HIGHLAND, KANSAS:

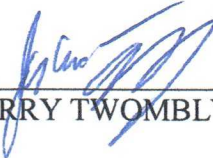
In consideration of the benefits to be derived by the City and the inhabitants thereof from the construction, operation and maintenance of a system providing natural gas, and the sale and distribution of natural gas to the inhabitants, the City hereby grants to the Kansas Gas Service, subject to the conditions, terms and provisions contained in Ordinance No. 469 regarding the delivery, selling, and distribution of natural gas to customers within the City, and the compensation to the City, an extension of Ordinance No. 469 through August 8, 2018 or until the passage and approval of a formal Franchise Ordinance, whichever comes first.

The contract franchise granted by this Ordinance shall be effective retroactively to April 4, 2018.

The City Clerk is hereby directed to publish this Ordinance once in an official newspaper. The

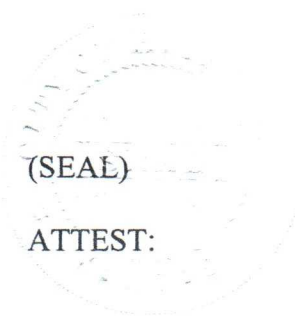
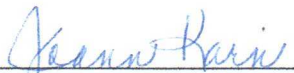
cost of publication shall be at the expense of the Company.

PASSED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR OF THE CITY OF HIGHLAND, KANSAS, THIS 9<sup>TH</sup> DAY OF MAY, 2018.

  
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JERRY TWOMBLY, MAYOR

(SEAL)

ATTEST:

  
  
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JOANN KARN, CITY CLERK