

ORDINANCE NO. 86-4

AN ORDINANCE GRANTING TO CABLEVISION, INC OF RUSSELLVILLE, ITS SUCCESSORS AND ASSIGNS, A NONEXCLUSIVE FRANCHISE TO ERECT, CONSTRUCT, MAINTAIN AND OPERATE COMMUNITY ANTENNA TELEVISION SYSTEM FACILITIES, AND ADDITIONS THERETO, IN, UNDER, OVER, ALONG, ACROSS AND UPON THE STREETS, LANES, AVENUES, ALLEYS, SIDEWALKS, BRIDGES, HIGHWAYS, PARKING LOTS AND OTHER PUBLIC PLACES IN THE CITY OF RUSSELLVILLE, KENTUCKY, AND SUBSEQUENT ADDITIONS THERETO, FOR THE PURPOSE OF TRANSMISSION AND DISTRIBUTION OF CABLE TELEVISION IMPULSES AND TELEVISION ENERGY TO THE INHABITANTS OF THE CITY OF RUSSELLVILLE, KENTUCKY, REGULATING THE SAME, AND FOR OTHER PURPOSES.

WHEREAS, pursuant to Ordinance No. 86-3 of the City Council of the City of Russellville, Kentucky ("Ordinance No. 86-3"), the City of Russellville, Kentucky (the "City of Russellville") created a Nonexclusive Franchise (as defined in Ordinance No. 86-3);

WHEREAS, in compliance with the requirements of Ordinance No. 86-3, and the law of the Commonwealth of Kentucky, the City of Russellville duly advertised for bids for one or more Nonexclusive Franchises;

WHEREAS, the City Council of the City of Russellville has publicly examined and considered all bids for a Nonexclusive Franchise; and

WHEREAS, the City Council of the City of Russellville taking into consideration all factors held relevant thereto under Kentucky law, has found Cablevision, Inc. of Russellville to be the highest and best bidder for a Nonexclusive Franchise;

BE IT ORDAINED by the City Council of the City of Russellville as follows:

SECTION I

The City of Russellville hereby grants to Cablevision, Inc. of Russellville, its successors and assigns, a Nonexclusive Franchise to erect, construct, operate and maintain a community antenna television system in the City of Russellville, and subsequent additions thereto, for a period of twenty (20) years from and after the passage of this ordinance, pursuant to the authority and provisions of Ordinance No. 86-3, and pursuant to the provisions set forth in bid of Cablevision, Inc. of Russellville, a copy of which is attached hereto and incorporated herein by reference.

SECTION II

The grant of this Nonexclusive Franchise is conditioned upon acceptance by Cablevision, Inc. of Russellville of all provisions, terms and conditions of Ordinance No. 86-3.

SECTION III

Cablevision, Inc. of Russellville shall pay the costs of publishing this ordinance, otherwise the same shall be null and void and of no effect.

SECTION IV

This ordinance shall be enacted upon its  
passage and publication as required by law.

FIRST READING CONDUCTED THIS 18<sup>th</sup> DAY OF MARCH, 1986.

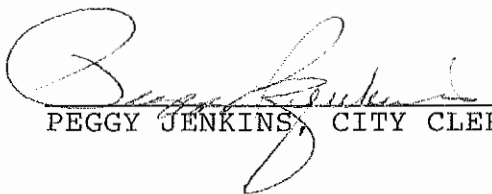
SECOND READING CONDUCTED THIS 20<sup>th</sup> DAY OF March, 1986,

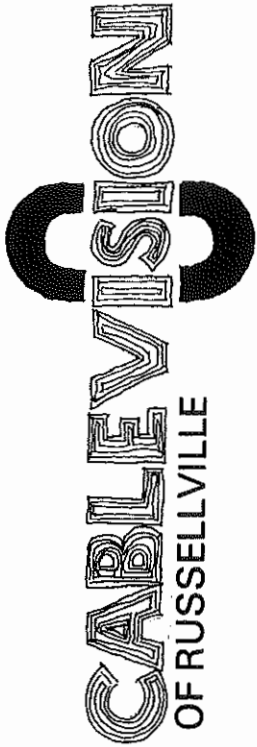
with passage by voting as follows:

<u>AYES</u>	<u>NAYES</u>	<u>ABSENT</u>	<u>ABSTAINING</u>
<u>Everett Daniel</u>	<u>None</u>	<u>None</u>	<u>None</u>
<u>Jean Hankins</u>	_____	_____	_____
<u>Mark Bennett</u>	_____	_____	_____
<u>Russell Jones</u>	_____	_____	_____
<u>Gary Hancock</u>	_____	_____	_____
<u>Willie Hampton</u>	_____	_____	_____

  
\_\_\_\_\_  
KEN SMITH, MAYOR

ATTEST:

  
\_\_\_\_\_  
PEGGY JENKINS, CITY CLERK



March 17, 1986

City Council

City of Russellville, Kentucky

RE: Ordinance No. 86-3 of the City of Russellville,  
Kentucky dated March 4, 1986(Ordinance No. 86-3)

Gentlemen:

This letter constitutes the bid of Cablevision Inc. of Russellville for a Nonexclusive Franchise (as defined in Ordinance No. 86-3).

In accordance with Section II of Ordinance No. 86-3 and the advertisement for bids in the News -Democrat dated March 10, 1986, Cablevision Inc. of Russellville respectfully submits the following information and agrees to the following provisions pending acceptance of this bid by the City of Russellville, Kentucky:

1. The schedule of rates to be initially charged for services by Cablevision Inc. of Russellville is:

Service	Rate
Basic	\$ 9.00
Super Basic	4.00
The Disney Channel	7.00
Cinemax	7.00
Home Box Office	9.00

In accordance with the Cable Communications Policy Act of 1984, these rates are subject to change.

City Council  
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2. The CATV system shall have a minimum channel capacity of eighteen (18) channels.
3. The CATV system shall be addressable.
4. The amplification system used in the CATV system shall be manufactured by Scientific Atlanta or equal and C-COR or equal.

Please direct all communications regarding this bid to the attention of W. P. Sosh, Secretary, Cablevision, Inc. of Russellville, 462 West Fourth Street, Russellville, Kentucky 42276.

Very truly yours,

ATTEST:

CABLEVISION, INC. OF RUSSELLVILLE

  
\_\_\_\_\_  
W. P. Sosh, Secretary

By:   
\_\_\_\_\_  
Roth Hook, President

NOTICE OF BIDDING FOR NON-EXCLUSIVE  
FRANCHISES FOR COMMUNITY ANTENNA TELEVISION (CATV)  
SYSTEM IN THE CITY OF RUSSELLVILLE, KENTUCKY

Notice is hereby given that the City of Russellville, Kentucky will be accepting bids for the granting of one or more non-exclusive franchises to erect, construct, maintain and operate community antenna television (CATV) system facilities, and additions thereto, in, under, along, across and upon the streets, lanes, avenues, alleys, sidewalks, bridges, highways, parking lots and other public places in the City and subsequent additions thereto for the purpose of transmission and distribution of cable television impulses and television energy to the inhabitants of the City in conjunction with Ordinance No. 86-3.

All bids shall contain the following information and provisions: (a) a schedule of the rates to be initially charged for services offered; (b) a provision that the CATV system shall have a minimum channel capacity of eighteen (18) channels; (c) a provision that the CATV system shall be addressable; and (d) a provision that the amplification equipment to be used in the CATV system shall be manufactured by Scientific Atlanta or equal and C-COR or equal.

Bids shall be received by the City no later than 8:00 a.m. on March 18, 1986 at City Hall, Russellville, Kentucky.

The City reserves the right to award more than one non-exclusive franchise, reject any and all bids, or withhold the granting of any non-exclusive franchise.

Copies of Ordinance No. 86-3 are available at City Hall, Russellville, Kentucky and all bids will be subject to the provisions, requirements and conditions of that ordinance.