

ORDINANCE NO. G-00-05

**ORDINANCE CONFIRMING RENEWAL AND EXTENSION OF A CABLE
TELEVISION FRANCHISE AGREEMENT TO CONSTRUCT AND
OPERATE A CABLE TELEVISION SYSTEM**

WHEREAS, the Town of Georgetown (“Town”) adopted an ordinance granting a franchise for a cable television system to Skyline Communications Corporation by Ordinance dated January 5, 1981 (“Franchise”), to construct and operate a cable television system within the Town; and

WHEREAS, the Town adopted an Ordinance dated January 18, 1990, authorizing the term of such franchise through September 19, 2000; and

WHEREAS, the Franchise will expire on September 19, 2000; and

WHEREAS, on September 19, 2000, the Town Council of the Town of Georgetown, Indiana voted unanimously to extend the Franchise for one week through September 26, 2000; and

WHEREAS, the Cable Television Consumer Protection and Competition Act of 1992, as codified at 47 U.S.C. §521, et seq. (the “Act”), contains the procedures to be followed for the renewal of cable franchises throughout the United States; and

WHEREAS, InterMedia Partners Southeast and/or its predecessor(s) had, prior to September 19, 2000, and in accordance with 47 U.S.C. §546, submitted a request to the Town for an extension of the Franchise based on the capital commitments InterMedia Partners Southeast and/or its predecessors have made in the Town; and

WHEREAS, the Company met all of its responsibilities pursuant to 47 U.S.C. §546 related to the renewal of the Franchise and is in full compliance with the terms of the Act; and

WHEREAS, this Ordinance memorializes the Town’s compliance with its obligations under 47 U.S.C. §546; and

WHEREAS, the Town finds that the continued development of broadband communications has the potential of having great benefit and impact upon the citizens of the Town; and further finds that the public convenience, safety, and general welfare can best be served by exercising the regulatory powers vested in the Town by applicable federal and state law.

NOW THEREFORE, BE IT RESOLVED, by the Town Board for the Town of Georgetown, Indiana as follows:

1. The term of the Franchise is hereby renewed, amended, and thereby extended by fifteen (15) years to expire on September 26, 2015 (“Expiration Date”).

2. The franchise fee payable to the Town shall remain at 3%, and the Town shall have the option to review and/or alter the franchise fee every four (4) years upon written notice to franchisee, or its transferees, successors, or assignees, 60 days prior to September 26th of the year in which the option to review is sought to be exercised.

3. InterMedia Partners Southeast may transfer this Franchise to Insight Communications Company, L.P. or any of its affiliates, upon 30 days prior notice to Town.

4. All other terms, conditions, provisions, and requirements of the Franchise shall remain in full force and effect until the Expiration Date.

5. This Ordinance Amendment shall be effective upon its passage.

THE FOREGOING AGREEMENT was duly passed at a meeting of the Town Board for Georgetown, Indiana, held on the 26th day of September, 2000.

Town of Georgetown

By: Mike Mills
Mike Mills, President

James Henriott
Jim Henriott, Vice President

Ginger Vernon
Ginger Vernon, Council Member

Kenneth Frederick
Kenneth Frederick, Council Member

Patti Denison, Council Member

ATTEST:

Linda K. Sanders
Linda K. Sanders, Clerk/Treasurer