

CITY OF GEORGETOWN, KENTUCKY

ORDINANCE NO. 15-005

AN ORDINANCE CONFIRMING THE SALE AND AWARDING A NONEXCLUSIVE FRANCHISE TO TIME WARNER CABLE FOR THE PLACEMENT OF FACILITIES FOR THE TRANSMISSION, DISTRIBUTION AND SALE OF CABLE TELEVISION SERVICE WITHIN THE PUBLIC RIGHTS-OF-WAY OF THE CITY OF GEORGETOWN FOR A (9) YEAR PERIOD

SPONSOR: Council Member Polly Singer-Eardley

WHEREAS, Ordinance 2015-003, adopted by the Georgetown City Council on April 27, 2015, provided for the creation and sale of a non-exclusive franchise, for a term of nine (9) years, for the privilege of constructing, operating, maintaining and distributing cable television service along and under public right-of-way within the corporate boundaries of the City of Georgetown; and

WHEREAS, after publication of said advertisement on May 2, 2015, the only bid received by the City Clerk was from Time Warner Cable.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF GEORGETOWN, KENTUCKY, AS FOLLOWS:

Section 1. That the cable franchise created by Ordinance 2015-003 be, and it hereby is, awarded to the highest and best bidder, Time Warner Cable, for the cost of advertising and sale of said cable franchise.

Section 2. That the Mayor shall be, and hereby is, authorized and directed to execute the Cable Franchise Agreement on terms and conditions established in Ordinance 2015-003, a copy of which agreement is attached hereto and incorporated herein by reference.

Section 3. All prior ordinances, municipal orders, or policies or parts thereof in conflict herewith, are to the extent of such conflict, hereby repealed.

Section 4. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unlawful by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 5. This Ordinance shall become effective upon passage and publication.

PUBLICLY INTRODUCED AND READ FIRST TIME: June 1, 2015

PUBLICLY READ SECOND TIME AND PASSED: June 8, 2015

APPROVED:

A handwritten signature in blue ink that reads "Tom Prather". The signature is written over a horizontal line.

Tom Prather, Mayor

ATTEST:

A handwritten signature in blue ink that reads "Trace Hoffman". The signature is written over a horizontal line.

Trace Hoffman, City Clerk

