

CLEARANCES	Initial	Date	Date Received in Council Office:	Agenda date	Assigned to:
Originator: Transportation Services	Jm	7/18/94	RECEIVED JUL 19 1994 WHATCOM COUNTY COUNCIL	7/26/94	Council
Division Head:				8/9/94	Council
Dept. Head: Jeffrey M. Monsen	Jm	7/18/94		9/13/94	Council
Prosecutor:	DG	2/18/94			
Purchasing/Budget:					
Executive:	Jm	7/18/94			

SUBJECT:

Ordinance amending Ordinance No. 84-60 to extend TCI Cablevision Franchise Term for one (1) year.

ATTACHMENTS:

Ordinance

SUMMARY STATEMENT:

Please complete sections of box as appropriate & explain the item below.

Related County contract #: N/A	Should Clerk schedule a hearing? NO / <input type="checkbox"/> / YES / <input checked="" type="checkbox"/> / Requested date:
Amount budgeted for this item/project: N/A	Is it (or will it be) within budget? YES / <input type="checkbox"/> / NO / <input type="checkbox"/> / (Please explain below)
Budget line item number(s):	

Ordinance requested as per Council.

ORIGINATOR'S RECOMMENDED ACTION:

Council approval

COMMITTEE ACTION TAKEN:

COUNCIL ACTION TAKEN:

8/9/94: Withdrawn - scheduled for hearing.
 9/13/94: Council adopted the ordinance. 7-0

SPONSORED BY: Consent

PROPOSED BY: Council

INTRODUCTION DATE: July 26, 1994

ORDINANCE NO. 94-050

1 AN ORDINANCE AMENDING ORDINANCE NO. 84-60 DATED JULY 5, 1984, AN
2 ORDINANCE IN THE MATTER OF GRANTING A NON-EXCLUSIVE FRANCHISE TO
3 NATION WIDE CABLEVISION, INC., FOR A PERIOD OF 10 YEARS PURSUANT TO
4 STATE LAW AND SECTION 9.30 OF THE WHATCOM COUNTY HOME RULE
5 CHARTER, TO OPERATE AND MAINTAIN A CABLE COMMUNICATION SYSTEM
6 WITHIN THE UNINCORPORATED AREAS OF WHATCOM COUNTY, FOR THE
7 PURPOSE OF EXTENDING TERM OF THE ORDINANCE FOR A PERIOD OF ONE
8 YEAR TO AUGUST 24, 1995.
9

10 WHEREAS, the Whatcom County Council did adopt Ordinance No. 84-60 on the 5th day of
11 July, 1984; and

12 WHEREAS, said ordinance granted a non-exclusive franchise to Nation Wide Cablevision,
13 Inc. for a period of ten years, and

14 WHEREAS, Nation Wide Cablevision, Inc., changed the name of the company to TCI
15 Cablevision of Washington, Inc. and continued to operate the same system under the existing
16 franchise, and

17 WHEREAS, the County Council has determined there is a need for a more extensive review
18 and examination of the terms of subject franchise with the possibility of broadening the scope
19 thereof, and an extension of the existing franchise is necessary.

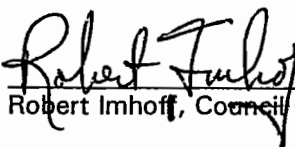
20 NOW, THEREFORE, BE IT ORDAINED that the Whatcom County Council hereby renews
21 Ordinance No. 84-60 and extends the term of Ordinance No. 84-60 for a period of one year (1) to
22 August 24, 1995, or until a new Franchise Agreement is entered into between the parties,
23 whichever shall first occur.

24 ADOPTED this 13th day of Sept., 1994.

25 ATTEST:
26

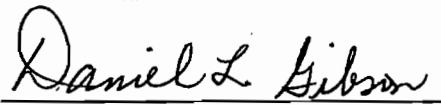
WHATCOM COUNTY COUNCIL
WHATCOM COUNTY, WASHINGTON

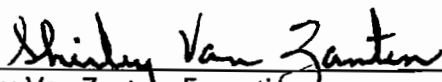
27 
28 Ramona Reeves, Council Clerk


Robert Imhoff, Council Chair

29 APPROVED AS TO FORM:

Approved Denied

30 
31 Daniel L. Gibson
32 Civil Deputy Prosecutor


Shirley Van Zanten, Executive
Date: 9-13-94

EXTENSION OF T.C.I. FRANCHISE TERM

THIS AGREEMENT is entered into as of October 26, 1994, by and between Whatcom County (Franchising Authority) and TCI Cablevision of Washington, Inc., (Grantee).

RECITALS

A. Grantee currently operates a cable television system within Whatcom County pursuant to Ordinance No. 84-60, dated August 25, 1984.

B. Whereas, Ordinance No. 84-60 expired on August 24, 1994.

AGREEMENT

The Franchising Authority and Grantee recognize the adoption of Ordinance No. 94-050 which authorizes the extension of the term of the franchise for a period of one (1) year to August 24, 1995 or until a new Franchise Agreement is entered into between the parties, whichever shall first occur.

The Franchising Authority and Grantee further agree to negotiate a franchise renewal in good faith in a manner as timely as possible. No section, paragraph, term or provision hereof shall delay the franchise renewal process.

APPROVED this 26 day of October, 1994.

David M. Reynolds
David M. Reynolds, Exec., VP/COO
TCI Cablevision of Washington, Inc.

APPROVED AS TO FORM:

Daniel L. Gibson
Daniel L. Gibson, Senior
Deputy Prosecuting Attorney

Date: October 12, 1994

RECEIVED
NOV 14 1994
WHATCOM COUNTY
COUNCIL