

CLEARANCES	Date	Date Received in Council Office	Agenda Date	Assigned To
Orig. Dept.:	9/17/98		9/29/98	Public Works/Council
Division Head:				
Dept. Head:				
Prosecutor:				
Budget:				
Executive:				

SUBJECT:

Resolution approving the change of control of the cable communications franchise

ATTACHMENTS

Resolution

SUMMARY STATEMENT:

Related County Contract #:	Should the Clerk schedule a hearing? (Y/N)	Requested Date:
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A resolution of Whatcom County approving the change of control of the cable communications franchise.

RECOMMENDED MOTION (for final action):

COUNCIL ACTION TAKEN:

1998 - 343 9/29/98: Approved 7-0 Res. #98-066

Related File Numbers:

Ordinance or Resolution Number (this item only):

RES. # 98-066

2 PROPOSED BY: Consent

3 SPONSORED BY: Consent

4 INTRODUCED: 9/29/98

5
6 RESOLUTION NO. 98-066

7 **APPROVING THE CHANGE OF CONTROL OF WHATCOM COUNTY'S**
8 **CABLE COMMUNICATIONS FRANCHISE**
9

10 WHEREAS, TCI Cablevision of Washington, Inc. ("Franchisee") is duly authorized to
11 operate and maintain a cable communications system in Whatcom County, Washington (the
12 "System") by Whatcom County Government ("Franchise Authority") pursuant to a franchise (the
13 "Franchise") granted by the Franchise Authority; and
14

15 WHEREAS, pursuant to the Agreement and Plan of Restructuring and Merger among AT&T
16 Corp. ("AT&T"), a newly formed wholly owned subsidiary of AT&T ("Merger Sub"), and Tele-
17 Communications, Inc., the parent of Franchisee ("TCI"), dated as of June 23, 1998 (the "Merger
18 Agreement"), Merger Sub will merge with and into TCI with TCI as the surviving corporation in the
19 merger, and as a result of the transactions contemplated by the Merger Agreement, TCI will become
20 a wholly owned subsidiary of AT&T (the "Transactions"); and
21

22 WHEREAS, Franchisee will continue to hold the Franchise after consummation of the
23 Transactions; and
24

25 WHEREAS, FCC Form 394 with respect to the Transactions has been filed with the
26 Franchise Authority; and
27

28 WHEREAS, the parties have requested consent by the Franchise Authority to the
29 Transactions.


1 NOW, THEREFORE, BE IT RESOLVED by the Whatcom County Council that the
2 Franchise Authority hereby consents to and approves the transactions to the extent that such consent
3 is required by the terms of the Franchise and applicable law.


4
5 BE IT FINALLY RESOLVED that this resolution shall be deemed effective in accordance
6 with applicable law.

7
8 APPROVED this 29 day of Sept., 1998.

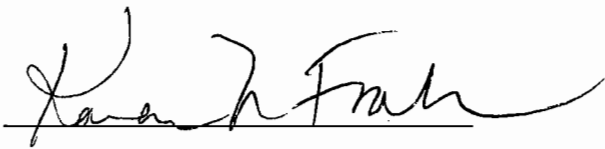
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10 WHATCOM COUNTY COUNCIL
11 WHATCOM COUNTY, WASHINGTON

11 ATTEST:

12
13 
14 Dana Brown-Davis, Clerk of the Council

15
16 
17 Robert Imhof, Council Chair

16 APPROVED AS TO FORM:

17
18 
19 Karen Frakes, Civil Deputy Prosecutor