

CITY OF COLUMBIA, ILLINOIS

ORDINANCE NO. 3139

**AN ORDINANCE AGREEING TO AMEND AND EXTEND THE
CURRENT NON-EXCLUSIVE CABLE SERVICE FRANCHISE OF
CHARTER COMMUNICATIONS ENTERTAINMENT I, LLC d/b/a
CHARTER COMMUNICATIONS, IN THE CITY OF COLUMBIA,
ILLINOIS UNTIL DECEMBER 31, 2015**

**Adopted by the
City Council
of the
City of Columbia, Illinois
this 3rd day of November 3, 2014**

**Published in pamphlet form by
authority of the City Council
of the City of Columbia,
Illinois, this 3rd day
of November, 2014.**

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NOV - 3 2014

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CURRENT NON-EXCLUSIVE CABLE SERVICE FRANCHISE OF
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City Clerk

WHEREAS, Charter Communications Entertainment I, LLC d/b/a Charter Communications (“Charter”) currently provides cable service in Columbia, Illinois (“City”) under a non-exclusive Franchise (the “Franchise”), granted to Charter by the City pursuant to the passage of Ordinance No. 2855 on March 7, 2011; and

WHEREAS, under Charter’s current Franchise with the City, expiration will occur on December 31, 2014; and

WHEREAS, on February 7, 2012, Charter provided the City with a timely franchise renewal letter pursuant to Section 626 of Title VI of the Communications Act of 1934, as amended (the “Cable Act”); and

WHEREAS, Charter and the City wish to extend the current Franchise as set forth herein; and

WHEREAS, Charter and the City continue to reserve all rights under the formal procedures of Section 626 of the Cable Act and do not waive any rights related thereto; and

WHEREAS, it is in the public interest to extend the current Franchise for an additional period of time so that cable service provided in the City by Charter to the public will not be interrupted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF COLUMBIA, ILLINOIS, AS FOLLOWS:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. The non-exclusive Franchise, granted to Charter by the City pursuant to the passage of Ordinance No. 2855 on March 7, 2011, shall be extended for one (1) year by amending Section 2.3 (“Term”) of the current Franchise so the expiration date is changed from December 31, 2014 to an amended expiration date of December 31, 2015.

Section 3. All other terms and provisions of the Franchise not changed hereby are to remain in full force and effect until the amended expiration date of December 31, 2015.

Section 4. The City and Charter continue to reserve all rights under the renewal procedures of Section 626 of the Cable Act (47 U.S.C. § 546) and do not waive any rights related thereto.

Section 5. The Franchise expiration date extension (until December 31, 2015) as granted to Charter by the City hereby, shall take effect only upon the execution by Charter of an unconditional "Acceptance of City of Columbia Cable Service Franchise Amendment and Expiration Date Extension" document, in the form attached hereto as EXHIBIT A, delivered to the City Clerk of the City of Columbia, Illinois, on or before **December 15, 2014**, which acceptance documentation shall be duly acknowledged before a Notary Public in good standing.

Section 6. This ordinance shall be in full force and effect following its passage and publication in pamphlet form, as provided by law.

Alderman Roessler moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Agne, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Mathews, Reis and Holtkamp.

NAYS: None.


ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 3rd day of November, 2014.


KEVIN B. HUTCHINSON, Mayor

ATTEST:


WESLEY J. HOEFKEN, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY

I, Wesley J. Hoeffken, hereby certify that I am the duly appointed and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City; and

I do further certify that City of Columbia, Illinois Ordinance No. 3139, entitled:

“AN ORDINANCE AGREEING TO AMEND AND EXTEND THE CURRENT NON-EXCLUSIVE CABLE SERVICE FRANCHISE OF CHARTER COMMUNICATIONS ENTERTAINMENT I, LLC d/b/a CHARTER COMMUNICATIONS, IN THE CITY OF COLUMBIA, ILLINOIS UNTIL DECEMBER 31, 2015”

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 3rd day of November, 2014.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 3rd day of November, 2014.


WESLEY J. HOEFFKEN, City Clerk

(SEAL)