

12/6/00, 12/8/00

135-O-00

AN ORDINANCE

**Granting an Extension of the Cable Franchise
To July 16, 2001**

WHEREAS, the City of Evanston has granted AT&T Broadband & Internet Services a non-exclusive Franchise to own, operate and maintain a Community Cable System within the City of Evanston; and

WHEREAS, pursuant to Ordinance 82-O-00 said Cable Franchise was extended to January 16, 2001 in order to allow negotiations for a Franchise renewal; and

WHEREAS, the City of Evanston and AT&T Broadband & Internet Services have begun negotiations for a new Franchise; and

WHEREAS, the City Council has created an Ad Hoc Cable Franchise Renewal Commission cable negotiating committee whose members have been appointed at the Council meeting of December 18, 2000.

WHEREAS, cable negotiations will not be completed prior to the January 16, expiration of the existing Franchise; and

WHEREAS, the City of Evanston has determined that AT&T Broadband & Internet Services should be permitted to continue to own, operate and maintain its Cable Communication System with the City of Evanston pursuant to terms of the existing Franchise; and

WHEREAS, the City of Evanston is a Home Rule Unit within the meaning of the Illinois Constitution of 1970; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EVANSTON, COOK COUNTY, ILLINOIS:

SECTION 1: There is hereby granted to AT&T Broadband & Internet Services an Extension of its non-exclusive Cable Franchise with the City of Evanston.

SECTION 2: That the Franchise Extension herein granted shall be for a period of six months through and including July 16, 2001 unless superseded by a new Franchise.

SECTION 3: That the Franchise Extension herein granted shall be subject to the terms and conditions of the current Franchise (as amended). The City Manager of the City of Evanston is hereby authorized to execute a Franchise Extension Agreement on behalf of the City. AT&T Broadband & Internet Services by its execution of said Franchise Extension Agreement shall be deemed to have accepted all the terms and conditions of the current Franchise (as amended) as required by this ordinance; except that the City of Evanston and AT&T Broadband & Internet Services preserve their respective rights under the Federal Cable Act as amended.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5: That this ordinance shall be in full force and effect from and after its passage, approval, and publication in the manner provided by law.

Introduced: December 18, 2000

Adopted: January 8, 2000

Approved:

January 11, 2000
Lorraine A. Norton
Mayor

ATTEST:

Mary P. Morris
City Clerk

Approved as to form:

[Signature]
Corporation Counsel

