

ORDINANCE NO. 86-17

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF RIDGECREST REPEALING CERTAIN
PROVISIONS OF THE RIDGECREST MUNICIPAL CODE
DEALING WITH CABLE TELEVISION FRANCHISES
ENACTING SUBSTITUTE PROVISIONS.

THE CITY COUNCIL FOR THE CITY OF RIDGECREST ORDAIN AS FOLLOWS:

SECTION 1. Purpose and Scope.

In 1973, the City adopted Ordinance No. 185 establishing a procedure for the granting of cable television franchises. By Ordinance No. 186, the City granted a cable television franchise to Ridgecrest Cablevision and by Ordinance No. 74-6 the City granted a cable television franchise to Pacific Master Systems, Inc. The franchise granted to Pacific Master Systems, Inc. has expired and is no longer effective. The franchise granted to Ridgecrest Cablevision, Inc. has been transferred to Boulder Ridge Cable TV, Inc.

This Ordinance formally repeals the grant of franchise to Pacific Master Systems, Inc. This Ordinance also modifies the franchise previously granted to Ridgecrest Cablevision, Inc. The revised Ordinance is not a part of the Municipal Code although it is issued under the authority of §15-1 of the Municipal Code.

SECTION 2. Grant of Franchise.

Pursuant to the provisions of §15-1 of the Ridgecrest Municipal Code, a franchise is hereby granted to Boulder Ridge Cable TV, Inc. (hereinafter "grantee") to construct, operate and maintain cable television system within the area described on Exhibit A, attached hereto and hereby incorporated by this reference.

SECTION 3. Term.

This franchise shall expire on June 17, 1993.

SECTION 4. Conditions.

Grantee shall comply with all the terms and conditions of the Ridgecrest Municipal Code and this Ordinance, including but not limited to the following:

- (a) Grantee shall charge its subscribers and users, the rates and charges approved by City Resolution No. 490, or any subsequent Resolution approved by the City Council.
- (b) Grantee shall pay to the City 3% of its gross subscribers revenues as specified in City Resolution N. 489 provided, however, grantee shall pay such additional or further sums as may be provided in the Ridgecrest Municipal Code if authorized by law of by Federal Communications Commission.
- (c) The cable television system described herein, shall be used and operated solely and exclusively for purposes expressly authorized by the Municipal Code and this Ordinance and for no other purpose.

SECTION 5. Acceptance

Grantee shall file its written acceptance of this franchise together with an agreement to be bound by all of the terms and conditions thereof and deliver to the City the bonds and insurance policies required to be furnished within 30 days after the effective date of this Ordinance. If grantee fails to provide such information and assurances within 30 days from the passage of this Ordinance, this Ordinance shall be void of no further force of effect.

SECTION 6. Section 15-2 of the Ridgecrest Municipal Code is hereby repealed.

SECTION 7. Section 15-3 of the Ridgecrest Municipal Code is hereby repealed.

SECTION 8. Except as provided herein, the Ridgecrest Municipal Code is hereby reaffirmed and readopted.

APPROVED AND ADOPTED this 21st day of May 1986, by the following vote:

AYES Mayor Mower, Councilmembers Pearson, Bergens, Corlett and Wiknich

NOES: None

ABSTAIN: None

ABSENT: None

Michael R. Mower

Michael R. Mower, Mayor

ATTEST:

Joyce M. Taft

Joyce M. Taft, City Clerk