

RESOLUTION NO. 735

A RESOLUTION EXTENDING THE TERM OF THE CABLE TELEVISION FRANCHISE GRANTED BY THE CITY OF STAYTON TO UVISION, LLC TO AND INCLUDING OCTOBER 6, 2004.

WHEREAS, in accordance with Stayton Municipal Code ("SMC") 4.04.030 and the authority granted by the Stayton City Council through Resolution 578, (adopted January 22, 1996), the City of Stayton ("City") entered into a five (5) year Cable Franchise Agreement ("Agreement") with SCS Communications and Security (dba North Santiam Communications)("NSC") beginning Feb. 17, 1996;

WHEREAS, the five (5) year term of said Agreement expired on or about February 16, 2001;

WHEREAS, by Resolution No. 683, on January 16, 2001, the City consented to the transfer/assignment of the cable franchise to Uvision, LLC ("Uvision");

WHEREAS, by Resolution No. 684, and subsequent resolutions, including Resolution No. 732, the term of the franchise was extended and will expire on April 6, 2004;

WHEREAS, City and Uvision both desire to have reasonable and additional time to develop a successor franchise, and that additional time for such purpose is appropriate; and,

WHEREAS, all other provisions, terms and agreements of said Agreement shall remain the same, together with the terms and conditions set forth in Resolution No. 683, and as extended by subsequent resolutions, including Resolution No. 732.


NOW, THEREFORE,

BE IT RESOLVED that the duration and term of the Cable Franchise Agreement between Uvision LLC and the City of Stayton, (referred to in Section 16 of the February 17, 1996 Agreement) is and shall be extended from April 6, 2004 through and including October 6, 2004; and,

BE IT FURTHER RESOLVED that, except as to the extension of the duration and term of said Cable Franchise Agreement described herein, all other provisions, terms and agreements of said Agreement shall remain the same, together with the terms and conditions set forth in Resolution No. 683, and as previously extended by subsequent resolutions, including Resolution No. 732.

This Resolution shall become effective upon its adoption by the Stayton City Council.

ADOPTED BY THE STAYTON CITY COUNCIL this 15th day of March, 2004.

Signed: 3/16, 2004 By: CITY OF STAYTON

Pat Hearn, Council President

Signed: 3/16, 2004 ATTEST: Chris Childs
Chris Childs, City Administrator

APPROVED AS TO FORM:


David A. Rhoten, City Attorney