

ORIGINAL

RESOLUTION NO. 746

A RESOLUTION EXTENDING THE TERM OF THE CABLE TELEVISION FRANCHISE GRANTED BY THE CITY OF STAYTON TO UVISION, LLC TO AND INCLUDING APRIL 6, 2005.

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. 735, the term of the franchise was extended and will expire on October 6, 2004;

WHEREAS, City and Uvision both desire to have reasonable and additional time to finalize 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. 735.

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 October 6, 2004 through and including April 6, 2005; 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. 735.


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

ADOPTED BY THE STAYTON CITY COUNCIL this 4th day of October, 2004.

CITY OF STAYTON

Signed: 10/19, 2004

By:



Gerry Aboud, Mayor

Signed: 10/20, 2004

ATTEST:


Chris Childs, City Administrator

APPROVED AS TO FORM:


David A. Rhoten, City Attorney