Passed: 5-0
Young, Banach, Cole, Service absent

ORDINANCE 99-34

TO APPROVE THE RENEWAL OF A CABLE FRANCHISE AGREEMENT WITH INSIGHT OF INDIANA, LLC

WHEREAS, the City of Bloomington and Insight Communications of Indiana, LLC have negotiated a renewal of a franchise agreement; and

WHEREAS, the renewal agreement has been reviewed at three public meetings by the City of Bloomington Telecommunications Council, and the City and Insight have agreed to certain changes in the agreement based on public comment; and

WHEREAS, the Telecommunications Council voted on October 5, 1999 to forward the revised franchise renewal agreement to the Board of Public Works, with a recommendation of approval; and

WHEREAS, the Board of Public Works adopted Resolution 99-41 at its October 12, 1999 meeting, forwarding the revised franchise renewal agreement to the Common Council with a favorable recommendation;

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY INDIANA THAT:

SECTION 1. The revised franchise renewal agreement between Insight Communications of Indiana, LLC and the City of Bloomington, which was approved by both the Telecommunications Council and the Board of Public Works, and which is attached to and made a part of this ordinance, is hereby approved by the Common Council.

SECTION 2. The Board of Public Works is authorized to execute the franchise renewal agreement at its next public meeting.

SECTION 3. If any sections, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 3rd day of November, 1999.

Timothy Mayer
TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4th day of November, 1999.

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of November, 1999.

JOHN FERNANDEZ, Mayor
City of Bloomington

SYNOPSIS

This ordinance approves a franchise renewal agreement between the City of Bloomington and Insight of Indiana, LLC and authorizes the Board of Pubic Works to execute the agreement at their next meeting. The agreement has been reviewed by the Telecommunications Council (TCC) which, after public hearing, recommended certain changes and additions. A revised agreement was again reviewed by the TCC, which forwarded the document with a positive recommendation to the Board of Public Works. On October 13, 1999 the Board of Public Works voted to forward the revised agreement to the Common Council, with a recommendation of approval.

Signed copies to:
Public Works
Legal Dept.
TCC
Legal Dept
Clerk's File
CA/CA
Insight of Indiana