

CITY OF ELYSIAN, MINNESOTA
ORDINANCE NO. 46/03

**AN ORDINANCE AMENDING THE CABLE TELEVISION FRANCHISE
ESTABLISHED BY ORDINANCE 510, TO EXTEND THE TERM:**

WHEREAS, the CITY of ELYSIAN, State of MINNESOTA, (the Franchising Authority) duly and lawfully enacted Ordinance No. 46/03, (the "Franchise"), granting a non exclusive franchise to operate and maintain a cable communications system ("cable system") within its boundaries; and

WHEREAS, US Cable of Coastal-Texas, L.P. (US Cable), is the current franchisee ("Franchisee"); and

WHEREAS, the Franchise is validly existing, legally enforceable and in full force and effect and without default thereunder; and

WHEREAS, the Franchise will expire on January 22, 2003; and

WHEREAS, US Cable is requesting a fifteen (15) year extension of the Franchise term, and the Franchising Authority has consented to this extension.

NOW, THEREFORE, BE IT ORDAINED:

Section 1. The Franchise is hereby amended to extend the term of the Franchise for a period of fifteen (15) years from its current expiration date of January 22, 2003. The new expiration date is January 22, 2018.

Section 2. The Franchising Authority hereby confirms: (a) that the Franchise was duly enacted and properly granted, in accordance with state and local laws and is validly existing, legally enforceable and in full force and effect and without default thereunder; and (b) that US Cable is the holder of the right, title and interest thereunder.

Section 3. The Franchising Authority approves the assignment, mortgage, pledge or other encumbrance of the assets of US Cable, including the Franchise and the system covered thereby, as collateral for any loan to or financing of US Cable.

Section 4. Except as modified herein, all other terms, conditions, provisions and requirements of the Agreement shall remain in full force and effect.

Section 5. This Ordinance shall be effective upon its passage and publication in accordance with law.

PASSED, ADOPTED AND APPROVED this 13th. day of January 2003

City of Elysiان
OF Elysiان

ATTEST:

By: Mick Egan

Its: Mayor/Council President

Patricia Kuslow