

ORDINANCE NO. 79-12

AN ORDINANCE TO AMEND ORDINANCE 79-2, AN ORDINANCE GRANTING A NON-EXCLUSIVE CABLE TELEVISION FRANCHISE.

WHEREAS, the Village of Chatham has heretofore, on _____, 1979, enacted Ordinance 79-2, being "An Ordinance granting a non-exclusive cable television franchise"; and

WHEREAS, the said Ordinance contains a typographical error in Sections 2 and 3 regarding the name of the franchisee; and

WHEREAS, it is necessary to correct the typographical error.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Chatham, Sangamon County, Illinois, as follows:

Section 1. Sections 2 and 3 of Ordinance 79-2 are amended to read as follows:

Section 2. DEFINITIONS. For the purpose of this Ordinance the following terms, phrases, words and their derivations shall have the meaning given here. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular number, and words in the singular number, include the plural number. The word "shall" is always mandatory and not merely directory.

(1) "Village" is the Village of Chatham in the State of Illinois.

(2) "Company" is the grantee of rights under this Ordinance awarding a franchise and is known as Consolidated Midwest Cable T.V., Inc.

(3) "Person" is any person, firm, partnership, association, corporation, company or organization of any kind.

(4) "Resident" is any person whose place of abode or business is located within the corporate limits of the Village of Chatham.

(5) "System" shall mean the entire cable distribution installation located in the Village of Chatham.

(6) "Basic Cable Service" shall mean the primary service transmitted on the cable system and shall include and not necessarily be limited to those signals from any FCC licensed television station, the wire service of one national news service, and local weather information as supplied by local weather sensors and/or the National Oceanic & Atmospheric Administration.

(7) "Ancillary Service(s)" shall mean any other signals transmitted on the system which the Company offers for consumption by the subscribers. The Company shall have the right to sell the ancillary service(s) at a monthly charge which is in addition to the charge for Basic Cable Service.

Section 3. GRANT OF AUTHORITY. In consideration of the faithful performance and observance of the conditions and reservations herein specified, Consolidated Midwest Cable T.V., Inc., a corporation, herein after referred to as the Company, its successors and assigns, is hereby granted the non-exclusive right to erect, maintain and operate television transmissions and distribution facilities and additions thereto (and other electronic facilities) in, under, over, along, across and upon the streets, avenues, sidewalks, alleys and other public places in the Village of Chatham, and subsequent additions to said Village, including easements for sewers owned by the Village for the purpose of transmission and distribution of television and radio programs, and various communications and other electronic services, in accordance with the laws and regulations of the United States of America, the State of Illinois, and this Ordinance, for the period

of Fifteen (15) years from and after the effective date
of this Ordinance, unless sooner terminated as herein provided.

Passed: April 10, 1979.

Approved: April 10, 1979.



President, Village of Chatham

Attest:



Village Clerk