

AN ORDINANCE AMENDING SECTION 12
(SERVICES TO BE PROVIDED BY GRANTEE)
OF THE CATV FRANCHISE ORDINANCE
(NO. 7273-68) AS AMENDED

WHEREAS, in order to optimally promote the development of cable television in the Cities of Champaign and Urbana, Illinois, it is the desire of both Cities to enact identical Ordinances which grant Champaign-Urbana Communications, Inc. the franchise to construct, maintain and operate a CATV System to serve both Cities. By enacting identical Ordinances, both Cities seek to insure ease of oversight by their Joint Commission on CATV; and

WHEREAS, subsection (5)(e) of Section 12, entitled "Services to be Provided by Grantee", of the Urbana CATV Franchise Ordinance (No. 7273-68, as amended), requires the Grantee to provide Chicago independent television station WSNS (Channel 44); and

WHEREAS, Chicago independent television station WSNS (Channel 44) has converted to subscription service only and is no longer available to be provided on the CATV System; and

WHEREAS, the Champaign-Urbana Joint CATV Commission has thoroughly reviewed this situation, considered several possible alternatives, and unanimously recommended that the Champaign and Urbana CATV Franchise Ordinances both be amended by substituting Atlanta independent television station WTBS (Channel 17) for Chicago independent television station WSNS (Channel 44); and

WHEREAS, as required by Section 27, of Ordinance No. 7273-68, as amended, a public hearing was conducted concerning this amendment during the CATV Commission meetings on September 17, 1980, and October 15, 1980; and

WHEREAS, the Council accepts and approves as in the best interest of the City the amendment recommended by the Champaign-Urbana Joint CATV Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

1. That Ordinance No. 7273-68, "An Ordinance Establishing the Conditions for Awarding, to Champaign-Urbana Communications, Inc., a Fifteen (15) Year Non-Exclusive Franchise to Construct,

Operate and Maintain a Community Antenna Television System Within the City of Urbana, Illinois; Setting Forth Conditions Accompanying the Granting of Said Franchise; Providing for City Regulation and Use of the Community Antenna Television System; Prescribing Penalties for Violation of the Provisions Hereof; and Providing for Payment to the City for the Privilege of Said Franchise", passed by the Council on February 19, 1973, and approved by the Mayor on February 27, 1973, as amended, be and is hereby further amended as follows:

a. That subsection (5) of Section 12, entitled "Services to be Provided by Grantee", be and it is hereby amended to read as follows:

"(5) Said cable system shall provide as a minimum the following commercial television stations:

- (a) WCIA-TV, Channel 3 (CBS), Champaign, Illinois
- (b) WICD-TV, Channel 15 (NBC), Champaign, Illinois
- (c) WAND-TV, Channel 17 (ABC), Decatur, Illinois
- (d) WGN-TV, Channel 9 (Independent), Chicago, Illinois
- (e) WTBS-TV, Channel 17 (Independent), Atlanta, Georgia

2. That all Ordinances or parts thereof in conflict or inconsistent with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

3. That the Ordinance shall become effective ten (10) days after its passage and publication as required by law.

4. That the City Clerk be and is hereby directed to provide a certified copy of this Ordinance to the Secretary of the Champaign-Urbana Joint CATV Commission.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 16th day of April, 1981.

PASSED by the City Council this 6th day of

April, 1981.

Ruth S. Brookens
Ruth S. Brookens, City Clerk

APPROVED by the Mayor this 8th day of April,

1981.

Jeffrey T. Markland
Jeffrey T. Markland, Mayor

CERTIFICATE OF PUBLICATION

I, Ruth S. Brookens, City Clerk, City of Urbana, Illinois,
do herewith certify that I caused the above Ordinance to be duly
published in the Champaign-Urbana News-Gazette on the 16th day of
April, 1981, and a Certificate of Publication is
attached hereto.

Ruth S. Brookens
Ruth S. Brookens

to promote the development of cable television in the Cities of Champaign and Urbana, Illinois. It is the desire of both Cities to enact identical Ordinances which grant Champaign - Urbana Communications, Inc. the franchise to construct, maintain and operate a CATV System to serve both Cities. By enacting identical Ordinances, both Cities seek to insure ease of oversight by their Joint Commission on CATV; and

WHEREAS, subsection (5) (e) of Section 12, entitled "Services to be Provided by Grantee", of the Urbana CATV Franchise Ordinance (No. 7273-68, as amended), requires the Grantee to provide Chicago Independent television station WSNS (Channel 44); and

WHEREAS, Chicago Independent television station WSNS (Channel 44) has converted to subscription service only and is no longer available to be provided on the CATV System; and

WHEREAS, the Champaign-Urbana Joint CATV Commission has thoroughly reviewed this situation, considered several possible alternatives, and unanimously recommended that the Champaign and Urbana CATV Franchise Ordinances both be amended by substituting Atlanta Independent television station WTBS (Channel 17) for Chicago Independent television station WSNS (Channel 44); and

WHEREAS, as required by Section 27, or Ordinance No. 7273-68, as amended, a public hearing was conducted concerning this amendment during the CATV Commission meetings on September 17, 1980, and October 15, 1980; and

WHEREAS, the Council accepts and approves as in the best interest of the City the amendment recommended by the Champaign - Urbana Joint CATV Commission.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

1. That Ordinance No. 7273-68, "An Ordinance Establishing the Conditions for Awarding, to Champaign - Urbana Communications, Inc., a Fifteen (15) Year Non-Exclusive Franchise to Construct, Operate and Maintain a Community Antenna Television System Within the City of Urbana, Illinois; Setting Forth Conditions Accompanying the Granting of Said Franchise; Providing for City Regulations and Use of the Community Antenna Television System; Prescribing Penalties for Violation of the Provisions Hereof; and Providing for Payment to the City for the Privilege of Said Franchise", passed by the Council on February 19, 1973, and approved by the Mayor on February 27, 1973, as amended, be and is hereby further amended as follows:

a That subsection (5) of Section 12, entitled "Services to be Provided by Grantee", be and it is hereby amended to read as follows:

"(5) Said cable system shall provide as a minimum the following commercial television stations:

(a) WCIA-TV, Channel 3 (CBS), Champaign, Illinois

(b) WICD-TV, Channel 15 (NBC), Champaign, Illinois

(c) WAND-TV, Channel 17 (ABC), Decatur, Illinois

(d) WGN-TV, Channel 9 (Independent), Chicago, Illinois

(e) WTBS-TV, Channel 17 (Independent), Atlanta, Georgia

2. That all Ordinances or parts thereof in conflict or inconsistent with the provisions of this Ordinance are, to the extent of such conflict, hereby repealed.

3. That the Ordinance shall become effective ten (10) days after its passage and publication as required by law.

4. That the City Clerk be and is hereby directed to provide a certified copy of this Ordinance to the Secretary of the Champaign - Urbana Joint CATV Commission.

This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the City Council of the City of Urbana, Illinois, at a regular meeting of said Council on the 6th day of April, 1981.

PASSED by the City Council this 6th day of April, 1981.

Ruth S. Brookens,
City Clerk

APPROVED by the Mayor this 8th day of April, 1981.

CERTIFICATE OF PUBLICATION IN The News-Gazette

CITY OF URBANA, ILL.
RECEIVED

APR 20 1981

CITY CLERK'S OFFICE

The undersigned, M. J. Duce, THE CHAMPAIGN NEWS-GAZETTE, INCORPORATED, by its controller, does hereby

certify that said Corporation is the publisher of The News-Gazette and that the same is a daily secular newspaper of general circulation published in Champaign, Champaign County, Illinois, and which said newspaper had been regularly published for more than six months prior to the first publication of the annexed notice; said publisher further certifies that the annexed notice was published once each week for _____ consecutive weeks in said newspaper, namely on the following dates: _____

April 16, A. D. 19 81

_____, A. D. 19 _____

_____, A. D. 19 _____

_____, A. D. 19 _____

_____, A. D. 19 _____

Said publisher further certifies that the date of the first paper containing the said notice was on the first date hereinabove set forth, and that the date of the last paper containing the said notice was on the last date hereinabove set forth.

The Champaign News-Gazette, Incorporated

By _____

Controller

PUBLISHER OF THE NEWS-GAZETTE

Publisher's fee \$ 50.40