

ORDINANCE NO. 98-14

AN ORDINANCE EXTENDING THE CABLE TELEVISION FRANCHISE  
BY AND BETWEEN THE COUNTY OF LA PORTE AND  
COMMUNICATIONS SERVICES, INC., AN INDIRECT SUBSIDIARY OF  
TELE-COMMUNICATIONS INC.

WHEREAS, on October 24, 1983, the County of LaPorte, enacted Ordinance No. 83-8 granting to Lakeshore Cablevision a franchise to own and operate a cable television system in the County of LaPorte, Indiana; and

WHEREAS, LaPorte County Ordinance 83-8 incorporates and modifies the City of LaPorte, Indiana Ordinance 1690 by reference; and

WHEREAS, on May 23, 1988 the County of LaPorte approved the transfer of ownership of the franchise from Lakeshore Communications to Prime Cable Income Partners, L.P. as set forth in Ordinance No. 88-11; and

WHEREAS, on October 26, 1992, the County of LaPorte approved the transfer of ownership from Prime Cable Income Partners, L.P. to Tar River Communications, Inc. as set forth in Ordinance 92-10; and

WHEREAS, the County passed Resolution No. 95-5 consenting to the transfer of control of Tar River Communications Inc. from the shareholders of Multimedia Inc. to Gannett Co. Inc.; and

WHEREAS, the City of LaPorte, Indiana on March 16, 1998 modified and extended the franchise with Tar River Communications for an additional ten years; and

WHEREAS, on May 19, 1998 the County passed Resolution No. 98-5 approved the transfer of ownership from Tar River Communications, Inc. to Communications Services, Inc., an indirect subsidiary of Tele-Communications Inc.;

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the County of LaPorte, Indiana, as follows:

Section I. Communications Services, Inc. is hereby granted an extension of its franchise granted under the provisions of Ordinance No. 83-8 for an additional term of ten years, beginning October 24, 1998.

Section II. Except as modified herein, all the terms of Ordinance No. 83-8 are incorporated in the franchise extension granted by this ordinance.

Section III. Section VI of LaPorte County Ordinance No 83-8 is hereby amended to read as follow:

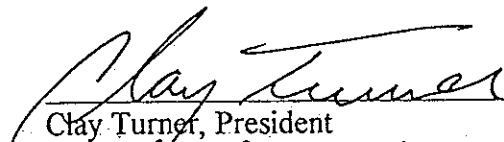
In consideration of the granting of this franchise, the franchisee shall pay to the County of LaPorte, a franchise fee of five percent (5%) of the annual gross revenues received from its customers in LaPorte County, outside the City Limits, for all services provided within the franchised area described herein.

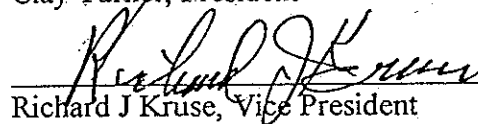
Section IV. Other than as modified by this ordinance and LaPorte County Ordinance No. 83-8, the provisions of the City of LaPorte Ordinance No.1690 and the associated Ordinance No. 1753 as amended by the City of LaPorte, Indiana, Common Council on March 16, 1998 are incorporated herein by reference.

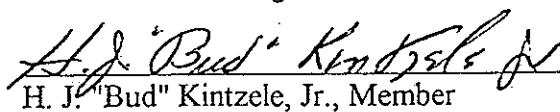
Section V. This ordinance shall be in full force and effect upon its passage and approval by the Commissioners of the County of LaPorte, Indiana.


PASSED, ADOPTED AND APPROVED By the Commissioners of the County of LaPorte, Indiana this 22 day of Sept., 1998.

LAPORTE COUNTY BOARD OF COMMISSIONERS

  
Clay Turner, President

  
Richard J Kruse, Vice President

  
H. J. "Bud" Kintzele, Jr., Member

ATTEST:   
Kenneth E. Layton, Auditor