

CHAPTER 113

CABLE TELEVISION FRANCHISE

113.01 Franchise Granted

113.02 Sale or Assignment

113.01 FRANCHISE GRANTED. A nonexclusive right is hereby granted to MCC Iowa LLC, d/b/a Mediacom (hereinafter "Grantee"), its successors and assigns, to establish, construct, operate, maintain, repair, replace, renew, reconstruct, and remove a cable television system across public property in the City limits for a term of twenty-five (23) years or until May 1, 2019, in accordance with the laws and regulations of the United States of America and the State of Iowa and the ordinances and regulations of the City, including the nonexclusive right, privilege and authority:

1. To sell and supply audio and video communication service to persons within the City;
2. To use public property within the City;
3. To engage in such further activities within the City as may now or hereafter be consistent with the generally accepted principles and applicable to the operation of a cable television system.

113.02 SALE OR ASSIGNMENT. The Grantee shall not assign or transfer any right granted under this chapter to any other person, company, or corporation without the prior consent of the Council, which consent shall not be unreasonably withheld, provided that the Grantee shall have the right to assign the franchise to a corporation wholly owned by the Grantee or to a limited partnership of which the Grantee or other wholly owned subsidiary or Heritage Communications, Inc. is a general partner without prior consent of the City.

EDITOR'S NOTE

Ordinance No. 492 adopting a cable television franchise for the City was passed and adopted on May 11, 2004.