

CITY OF BELLEVUE
RESOLUTION 2015-03-01

**A RESOLUTION GRANTING A FRANCHISE FOR THE
OPERATION OF A CABLE TELEVISION SYSTEM WITHIN
THE CONFINES OF THE CITY OF BELLEVUE TO INSIGHT
KENTUCKY PARTNERS II, L.P.**

WHEREAS, the City is a member of the Campbell County Cable Board (“Board”) and is a signatory to the Interlocal Cooperation Agreement forming the Board, pursuant to the Interlocal Corporation Act of Kentucky (KRS §65.210 et seq.) (“Member Local Government”).

WHEREAS, pursuant to its powers under Sections 163 and 164 of the Kentucky Constitution, each Member Local Government may create franchises for cable television systems; and

WHEREAS, on behalf of each Member Local Government, the Board advertised for bids for said cable television franchise; and

WHEREAS, Insight Kentucky Partners II, L.P. (“Insight”) submitted a bid pursuant to the advertisement issued by the Campbell County Cable Board; and

WHEREAS, the Board (i) has reviewed and identified for and on behalf of each Member Local Government, (i) the future cable-related community needs and interests of each Member Local Government and their respective citizens, (ii) has considered the financial, technical and legal qualifications of Insight, and (iii) has determined whether Insight’s plans for constructing, operating and maintaining its Cable Television System (as such term is defined in the Franchise Agreement) are adequate; and

WHEREAS, the Board, for and on behalf of each Member Local Government, has determined that Insight has the legal, financial and technical ability to effectuate its franchise proposal; and

WHEREAS, the City, relying upon the recommendation of the Board to adopt the Franchise Agreement and to grant and issue a non-exclusive franchise to Insight, has determined that Insight's proposal, as set forth in the Franchise Agreement, meets the cable television related community needs and interests of each Member Local Government;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF BELLEVUE:

SECTION 1

That Insight is hereby accepted and approved for a non-exclusive franchise for the operation of cable television system within the confines of the City of Bellevue based upon and subject to the terms, specifications, restrictions and obligations set forth in the Franchise Agreement submitted by Insight which is attached hereto as Exhibit "A".

SECTION 2

The Mayor of the City/County of Bellevue is hereby authorized to sign the Franchise Agreement.

SECTION 3

That the statements set forth in the Preamble to this Resolution are hereby incorporated in this Resolution by reference, the same as if set forth at length herein.

SECTION 4

That if any section, sentence, clause or phrase of this Resolution is held to be unconstitutional or otherwise invalid, such infirmity shall not affect the validity of the remainder of the Resolution.

SECTION 5

That this Resolution shall be effective on the date of its passage.

ADOPTED: March 11, 2015

Approved:

Mayor Edward Riehl

Attest:

City Clerk Mary H. Scott