

ORDINANCE #65402
Board Bill No. 270

An ordinance relating to cable television; recommended by the Board of Public Service; amending Ordinance 59197, as amended by Ordinances 64436, 64770, 64911, 65093, 65186, 65283 and 65314 extending the expiration date of the term of the cable television franchises granted by Ordinance 59197 for certain areas in the City from October 31, 2001, until the earlier of December 31, 2001, or the effective date of a renewal franchise, and extending the deadline for response to the Request for Renewal Proposal for Cable Television Franchise previously issued pursuant to Ordinance 64882 until December 31, 2001, unless a renewal franchise issued shall be effective on or prior to March 31, 2002, in which event no such response shall be required.

BE ORDAINED BY THE CITY OF ST. LOUIS, AS FOLLOWS:

SECTION ONE. Ordinance 59197, as amended by Ordinances 64436, 64770, 64911, 65093, 65186, 65283 and 65314 is hereby amended by adding one new section thereto, to read as follows:

Section Forty-Three. Notwithstanding the provisions of any ordinance to the contrary, including but not limited to Section 5 of Ordinance 59197 (Section 8.29A.050E), City Code, Ordinance 64436, Ordinance 64770, Ordinance 64911, Ordinance 65093, Ordinance 65186, Ordinance 65283, Ordinance 65314 and Ordinance 59197, the cable television franchises awarded to STL Cablevision Partners and St. Louis City Communications Company, shall expire on the earlier of March 31, 2002 or the effective date of a renewal franchise if an Acceptance of this ordinance in the form hereinafter set out is executed. The agreement of the franchise holder to the cable television franchise extensions provided for in this section shall be evidenced by its execution of an Acceptance, in substantially the following form, with such changes as may be approved by the City Counselor:

Acceptance

Charter Communications Entertainment I, LLC, a _____, hereby accepts the extension provided for by St. Louis City Ordinance _____ (BB# _____) from December 31, 2001 to the earlier of March 31, 2002 or the effective date of a renewal franchise, of the expiration date of the cable television franchises awarded to STL Cablevision Partners and St. Louis City Communications, Inc. by Ordinance 59197, which franchises were subsequently transferred to St. Louis TeleCommunications, Inc. under St. Louis City Ordinance 61093. Charter Communications Entertainment I, LLC agrees and acknowledges that such extension shall not be deemed to be a renewal of such cable television franchises.

Charter Communications Entertainment I, LLC

BY: _____

Date: _____

SECTION TWO. The franchise expiration date extensions provided for by this Ordinance shall not expand or limit the rights of either party, create new rights or obligations that would not have existed without the extension, or adversely affect either party's rights in any renewal proceeding. By way of example, and not limitation, the extension does not require the company to make any request for renewal or render any request made previously void, nor can it result in the City's being required to recommence renewal proceedings.

SECTION THREE. The deadline for response to that certain Request for Renewal Proposal for Cable Television Franchise, dated January 28, 2000, issued pursuant to Ordinance 64882, and thereafter extended by Ordinances 64992, 65029, 65088, 65186, 65283 and 65314 is hereby further extended from 5:00 PM on October 31, 2001 until 5:00 PM on March 31, 2002, unless a renewal franchise shall be effective on or prior to March 31, 2002, in which event no such response shall be required.

Approved: January 3, 2002