

RESOLUTION NO. 4-81

TO THE CHAIRMAN AND BOARD OF THE TOWN OF FARMINGTON:

I introduce the following Resolution and move its adoption:

WHEREAS, Total TV of Waupaca, Inc., a Corporation duly organized and existing under and by virtue of the laws of the State of Wisconsin, with principal office at 208 S. Main Street, Waupaca, Wisconsin, has presented to the Town of Farmington its cable TV proposal dated April 6, 1981, and that said corporation has requested from the Town of Farmington a Franchise for a period of 15 years to install and operate a cable TV system within the limits of the Town of Farmington in accordance with the conditions and provisions of City of Waupaca Ordinances Nos. 11-77 and 2A-78; (Note: For the purpose of this Resolution and all subsequent purposes, the City of Waupaca ordinances shall be amended to read, wherever appearing, as follows: "Town of Farmington or Town" instead of "City of Waupaca or City", "Town Board" instead of "City Council." Also, delete all reference to any "franchise payment," the sole consideration for the agreement between the parties being the fixed percentage of revenues. Finally, amend Section 10(5) to read: That Grantee shall extend the cable system so as to provide full service to all residents within the Town limits where there exists the minimum housing density of fifty (50) homes per linear mile of cable plant required to serve said area;) and

WHEREAS, the Board of the Town of Farmington has had an opportunity to study and review the proposal referred to foregoing, and believes that it would be in the best interests of the Town of Farmington and its citizens to grant a Cable Television Franchise to Total TV of Waupaca, Inc., such Franchise to provide that upon acceptance of such Franchise, Total TV of Waupaca, Inc. agrees to install, operate and maintain Cable TV within the limits of the Town of Farmington in strict conformity to the conditions and provisions of said ordinances Nos. 11-77 and 2-78 of the City of Waupaca;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Town of Farmington hereby grants to Total TV of Waupaca, Inc., a Cable TV Franchise for a period of 15 years from the date hereof, to install, maintain and operate a cable TV system within the limits of the Town of Farmington in conformity with the provisions of all ordinances applicable of the Town of Farmington and the Franchise of the Town of Farmington of which a copy of such Franchise Agreement is attached hereto and made a part hereof; and

BE IT HEREBY FURTHER RESOLVED, that the President and Clerk are hereby authorized and directed to sign and deliver to Total TV of Waupaca, Inc. such Franchise Agreement upon said Corporation furnishing satisfactory proof of the insurance coverage and filings as called for in the Ordinances of the Town of Farmington.

Ed Johnson
Erving Peterson

Town Board Member

Approved: April 6, 1981.

W. Paul Jensen

Chairman

Adopted April 6, 1981

Approved April 6, 1981

Attest:

Lucille Lawrence

Town Clerk