

RESOLUTION NO. 19-05

**A RESOLUTION SETTING A TITLE AND SUBMITTING TO THE ELECTORATE ON
APRIL 5, 2005 A MEASURE TO GRANT A CABLE TV FRANCHISE AGREEMENT
WITH BRESNAN COMMUNICATIONS, LLC.**

RECITALS.

The City Charter, Article XIV, Franchises and Public Utilities, §105, Franchise Granted Upon Vote, provides “No franchise relating to any street, alley or public place of the said city shall be granted except upon the vote of the registered electors...”

The City Charter, Article XVI, Direct Legislation by the People, § 137, Reference by the Council, provides “The council may, of its own motion, submit to the electoral vote for adoption or rejection at a general or special municipal election, any proposed ordinance or measure...”

The City Council, on January 5, 2005, directed staff to place the proposed ordinance concerning the granting of a cable TV franchise on the regular municipal election scheduled for April 5, 2005.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION THAT THE FOLLOWING QUESTION BE PLACED ON THE APRIL 5, 2005 BALLOT:

CITY OF GRAND JUNCTION REFERRED MEASURE A

Shall the City of Grand Junction grant a franchise to Bresnan Communications, LLC by People’s Ordinance No. 36, the title to which shall read:

An ordinance granting a franchise by the City of Grand Junction to Bresnan Communications Limited Liability Company, its successors and assigns, for the right to furnish, sell and distribute cable television services to the citizens residing within the city of Grand Junction and to all persons, businesses and industry within the city and the right to acquire, construct, install, locate, maintain, operate and extend into, within and through said city all facilities reasonably necessary to furnish cable television services and the right to make reasonable use of all streets and other public places and easements as may be necessary; and fixing the terms and conditions thereof.

FOR THE ORDINANCE

AGAINST THE ORDINANCE

Adopted this 2nd day of February, 2005.

/s/: Bruce Hill
President of the Council

ATTEST:

/s/: Stephanie Tuin
City Clerk