

ORDINANCE NO. 515

AN ORDINANCE GRANTING CONSENT TO THE ASSIGNMENT OF A CERTAIN POLE ATTACHMENT AGREEMENT FROM FALCON CABLEVISION TO CARSON COMMUNICATIONS, L.L.C.

WHEREAS, Falcon Cablevision, a California limited partnership, is the Licensee (as successor to St. Joseph Cable Communications, Inc.) under a certain Pole Attachment agreement date August 18, 1981, and the City of Wathena is Licensor; and,

WHEREAS, said Pole Attachment Agreement pertains to the operation of a cable television system within the City limits of Wathena by Falcon Cablevision; and,

WHEREAS, Falcon Cablevision has agreed to sell the system to Carson Communications, L.L.C., a Kansas limited liability company, subject to the City's approval of the assignment of the Pole Attachment Agreement; and,

WHEREAS, the consent of the City to such assignment is needed prior to the assignment as provided for in the Pole Attachment Agreement and the City's consent to this assignment has been requested.

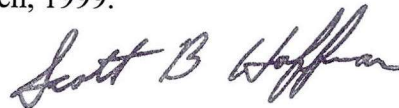
BE IT ORDAINED BY THE CITY COUNCIL AS FOLLOWS:

Section 1. The City of Wathena hereby grants its consent, as requested, for the assignment of the Pole Attachment Agreement described herein from Falcon Cablevision, a California limited partnership to Carson Communications, L.L.C., a Kansas limited liability company.

Section 2. This consent is subject to Carson Communications, L.L.C. accepting in writing the terms of said Pole Attachment Agreement and agreeing to perform all conditions thereof relating to said agreement.

Section 3. This Ordinance shall be in full force and effect from and after its passage by the City Council.

Passed this 16th day of March, 1999.



Scott Hoffman, Mayor

ATTEST:



City Clerk, Karen Gilland