

ORDINANCE NUMBER 05 - 29

ORDINANCE AUTHORIZING THE EXTENSION OF THE TERM OF THE CABLE TELEVISION FRANCHISE AGREEMENT WITH COMCAST OF NORTHERN ILLINOIS, INC.

WHEREAS, the Village of East Dundee, an Illinois municipal corporation located in Kane County, Illinois granted a cable television franchise to United Cable Television Corporation of Northern Illinois which expires December 31, 2005; and

WHEREAS, said franchise was subsequently transferred to Comcast of Northern Illinois, Inc. ("Comcast"); and

WHEREAS, the terms and conditions of such cable television franchise are contained in that certain Cable Television Franchise Agreement between the Village of East Dundee and United Cable Television Corporation of Northern Illinois (the "Agreement"); and

WHEREAS, the Village of East Dundee and Comcast which to extend the term of the Agreement to June 30, 2006.

WHEREAS, is a home rule unit of local government under and pursuant to Section 6 of Article VII of the Constitution of the State of Illinois, has the authority to exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the President and Board of Trustees of the Village of East Dundee having determined that it is in the best interests of the health, safety and welfare of the residents of the Village of East Dundee to execute the extension of the Agreement between the Village of East Dundee and Comcast.

NOW THEREFORE BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF EAST DUNDEE, COOK AND KANE COUNTIES, ILLINOIS, AS FOLLOWS:

Section One. That the Village President is authorized to execute, and the Village Clerk is hereby authorized to attest, the extension agreement between the Village of East Dundee and Comcast, a copy of which is attached hereto as Exhibit A.

Section Two. Severability. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the validity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section Three. Repeal. All ordinances, resolutions, motions or parts thereof in conflict herewith shall be and the same are hereby repealed.

Section Four. Publication. This ordinance shall be in full force and effect forthwith upon its adoption, approval and publication in pamphlet form as provided by law.

Adopted this 7th day of November, 2005, pursuant to a roll call vote as follows:

AYES: Ruffulo, VanOstenbridge, O'Leary, Gorman, Carlini
NAYES: None
ABSENT: None

Approved by me this 7th day of November, 2005.



JERALD BARTELS, President

Published in pamphlet form this 30th day of January, 2006, under the authority of the President and Board of Trustees.

ATTEST:


NIKKI GILES, Village Clerk

Recorded in the Village Records on January 30th, 2006.

