ORDINANCE NO. 14-2018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, REPEALING CHAPTER 12, FRANCHISES, ARTICLE III, CABLE TELEVISION

WHEREAS, on September 7, 2005, Chapter 66 of the Texas Utilities Code established state-issued cable and video franchise; and

WHEREAS, the franchise agreement, Ordinance No. 64-1998, between the City of Abilene and Cebridge Acquisition, LP d/b/a Suddenlink Communications expired on December 17, 2013; and

WHEREAS, cable service providers are now subject to the State of Texas issued franchise, as mandated by Chapter 66; and

WHEREAS, City of Abilene Ordinance Chapter 12, Franchises, Article III, Cable Television, has been preempted by state law, being Texas Utilities Code Chapter 66;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS

PART 1: That the City Council of the City of Abilene repeal and reserve Chapter 12, Franchises, Article III, Cable Television as set forth in Exhibit A attached hereto.

PART 2: That if the provisions of any section, subsection, paragraph, subdivision or clause of this Ordinance shall be adjudged invalid by a court of competent jurisdiction, such judgment shall not effect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

PASSED ON FIRST READING this 22nd day of February, 2018.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 6th day of March, 2018, the same being more than 24 hours prior to a public hearing being held in the Council Chamber of City Hall in Abilene, Texas, at 4:30 p.m. on the 8th day of March, 2018, to permit the public to be heard.

PASSED ON SECOND AND FINAL READING this 8th day of March, 2018.

ATTEST:

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CITY SECRETARY

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MAYOR

APPROVED:

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CITY ATTORNEY

EXHIBIT A

CHAPTER 12. FRANCHISES

ARTICLE III. Reserved.