

AN ORDINANCE AMENDING ORDINANCE NUMBER 30 AS AMENDED BY ORDINANCE NUMBER 40 TO AMEND THE CABLE TELEVISION FRANCHISE GRANTED TELEVISION COMMUNICATION CORPORATION AND ASSIGNED TO WARNER-TVC CORP.; TO AUTHORIZE CERTAIN RATE INCREASES; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENLAND, ARKANSAS:

Section 1. That Schedule "A" to Ordinance Number 30 as amended by Ordinance Number 40 is hereby amended to read as follows:

SCHEDULE "A"

The Company may charge no more than the following rates for its services:

Residential Rates:

(Monthly rate for single family dwelling houses, duplexes, apartment, mobile homes and similar dwellings. This rate is also applicable to commercial establishments where service is for sole use of proprietor or his employees or agents.)

One service outlet	\$ 6.50
Second service outlet	1.50
Each additional outlet or service jack	

Commercial Rates:

(For business engaged in sale or repair of television receivers monthly rate.)

One service outlet	8.00
(No additional charge for additional outlets or service jacks in reasonable quantity for display of sets or repair purposes. Additional outlets as required may be installed by customer or will be installed by Warner TVC Corp. on a "time and material" basis.)	

Monthly rate for Hotels, Motels, Rooming Houses (where on-premises meal preparation not permitted as distinguished from apartment houses), Fraternities, Sororities, Dormitories and similar uses.

One service outlet	\$ 8.00
Each additional outlet or service jack	1.20

Special Service Rates

Connection Fee	12.00
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Relocation Fee (To move from one apartment to another apartment or from house to house or similar relocation)	10.00
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Re-Connection Fee (Where service has been temporarily disconnected voluntarily by customer)	10.00
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Re-Connection Fee (NON PAY) (Where service has been terminated by Company for non payment of monthly service fee)	10.00
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All money due from previous use must be paid in full in advance in addition to reconnection fee (NON PAY)

F. M. Connection 10.00 (For F. M. or Stereo service in location other than location of T. V. Receiver)	
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Inside Move Fee (To relocate service outlet within same building)	10.00
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Special service other than the above will be negotiated by the Company and the customer with charges to be based on a "time and material" basis.

Section 2. That Section 6 of Ordinance Number 30 is hereby amended to read as follows:


The Company shall pay to the City for the privilege of operating a community antenna television system under this franchise a sum equivalent to 3% of the Company's gross subscriber revenues per year derived from regular cable television operations in the City, provided a sum equivalent to 3% of the Company's gross revenues shall be paid to the City in the event the

Federal Communications Commission formally changes its rules so as to permit same. If and for so long as the Federal Communications Commission permits franchise fees of 4% of gross subscriber revenues derived from regular cable television operations in the City, Company shall pay to the City 4% rather than 3% of such gross subscriber revenues, provided a sum equivalent to 4% of the Company's gross revenues shall be paid to the City in the event the Federal Communications Commission formally changes its rules so as to permit same. The term "gross subscriber revenues" is meant to include only those revenues derived from the supplying of regular subscriber service, that is, the installation fees, disconnect and reconnect fees, and fees for regular cable benefits including the transmission of broadcast signals and access and origination channels if any. It does not include revenues derived from per program or per channel charges, leased channel revenues, advertising revenues or any other income derived from the system. Any franchise fee in excess of 2% of gross subscriber revenues may be passed on directly to the subscribers at the sole option of the Company and without further approval from the City.

Section 3. The City Council hereby determines that the rate increases authorized herein are required in order to enable the Company to meet all necessary costs of service and obtain a fair rate of return on the value of the system as a going concern; that payment of costs by the Company is necessary for public television service and the public welfare; and that this ordinance is necessary to meet cost of service. Therefore, an emergency is hereby declared, and this ordinance being necessary for the public welfare shall be in full force and effect from and after its passage.

PASSED AND APPROVED THIS 1 DAY OF March, 1977
1977.

APPROVED:


MAYOR

ATTEST:

CITY CLERK