

1 RESOLUTION
2 AND
3 NOTICE OF PUBLIC HEARING

4 WHEREAS, the City of Las Vegas (the "City" herein) is
5 desirous of providing its residents the opportunity to receive
6 community antenna television service; and

7 WHEREAS, the Nevada Legislature, pursuant to Chapter
8 711 of the Nevada Revised Statutes, has authorized city councils
9 to grant franchises to community antenna television systems for
10 the construction, maintenance and operation of such systems if
11 they require the use of the property of such city or the portion
12 of such city that is dedicated to public use, or both, for the
13 maintenance of their cables or wires underground, on the surface
14 or on poles for the transmission of the television pictures; and

15 WHEREAS, MISCO, INC. ("Misco" herein), is a Nevada
16 corporation that was created for the purpose of providing
17 community antenna television service to areas which are desig-
18 nated in its various franchises or permits, or both, and is
19 qualified to do business in the State of Nevada; and

20 WHEREAS, on September 30, 1985 Misco applied to the
21 City of Las Vegas (the "City" herein) for a franchise to permit
22 it to install, maintain, operate and use a community antenna
23 television system within the corporate boundaries of the City,
24 pursuant to the terms and conditions proposed in the Franchise
25 Agreement accompanying such application; and

26 WHEREAS, there exists a need to insure that the
27 installation, maintenance, operation and use of such a community
28 antenna television system is conducted in a manner that will not
29 interfere with the public's use of the improved and unimproved
30 public roads, highways, freeways, streets, avenues, lanes, paths,
31 alleys, drives, parkways, courts and easements which now or may
32 hereafter exist; and



1 WHEREAS, the purpose of the proposed Franchise Agree-
2 ment between the City and Misco is to grant the necessary
3 permission and authority to Misco to utilize the various
4 improved and unimproved public roads, highways, freeways, streets,
5 avenues, lanes, paths, alleys, drives, parkways, courts and
6 easements, which now or may hereafter exist, for the purpose of
7 installing, maintaining, operating and using its proposed
8 community antenna television system.

9 NOW, THEREFORE, pursuant to the provisions of Section
10 7.050 of the City Charter of the City (Chapter 517, Statutes of
11 Nevada 1983, as amended), IT IS HEREBY ACKNOWLEDGED, DETERMINED
12 AND RESOLVED, by the City Council of the City, as follows:

13 1. That Misco did, on September 30, 1985,
14 file an application with the City in which it
15 requests that a franchise be granted to Misco
16 for the purpose of installing, maintaining,
17 operating and using a community antenna television
18 system within the corporate boundaries of the City,
19 pursuant to the terms and conditions of the
20 proposed Franchise Agreement between the
21 City and Misco, a copy of which is attached
22 as Exhibit "A" hereto and by this reference
23 made a part hereof.

24 2. That the purpose, character, term, time
25 and conditions of the proposed franchise which
26 the City may grant to Misco in response to such
27 application is to install, maintain, operate and
28 use a community antenna television system in,
29 upon, along, across, above, over and under the
30 property of the City and the portion of the
31 City that is dedicated to public use for a
32 term of twenty (20) years from and after the

1 date thereof, all as is more fully set forth
2 in Exhibit "A". A copy of the proposed
3 Franchise Agreement is on file in the Office
4 of the City Clerk of the City and is avail-
5 able for inspection thereat by members of the
6 public.

7 3. That a public hearing on the advisability
8 of granting the proposed franchise be, and it
9 hereby is, set for Wednesday, June 4, 1986, in
10 the City Council Chambers, City Hall Complex,
11 400 East Stewart Avenue, Las Vegas, Nevada, at
12 the hour of 2:00 p.m., for the purpose of
13 hearing any objection or protest which may be made
14 by any person to the granting of the proposed
15 franchise to Misco.

16 4. That all interested persons shall have,
17 and they are hereby given, the right to appear
18 and be heard on the question of the advisability
19 of granting the proposed franchise to Misco
20 on the date and at the place and hour which are
21 specified for the public hearing in paragraph 3
22 of this Resolution and Notice, or at any sub-
23 sequent time to which said public hearing may be
24 adjourned.

25 5. That the notice provided by this Resolu-
26 tion and Notice is reasonably calculated to inform
27 each interested person of his or her opportunity
28 to appear and be heard on the advisability of
29 granting the proposed franchise, and that the
30 City Clerk therefore be, and she hereby is,
31 authorized, empowered and directed to cause
32 a copy of this Resolution and Notice to be

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published in full in the editions of the Las Vegas Sun and the Las Vegas Review Journal which will be published on the 16th day of May, 1986, and the 23rd day of May, 1986.

PASSED, ADOPTED and APPROVED this 7th day of May, 1986.

APPROVED:

By *William H. Briare*
WILLIAM H. BRIARE, Mayor
[Signature]
5-9-86

ATTEST:

Carol Ann Hawley
CAROL ANN HAWLEY, City Clerk