

RESOLUTION
AND
NOTICE OF PUBLIC HEARING

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

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

WHEREAS, VALLEY COMMUNICATIONS, INC. ("Valley" herein), is a Nevada corporation that was created for the purpose of providing community antenna television service to areas which are designated in its various franchises or permits, or both, and is qualified to do business in the State of Nevada; and

WHEREAS, on October 28, 1985 (as updated by a supplemental filing on April 25, 1986), Valley applied to the City for a franchise to permit it to install, maintain, operate and use a community antenna television system within the corporate boundaries of the City, pursuant to the terms and conditions proposed in the Franchise Agreement accompanying such application; and

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



1 hereafter exist; and

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

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

14 1. That Valley did, on October 28, 1985,
15 file an application with the City, as said
16 application was updated by a supplemental
17 filing on April 25, 1986, in which it requests
18 that a franchise be granted to Valley for the
19 purpose of installing, maintaining, operating
20 and using a community antenna television system
21 within the corporate boundaries of the City,
22 pursuant to the terms and conditions of the
23 proposed Franchise Agreement between the
24 City and Valley, a copy of which is attached
25 as Exhibit "A" hereto and by this reference
26 made a part hereof.

27 2. That the purpose, character, term, time
28 and conditions of the proposed franchise which
29 the City may grant to Valley in response to such
30 application is to install, maintain, operate and
31 use a community antenna television system in,
32 upon, along, across, above, over and under the

1 property of the City and the portion of the
2 City that is dedicated to public use for a
3 term of twenty (20) years from and after the
4 date thereof, all as is more fully set forth
5 in Exhibit "A". A copy of the proposed
6 Franchise Agreement is on file in the Office
7 of the City Clerk of the City and is avail-
8 able for inspection thereat by members of the
9 public.

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

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

28 5. That the notice provided by this Resolu-
29 tion and Notice is reasonably calculated to inform
30 each interested person of his or her opportunity
31 to appear and be heard on the advisability of
32 granting the proposed franchise, and that the

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City Clerk therefore be, and she hereby is,
authorized, empowered and directed to cause
a copy of this Resolution and Notice to be
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

Approved
5-9-86

ATTEST:

Carol A. Hawley
CAROL ANN HAWLEY, City Clerk