

ORDINANCE NO. _____

**AN ORDINANCE ADOPTING AND AMENDING THE
CABLE TELEVISION FRANCHISE GRANTED BY THE
LAKE MINNETONKA COMMUNICATIONS COMMISSION**

WHEREAS, on or about September 22, 1998, the Lake Minnetonka Communications Commission (“LMCC”), on behalf of its member municipalities (the cities of Deephaven, Excelsior, Greenwood, Independence, Minnetonka Beach, Minnetrista, Orono, Shorewood, Spring Park, Tonka Bay, Woodland, Medina, St. Bonifacius, Long Lake, Victoria, Minnesota), granted a Cable Television Franchise (“LMCC Franchise”) to Triax Midwest Association, L.P. to provide cable services and to maintain and operate a cable system within the LMCC’s franchise area; and

WHEREAS, the LMCC Franchise is currently held by Mediacom Minnesota LLC (“Mediacom”); and

WHEREAS, the City of Minnetrista, Minnesota (“City”) has issued a notice of withdrawal from the LMCC; and

WHEREAS, the City and Mediacom have reached agreement on the terms and conditions of a new cable television franchise.

NOW THEREFORE, the City of Minnetrista, Minnesota hereby ordains:

1. The City hereby adopts by reference the LMCC Franchise.
2. The LMCC Franchise shall remain in full force and effect until the date on which the City’s withdrawal from the LMCC is complete (“Withdrawal Date”).
3. Effective upon the Withdrawal Date, the LMCC Franchise is hereby automatically amended by striking all of its contents and in its place inserting the new cable franchise attached hereto as Exhibit A (“Mediacom Franchise”).
4. From and after the Withdrawal Date the Mediacom Franchise shall supersede and replace the LMCC Franchise and any previous franchise granted to Mediacom to own, operate and maintain a cable system within the City.
5. This Ordinance is effective immediately upon passage and publication.

_____, Mayor

ATTEST: _____
_____, City Clerk

EXHIBIT A

**Cable Television Franchise Ordinance
City of Minnetrista, Minnesota
Dated: December _____, 2013**