

## TOWN OF GYPSUM, COLORADO

### ORDINANCE NO. 08 SERIES 2019

#### AN ORDINANCE APPROVING THE FRANCHISE AGREEMENT WITH COMCAST OF COLORADO IX, LLC

WHEREAS, the Town of Gypsum (“Town”) is a home rule municipality duly organized and existing under Articles XX of the Colorado Constitution and the Town’s Home Rule Charter effective October 21, 1982; and

WHEREAS, the Town Council (“Council”) of the Town has the power to regulate streets and alleys and other public grounds within the Town and to enter into a franchise agreement pursuant to Article X of the Town Charter; and


WHEREAS, the Town Council finds and determines that it is in the best interest of the citizens of the Town to enter into a franchise agreement with Comcast of Colorado IX, LLC for cable television services.

NOW, THEREFORE, be it ordained by the Town Council of the Town of Gypsum, Colorado that:

1. **Approval of Franchise Agreement.** The Franchise Agreement (“Agreement”) between the Town of Gypsum and Comcast of Colorado IX, LLC, attached hereto and incorporated herein, is approved. The Mayor and the Town Clerk are authorized and directed to execute the Agreement on behalf of the Town.
2. **Public Inspection.** Copies of this ordinance and the Gypsum Municipal Code are available for public inspection at the office of the Gypsum Town Clerk.
3. **Public Hearing.** A public hearing on this Ordinance shall be held on the 25<sup>th</sup> day of June, 2019, at 7:00 p.m. at the Town of Gypsum Town Hall, 50 Lundgren Boulevard, Gypsum, Colorado.
4. **Effective Date.** This Ordinance shall become effective as a permanent Ordinance five (5) days after publication, following final adoption after a public hearing held on the 25<sup>th</sup> day of June, 2019, at 7:00 p.m., at the Gypsum Town Hall, 50 Lundgren Blvd., Gypsum, Colorado.
5. **Severability.** If any portion of this Ordinance is found to be void or ineffective, it shall be deemed severed from this Ordinance and the remaining provisions shall remain valid and in full force and effect.

INTRODUCED, READ AND ORDERED PUBLISHED BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE, SECONDED AND PASSED AT ITS REGULAR MEETING HELD AT THE TOWN OF GYPSUM ON THE 11<sup>TH</sup> DAY OF JUNE, 2019.

TOWN OF GYPSUM

By:   
Stephen M. Carver, Mayor *Pro Tem*  
*Tom Edwards*

Attest:

  
Danette Schlegel, Town Clerk



INTRODUCED ON SECOND READING, READ, CONSIDERED AT A PUBLIC HEARING AND FINALLY ADOPTED, PASSED AND APPROVED WITH AMENDMENTS, IF ANY, AND ORDERED POSTED AND PUBLISHED, BY THE TOWN COUNCIL OF THE TOWN OF GYPSUM, COLORADO, UPON A MOTION DULY MADE AND PASSED AT ITS MEETING HELD ON THE 25<sup>TH</sup> DAY OF JUNE, 2019, BY A VOTE OF \_\_\_\_\_ IN FAVOR AND \_\_\_\_\_ AGAINST.

TOWN OF GYPSUM

By: \_\_\_\_\_  
Stephen M. Carver, Mayor

Attest:

\_\_\_\_\_  
Danette Schlegel, Town Clerk

(S E A L)

**EXHIBIT A**

**FRANCHISE AGREEMENT**