

450.4

COMMONWEALTH OF KENTUCKY
LYON FISCAL COURT

AN ORDINANCE AMENDING THE CABLE TELEVISION
FRANCHISE WITH GALAXY CABLE, INC., D/B/A
GALAXY CABLEVISION

WHEREAS, Galaxy Cable, Inc., d/b/a Galaxy Cablevision, operates a cable television system with Lyon County, Kentucky, under the franchise Ordinance #450-2 passed by the Lyon Fiscal Court on November 2, 1989, as thereafter amended and assigned, and

WHEREAS, the Ordinance #450-2 granting a franchise to the Galaxy Cablevision, L.P. contains a provision for the County of Lyon to receive a sum of money equal to three percent (3%) of Galaxy Cablevision basic annual sum, and

WHEREAS, the County of Lyon, being a body politic has the ability to impose a franchise fee in the amount up to five percent (5%) of grantees basic annual sum, and

WHEREAS, the County of Lyon, being a body politic has the ability to mandate PEG channels to be available to its viewers, and

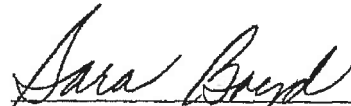
WHEREAS, the County of Lyon has requested that its franchise fee be increased to said five percent (5%) in exchange forgoing its ability to cause Galaxy Cablevision to provide a PEG channel for Lyon County, Kentucky for a period of one year;

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF LYON COUNTY, KENTUCKY, that;

SECTION 30. Franchise Fees. In consideration of the terms of this franchise, Grantee agrees to pay the County a sum of money equal to ~~three percent (3%)~~ five percent (5%) of Grantee's basic annual sum and shall be payable one-half (1/2) thereof at the end of each semi-annual period. The semi-annual anniversary shall be the last day of June and the last day of


December of each year, and each semi-annual payment shall be paid within sixty (60) days thereafter. In any event, Grantee may choose to pay the franchise fees on a monthly basis as long as this payment is before the semi-annual due date.

Done this 29 day of June, 2005.



Sara Boyd
Lyon County Judge Executive

ATTEST:



Sarah DeLuz
Lyon County Court Clerk

First Reading: 6/16/05
Second Reading: 6/20/05
Published: 6/22/05 & 6/29/05
Considered: 6/29/05
Passed: 6/29/05