

RESOLUTION NO. 11-93

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING JAMES A. PRUGEL, JR., CITY MANAGER, TO FILE DOCUMENTS REQUIRED UNDER "THE CABLE ACT" AS MAY BE NEEDED TO CERTIFY THE CITY TO REGULATE BASIC CABLE RATES AND TRIGGER THE FCC'S AUTHORITY TO REGULATE ADDITIONAL CABLE SERVICE TIERS, AND DECLARING AN EFFECTIVE DATE THEREOF.

WHEREAS, the Cable Television Consumer Protection and Competition Act of 1992 ("The Cable Act") gives local franchise authorities who have been certified to undertake regulation the jurisdiction to regulate rates relating to the basic tier of the cable programming; and

WHEREAS, the FCC regulates all other cable programming tiers under "The Cable Act", such regulation triggered by the filing of a subscriber complaint; and

WHEREAS, the City Council believes it to be in the best interest of the citizens of the City of Mesquite for the City to be certified to undertake basic tier regulation and to trigger the FCC's authority by filing a subscriber complaint;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That James A. Prugel, Jr., City Manager, is hereby authorized to act on behalf of the City of Mesquite and file such documents as may be required by "The Cable Act" and the rules promulgated thereunder to certify the City as qualified to regulate the cable basic service tier for cable television service in the City of Mesquite and to trigger the FCC's authority to regulate all other tiers of cable programming regulated by "The Cable Act".

SECTION 2. That this Resolution shall take effect immediately upon passage as the Charter in such cases provides.

DULY RESOLVED by the City Council of the City of Mesquite, Texas on the 7th day of June, 1993.

  
Cathye Ray, Mayor

ATTEST:

  
Lynn Prugel, City Secretary

APPROVED:

  
B.J. Smith, City Attorney