

# COUNCIL MINUTES

July 9, 1998

The City Council of the City of Mesa met in a Special Council Meeting in the lower level meeting room of the Council Chambers, 57 East 1st Street, on July 9, 1998 at 7:32 a.m.

## COUNCIL PRESENT

Mayor Wayne Brown  
Jim Davidson  
John Giles  
Keno Hawker  
Bill Jaffa  
Dennis Kavanaugh

## COUNCIL ABSENT

Pat Pomeroy

## STAFF PRESENT

C.K. Luster  
Tom Albright  
Pauline Backer  
Wayne Balmer  
Cindy Barris  
Neal Beets  
Denise Bleyle  
Dan Brewer  
Dorothy Chimel  
Cory Gherkins  
Joe Holmwood  
Mike Hutchinson  
Barbara Jones  
Harry Kent  
Wayne Korinek  
Ron Krosting  
Dorinda Larsen  
Greg Marek  
Jeff Martin  
Frank Mizner  
Keith Nath  
Ellen Pence  
David Plumb  
Bryan Raines

## STAFF PRESENT (CONT.)

Andrea Rasizer  
Tom Remes  
Becky Richardson  
Jenny Sheppard  
Ursula Strephans  
Walter Switzer  
Doug Tessendorf  
Mike Whalen  
Mindy White  
Paul Wilson  
Jim Wright

## OTHERS PRESENT

Peter Collins  
Joanie Flatt  
Victor Linoff  
Scott Rhodes  
Malcolm Ross  
Robbie Sherwood  
Al Williams  
Chris Zaharis  
Others

Mayor Brown excused Councilmember Pomeroy from the meeting.

1. Introduction of the following ordinance and setting August 3, 1998 as the date for the public hearing on this ordinance.
  - a. Granting a nonexclusive license to Eagle West L.L.C. to construct, install, and operate lines, wires, coaxial cable, and appurtenances for originating, receiving, distributing, and supplying radio, television, and other cable communication services along, across, and upon the public streets, ways, alleys, and places within a portion of the City of Mesa; and providing penalties for default in any terms or condition of this license.

Management Services Manager Dan Brewer advised that an ordinance has been prepared by staff in response to a request to transfer a cable television license from Mission Cable Company, operator of a small cable system in East Mesa (less than approximately 300 customers), to Eagle West L.L.C., who is purchasing the existing system. Mr. Brewer referred to a map defining the service area boundary and stated that staff has reviewed the application and found the application to be in compliance with the requirements of the City's cable television ordinance. Mr. Brewer said that it is the recommendation of staff that Council proceed with the approval of the transfer of the license.

Mr. Brewer introduced Peter Collins and Al Williams, representatives from Eagle West L.L.C. present at the meeting.

Mr. Brewer and Mr. Collins responded briefly to questions from Council pertaining to additional cable television systems operated by Eagle West L.L.C., industry competition, and system capabilities.

It was moved by Councilmember Hawker, seconded by Vice Mayor Giles, that an ordinance be introduced granting a nonexclusive license to Eagle West L.L.C. to construct, install, and operate lines, wires, coaxial cable, and appurtenances for originating, receiving, distributing, and supplying radio, television, and other cable communication services along, across, and upon the public streets, ways, alleys, and places within a portion of the City of Mesa; and providing penalties for default in any terms or condition of this license; and that August 3, 1998 be set as the date for the public hearing on the ordinance.

A tabulation of votes showed the motion carried unanimously by those present.

2. Adjournment.

Without objection the Special Session adjourned at 7:37 a.m.

Carried unanimously

\_\_\_\_\_  
WAYNE BROWN, MAYOR

ATTEST:

\_\_\_\_\_  
BARBARA JONES, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special Council Meeting of the City Council of Mesa, Arizona, held on the 9th day of July 1998. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this \_\_\_\_ day of \_\_\_\_\_ 1998

\_\_\_\_\_  
BARBARA JONES, CITY CLERK