



**CITY OF RIO RANCHO  
ORDINANCE**

**ORDINANCE NO. 28**

**ENACTMENT NO. 14-23**

**ORDINANCE AMENDING CABLE FRANCHISE**

**WHEREAS:** the current Cable Franchise was adopted in January 2008; and

**WHEREAS:** the Cable Franchise defines how franchise fees received by the City of Rio Rancho are used; and

**WHEREAS:** the Governing Body has given direction for modified and new service levels and uses for cable franchise fees related to community media; and

**WHEREAS:** in order to facilitate what is desired by the Governing Body, the existing Cable Franchise must be amended.

**NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RIO RANCHO:**

**Section 1.** Section 6. Franchise Fee in the Cable Franchise Ordinance is hereby amended as follows (new text in red):

(A) Payment to the City. The Franchisee shall pay the City a franchise fee in an amount equal to five percent (5%) of Gross Revenues. Of the total franchise fee received, forty percent (40%) shall be deposited in a special fund dedicated to the purposes of funding renewal procedures and ~~of developing community cable television programming and access~~ **for promoting and making information available about the City through various platforms and initiatives. Effective July 1, 2015, of the total franchise fee received, thirty percent (30%) shall be deposited in a special fund dedicated to the purposes of funding renewal procedures and for promoting and making information available about the City through various platforms and initiatives.** The balance shall be deposited into the general fund.

**Section 2. Severability Clause.** If any section, paragraph, clause, or provision of this Ordinance, or any section, paragraph, clause, or provision of any regulation promulgated hereunder shall for any reason be held to be invalid, unlawful, or enforceable, the invalidity, illegality, or unenforceability of such section, paragraph, clause, or provision shall not affect the validity of the remaining portions of this Ordinance or the regulation so challenged.

**Section 3. Compiling Clause.** This Ordinance shall be incorporated in and compiled as part of the Revised Ordinances of the City of Rio Rancho, (R.O. 2003).

**Section 4. Effective Date.** This Ordinance shall become effective ten days after adoption.

1 ADOPTED THIS 14<sup>th</sup> DAY OF JANUARY, 2015

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5 Gregory D. Hull, Mayor

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8 ATTEST:

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11 Stephen J. Ruger, City Clerk  
12 (SEAL)