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SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA



FROM: Purchasing & Fleet Services

SUBMITTAL DATE: September 9, 2003

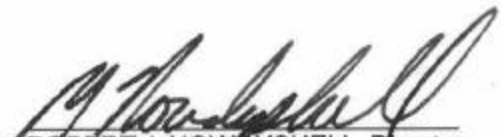
SUBJECT: TRANSFER OF CONTROL OF COMMUNITY ANTENNA TELEVISION LICENSE ISSUED TO KOUNTRY KABLE TO ANTILLES WIRELESS, LLC TO PROVIDE CABLE TELEVISION SERVICES IN THE FOURTH SUPERVISORIAL DISTRICT THE COMMUNITIES OF THERMAL AND MECCA.

RECOMMENDED MOTION: That the Board of Supervisors:

Adopt Resolution 2003-406 providing for the transfer and control of the Community Antenna Television License from Kountry Kable to Antilles Wireless, LLC to provide cable television services within the Fourth Supervisorial District.

BACKGROUND: By the attached letter received August 6, 2003 Antilles Wireless, LLC made formal application to the Clerk of the Board office for transfer and control of the Community Antenna Television License currently held by Kountry Kable. Both County Counsel and our office have reviewed the attached application and find it responsive to Ordinance 503.10 and would therefore recommend that the board approve the applicant's request based on the attached findings. The license expires December 15, 2007.

(Continued on Page 2)

  
ROBERT J. HOWDYSELL, Director  
Purchasing and Fleet Services


FINANCIAL DATA:

CURRENT YEAR COST: \$0  
NET COUNTY COST: \$0

ANNUAL COST: \$0  
IN CURRENT YEAR BUDGET: N/A  
BUDGET ADJUSTMENT: YES/NO FOR FY: N/A

SOURCE OF FUNDS:

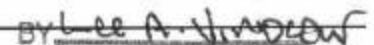
C.E.O. RECOMMENDATION: APPROVE.



County Executive Officer Signature

FORM APPROVED  
COUNTY COUNSEL

AUG 13 2003

BY 

Policy  
 Policy

Consent  
 Consent

Department Recommendation:  
Per Executive Office:

Prev. Agn. ref.  
NONE

Dist.  
ALL

AGENDA NO.

ATTACHMENTS FILED  
WITH THE CLERK OF THE BOARD

9 12

**Board of Supervisors**

**Form 11: TRANSFER OF CONTROL OF COMMUNITY ANTENNA TELEVISION LICENSE ISSUED TO KOUNTRY KABLE TO ANTILLES WIRELESS, LLC TO PROVIDE CABLE TELEVISION SERVICES IN THE FOURTH SUPERVISORIAL DISTRICT THE COMMUNITIES OF THERMAL AND MECCA.**

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**FINDINGS:**

- A. Granting the transfer of this license will not result in any negative impacts to the communities being served.
- B. Transfer of license will not create adverse economic or aesthetic impact upon the public or private property within Antilles Wireless proposed service area.
- C. Granting of transfer of license will not cause unreasonable disruption or inconvenience to existing users, or any adverse effects on future use of poles, public easements and the public right-of-ways, contrary to the intent of Section 767.5 of the Public Utilities Code.
- D. The applicant has adequately demonstrated its financial and technical ability to perform.
- E. That transfer of this Community Antenna license to Antilles Wireless is found to be economically feasible.
- F. Approving the transfer of this license will not expand in any way the territory in the Thermal and Mecca areas that are currently licensed with Kountry Kable.

2  
3 RESOLUTION NO. 2003-406  
4 A RESOLUTION GRANTING CONSENT TO THE  
5 TRANSFER OF CONTROL OF A CABLE TELEVISION FRANCHISE  
6 FROM KOUNTRY KABLE TO ANTILLES WIRELESS, LLC

7 WHEREAS, Kountry Kable ("Grantee") currently holds a Cable Television Franchise License (the  
8 "Franchise") to own and operate a cable television system (the "System") in Riverside County; and

9 WHEREAS, a formal application has been filed with the Clerk to the Board of Supervisors for the  
10 transfer of the Non-Exclusive Community Antenna Television License granted December 15, 1992,  
11 serving the communities of Thermal and Mecca, California, currently held by Rodney Gorges d/b/a  
12 Kountry Kable; and

13 WHEREAS, on May 28, 2003, Antilles Wireless, LLC signed a Letter of Intent to purchase the  
14 cable television system assets serving Thermal and Mecca in the County of Riverside, State of California  
15 from Mr. Rodney Gorges (who does business as Kountry Kable); and

16 WHEREAS, granting the transfer of this license will not result in any negative impacts to the  
17 communities being served; and

18 WHEREAS, transfer of license will not create adverse economic or aesthetic impact upon the  
19 public or private property within Antilles Wireless proposed service area; and

20 WHEREAS, granting of transfer of license will not cause unreasonable disruption or  
21 inconvenience to existing users or any adverse effects on future use of poles, public easements and the  
22 public right-of-ways, contrary to the intent of Section 767.5 of the Public Utilities Code; and

23 WHEREAS, the applicant has adequately demonstrated its financial and technical ability to  
24 perform; and

25 WHEREAS, granting the transfer of this license will not adversely impact societal interests or the  
26 County's interest in the universal cable services; and

27 WHEREAS, that the transfer of this Community Action license to Antilles Wireless is found to be  
28 economically feasible.

1 NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors in regular session  
2 assembled on September 9, 2003, that in consideration of the foregoing and the promises set forth herein,  
3 the Grantor and Grantee hereby agree to the following;

4 1. Grantor consents to and recognizes the Transfer of Control to Antilles Wireless, LLC or to any  
5 wholly owned affiliate of Antilles as described in the Transfer Application;

6 2. Grantor acknowledges that no further consent is required for the assignment of the Franchise to  
7 any affiliate company under common control with or controlled by Antilles, so long as transferor  
8 promptly notifies Grantor in writing of such transfer.

9 3. Grantor confirms that the existing Franchise continues to be valid and outstanding and in full  
10 force and effect.

11 4. Grantee agrees to abide by and adhere to all conditions and terms previously agreed to by  
12 Kountry Kable.

13 5. This resolution shall take effect immediately.

14  
15 ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2003, by Grantor.

16 RIVERSIDE COUNTY

17  
18  
19 BY: \_\_\_\_\_  
20 John Tavaglione  
Chairman of the Board of Supervisors

21 ATTEST:

22 BY: \_\_\_\_\_

23 (RIVERSIDE COUNTY SEAL)