

**ORDINANCE NO. 674**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF  
HAWARDEN, IOWA, BY AMENDING CABLE RATES AND FEES**

BE IT ENACTED by the City Council of Hawarden as follows:

**Section 1. Amendment.** The Hawarden Municipal Code is hereby amended to amend Section 113.09 as it now reads to read as follows.

**113.09 CABLE TELEVISION SERVICES.**

a.	Service Tiers	
	i. Local Service.....	\$14.95
	ii. Basic Service.....	\$38.95
	iii. Digital Base Pack.....	\$10.00
b.	Analog Premium Channels	
	i. HBO.....	\$14.95
	ii. Cinemax.....	\$8.00
	iii. Showtime Package.....	\$13.95
c.	Digital Premium Multiplexes	
	i. HBO Digital Multiplex .....	\$14.95
	ii. Showtime/TMC Digital Multiplex.....	\$13.95
	iii. Cinemax Digital Multiplex .....	\$10.00
	iv. Starz! Super Pak.....	\$12.50
d.	Pay-Per-View	
	i. Movies (each).....	\$3.99
	ii. Events.....	Varies
	iii. Adult Programming.....	Varies
iv	Digital Music Express	
	Commercial only.....	\$30.00
5.	Miscellaneous Charges	
	D. Digital access control fee (includes set top box maintenance).....	\$6.00

- E. Digital access control fee (without set top box maintenance).....\$2.00
- F. First standard definition digital set top box rental (access included).....\$6.00
- G. Additional standard definition digital set top box rental (access included) .....\$3.50
- H. High definition digital set top box rental with dual tuner digital video recorder (access included).....\$14.95
- I. Additional High Definition digital Set Top Box Rental with dual tuner digital video recorder (access included).....\$14.95 (each)
- J. M-Card rental (access included) .....\$2.95
- K. Replacement digital/analog remote control .....\$15.00
- L. Replacement digital set top box.....\$ 300.00
- M. Replacement of digital set top box with dual tuner digital video recorder.....\$ 500.00
- N. Analog converter box rental.....\$2.00
- O. Replacement analog converter box.....\$ 115.00
- P. Reconnect from nonpayment disconnect.....\$25.00

6. Annual Rate Review. The monthly rate for cable service set out above may be adjusted as follows: The Council shall review at least annually the cable cost increases according to the off air analog increases, cable programming cost price increases, and increased operational maintenance costs and make amendments to the rates as necessary to cover increases. At the first regularly scheduled Council meeting in January, or as soon thereafter as is practical, the Council may amend the rates and from time to time thereafter as costs increase. Any amendment will adjust rates beginning with the first full month after final passage of the amending ordinance unless the Council specifies a different date.

**Section 2. REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**Section 3. SEVERABILITY CLAUSE.** If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional such adjudication shall not affect the validity

of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**Section 4. WHEN EFFECTIVE** . This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

Passed by the council on the 25th day of April, 2012 and approved this 25<sup>th</sup> day of April, 2012.

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Ricard R. Porter, Mayor

ATTEST:

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Gary W. Tucker, City Administrator/Clerk

First Reading: March 28, 2012

Second Reading: April 11, 2012

Third Reading: April 25, 2012

I certify that the foregoing was published as Ordinance No. 674 on the 3rd day of May, 2012.

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Gary W. Tucker, City Administrator/Clerk