

# POPLAR BLUFF REGISTERED VOTERS ONLY

*New Petition - Sign Even if You Signed the Previous One*

## Ordinance By Petition for Poplar Bluff, Missouri

Shall the following ordinance be adopted?

- I. City Cable shall allow cable modems to be supplied by the customer.
- II. City Cable shall seek to provide the fastest cable modem speeds available in Missouri.
- III. City Cable shall provide at cost open access services to the cable modem and fiber-optic networks.
- IV. City Cable shall upgrade to the latest DOCSIS and other standards within eighteen months of release.
- V. City Cable shall provide Quality of Service queuing for streaming of voice, video and other services at cost.
- VI. City Cable shall enhance its fiber-optic network, predominantly in the city, using free cash flow for the greater good of Poplar Bluff's businesses, economy, commerce and citizens.
- VII. Every March, July, and November, City Cable shall issue a press release to local media outlets, and publish on City Cable's own home page, discussing short-term and long-term goals, projected timelines, and completion status. Prior to release, each press release shall be provided to all open access participants allowing at least two business days for response. Responses shall be included, unedited in City Cable's published press release.
- VIII. In order to properly account for open access expenses, City Cable shall have its own Internet Service become an open access participant and keep a separate set of financial records for income and expense reporting.
- IX. City Cable shall biannually employ the services of an independent, telecommunications-industry expert to calculate the costs and establish the rates of open access. The expert shall be recommended by a consensus of the open access participants and approved by the Municipal Utilities Advisory Board. For the initial selection, the open access participants shall include all Internet Providers who file a letter of intent to participate. The expert shall make analysis public and shall include the following: 1) Rates shall have two components: a connection fee per user and monthly per megabit rate for average peak aggregate bandwidth of combined users. 2) All distance calculations for open access fiber-optics shall be measured as the crow flies. 3) Construction and installation fees shall be capitalized upon request. 4) The expert shall interview each open access participant prior to finalizing calculations. An "Open Access Participants' Discussion" item will be added to the meeting agenda of the Municipal Utilities Advisory Board upon request by a participant.
- X. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed insofar as they do conflict. If any portion of this ordinance is declared by a court to be illegal, invalid or unenforceable, for any reason, the ruling shall not affect the legality, validity or enforceability of any or all remaining provisions of this ordinance.
- XI. Because this ordinance was passed by the initiative process, this ordinance and the open access policy may only be repealed or amended by initiative or referendum.

State of Missouri

County of Butler

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### POPLAR BLUFF REGISTERED VOTERS ONLY

#### SIGN THIS PETITION ONCE AND ONLY ONCE!

It is unlawful for anyone to sign a petition with any name other than their own, or knowingly to sign their name more than once for the same measure for the same election, or to sign a petition when they know they are not a registered voter, or to encourage another to do so.

THE FOLLOWING NAMED RESIDENTS AND REGISTERED VOTERS OF POPLAR BLUFF, MISSOURI, HEREBY SIGN THIS PETITION:

Signature	Print Name Clearly	Street & House of Residence	Date	Years of Residency within City of Poplar Bluff?	Age
1.				REQUIRED	
2.				REQUIRED	
3.				REQUIRED	
4.				REQUIRED	
5.				REQUIRED	
6.				REQUIRED	

AGE and YEARS OF RESIDENCY are required by the Missouri State Statutes

SIGN IT • STAMP IT • SEND IT

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